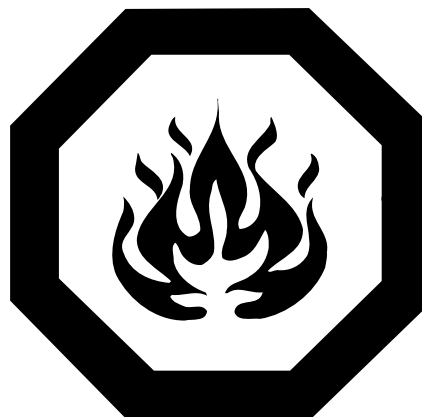
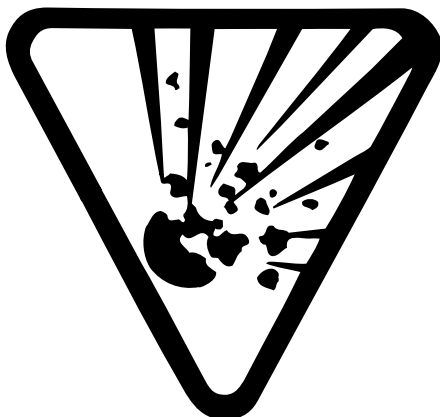




# Reference Manual for the *Consumer Chemicals and Containers Regulations, 2001* of the *Hazardous Products Act*



***Health Canada is the federal department responsible for helping the people of Canada maintain and improve their health. We assess the safety of drugs and many consumer products, help improve the safety of food, and provide information to Canadians to help them make healthy decisions. We provide health services to First Nations people and to Inuit communities. We work with the provinces to ensure our health care system serves the needs of Canadians.***

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 of the  
  
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**Using the Health Canada Reference Manual**  
  
**for the**  
  
***Consumer Chemicals and Containers Regulations, 2001***  
  
**Requirements of the**  
  
***Hazardous Products Act***

This manual is issued primarily to provide assistance to those who are concerned with the administration and enforcement of the federal requirements of Canada's *Consumer Chemicals and Containers Regulations, 2001* (CCCR, 2001) established under the *Hazardous Products Act*. The manual is intended to ensure a common understanding and approach in the administration of the Act and Regulations across Canada. It does not provide any legal advice regarding the CCCR, 2001. Appropriate legal advice is required by all the parties in the administration and enforcement of the CCCR, 2001.

The utility of the reference manual will be enhanced by referring to the index.

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## Introduction

The *Consumer Chemicals and Containers Regulations, 2001* (CCCR, 2001) establish classification criteria, labelling and packaging requirements for chemical products used by consumers. The classification criteria are based on a scientific assessment of the hazards that a product may pose during foreseeable use. Labelling and packaging requirements are determined from the product classification. The labelling takes the form of hazard symbols, warning statements, safety instructions and first aid statements. In some cases, child-resistant packaging is also required. This approach gives Canadian consumers better health and safety information about the chemical products available to them.

### Topics

Introduction  
 Excluded Products  
 Prohibitions  
 Additional Information  
 Transition Between Regulations  
 Consensus Process

## Excluded Products:

The following types of products are not subject to these requirements, since they are governed by other Canadian legislation: chemical products used exclusively in the workplace, cosmetics, drugs, explosives, foods, medical devices, nuclear substances, pest control products and tobacco products.


## Prohibitions:

Very hazardous products are prohibited from importation and sale. The prohibition generally applies to products classified as very toxic, very corrosive or very flammable. However, there are a few exceptions, for example, very flammable fuels such as gasoline.

The granting of an exception from prohibition involves a regulatory amendment to the CCCR, 2001 in accordance with the Canadian Federal Regulatory Process. A submission to Health Canada to request an exception from prohibition must clearly show the following:

- no other less hazardous alternative exists and is readily available or technically feasible;
- the benefits of the product outweigh the high degree of hazard to the user; and
- any other information which supports the request to allow a very hazardous product into the hands of the general public.

Health Canada will exercise its discretionary authority regarding the request and may make its permission subject to restrictions on the packaging, labelling or conditions of sale. Once the Regulations have been amended, the exception would apply to all products meeting the amendment conditions.

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### **Additional Information:**

The established criteria, labelling and packaging requirements are intended to provide a guide to manufacturers and importers as to the minimum information that the Canadian government believes is required for consumer safety. No set of rules can cover every situation. Manufacturers and importers are responsible in product liability law for properly assessing the risks of each product and formulation that they sell. Any chemical product used by consumers should be appropriately labelled, whether or not the Regulations call for the specific wording. These Regulations contain minimum requirements. Manufacturers and importers can add, and are encouraged to add, further information that they consider necessary to fully inform their customers of the hazards of using their products.

### **Transition Between Regulations:**


The CCCR, 2001 came into effect on October 1, 2001, with a transition period for existing consumer chemical products and containers that comply with the previous *Consumer Chemicals and Containers Regulations* (CCCR). There is a two-year transition period for upper-level suppliers of consumer chemical products and containers, with an additional one- or two-year transition period at retail, depending on the hazard posed by the product.

The transition period applies to consumer chemical products and containers that were being produced, sold or imported prior to October 1, 2001. A product must have reached the stage of production at which the plating-up of its label was completed and the plated-up label complied with the CCCR. Manufacturers, distributors and importers have until September 30, 2003 to meet the requirements of the CCCR, 2001. During the two-year transition period, products that comply with either the CCCR or the CCCR, 2001 are legal. After October 1, 2003, all consumer chemical products and containers must be in full compliance with the CCCR, 2001 when they are imported or sold above the retail level of trade.

Retailers have an additional transition period, to allow for old stock to be depleted. Products that were entitled to the manufacturer's transition period may continue to be sold at retail until September 30, 2005 if they are classified solely in the categories "harmful", "irritant", "combustible" or "pressurized container". Products classified under any other category must be sold by September 30, 2004.


The transition period does not apply in the following circumstances:

- the product was not produced, sold or imported into Canada prior to October 1, 2001;
- the product was produced before October 1, 2001, but it did not comply with the CCCR; or
- the product was produced before October 1, 2001 in compliance with the CCCR, but there has been a subsequent change to the product's formulation, labelling or packaging.

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### **Consensus Process:**

The review of the CCCR was conducted over a number of years, with the active collaboration of interested stakeholders, including the medical profession and public health organizations, the chemical industry, senior- and consumer-groups, academia, technical experts and various federal government departments. All interested stakeholders were represented on a Steering Committee and on one or more of four technical working groups that developed recommendations for improving the legislation. The recommendations were accompanied by the rationale that scientifically supported the proposals. This approach meant that all groups participated in shaping the results, and that Health Canada foresees co-operation in implementing the resulting Regulations.

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