

On 4/8/15 9:16 AM, Goodier,Gwen [NCR] wrote:

Hi Jim

In response to your questions:

Consistent with its obligations under the Basel Convention, Canada prohibits the shipment of hazardous wastes and hazardous recyclable materials across international borders without the prior informed consent of the importing jurisdiction. Canada's legislation (the Canadian Environmental Protection Act (CEPA) and the *Export and Import of Hazardous Waste and Hazardous Recyclable Material Regulations* (EIHWHRM)) require all exporters of hazardous waste or hazardous recyclable material to obtain a valid permit from Environment Canada before they can proceed with international shipments of these materials. The EIHWHRM Regulations also contain provisions that require permitted shipments to be returned when the hazardous waste or material is not accepted by the facility named in the export permit, or if the facility cannot, or refuses to, dispose of or recycle it in accordance with the export permit.

In the EIHWHRM Regulations, the definitions of hazardous waste and hazardous recyclable material do not capture waste and recyclables collected from households. This means that currently a Canadian import or export permit is not required for the transboundary movement of household waste or recyclables. Where a permit is not required, Environment Canada can request, but not compel, an exporter to bring back a waste shipment.

The Government of Canada takes its obligations under the Basel Convention very seriously. Environment Canada is currently in the process of developing new *Cross Border Movement of Hazardous Waste and Recyclable Materials Regulations*, and as part of the work on these new regulations we will consider a range of issues, including those relating to the export and import of non-hazardous ("other") waste.

Stakeholders will be consulted on the proposed new regulations. If you would like to be included in future consultations, we would be happy to add you to our stakeholder list. Environment Canada's Forward Regulatory Plan outlines planned new and amended regulations including the new *Cross Border Movement of Hazardous Waste and Recyclable Materials Regulations*, and is available on EC's website at this link: <http://www.ec.gc.ca/default.asp?lang=En&n=20DBAC8D&offset=2&toc=show#X-201403171545351>

I hope this helps answer your questions.

Regards

Gwen Goodier

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