NOTIFICATION

The following notification is being circulated in accordance with Article 10.6

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| **1.** | **Notifying Member:** Canada  **If applicable, name of local government involved (Article 3.2 and 7.2):** |
| **2.** | **Agency responsible:** Department of Health  **Name and address (including telephone and fax numbers, email and website addresses, if available) of agency or authority designated to handle comments regarding the notification shall be indicated if different from above:**  Canada's Notification Authority and Enquiry Point Global Affairs Canada Technical Barriers and Regulations Division 111 Sussex Drive Ottawa, Ontario, K1A 0G2 Canada Telephone: (343) 203-4273 Fax: (613) 943-0346 E-mail: [enquirypoint@international.gc.ca](mailto:enquirypoint@international.gc.ca) |
| **3.** | **Notified under Article 2.9.2 [****X],** **2.10.1 [****],** **5.6.2 [****],** **5.7.1 [****],** **other****:** |
| **4.** | **Products covered (HS or CCCN where applicable, otherwise national tariff heading. ICS numbers may be provided in addition, where applicable):** Consumer paints or other similar surface coating materials; specific consumer products (pencils, artist brushes, furniture and products for children) that have applied to them a paint or other similar surface coating material or a sticker, film or other similar material; Surface treatment and coating (ICS 25.220), Products of the chemical industry (ICS 71.100), Paints and varnishes (ICS 87.040), Paint ingredients (ICS 87.060), Furniture (ICS 97.140), Miscellaneous domestic and commercial equipment (ICS 97.180), Equipment for children (ICS 97.190), Toys (ICS 97.200.50) |
| **5.** | **Title, number of pages and language(s) of the notified document:** Regulations Amending Certain Regulations Made Under the Canada Consumer Product Safety Act (Surface Coating Materials) (26 pages, available in English and French) |
| **6.** | **Description of content:** Requirements to limit lead, mercury or certain other harmful elements (i.e., antimony, arsenic, cadmium, selenium or barium) in surface coating materials or in applied surface coating materials on various consumer products are currently set out in the *Surface Coating Materials Regulations*, the *Toys Regulations*, the *Carriages and Strollers Regulations*, the *Cribs, Cradles and Bassinets Regulations*, the *Expansion Gates and Expandable Enclosures Regulations* and the *Playpens Regulations* under the *Canada Consumer Product Safety Act* (CCPSA). The proposed Regulations would a) expand the meaning of a surface coating material; b) introduce a 90 mg/kg total lead limit in surface coating materials applied to furniture; c) remove the restrictions on lead, mercury and certain other harmful elements in surface coating materials applied to parts of products that are inaccessible; d) remove an outdated test method for the migration of certain harmful elements in applied surface coating materials; e) require testing to be done in accordance with a method that conforms to good laboratory practices; and f) ensure consistency between regulations. The proposed Regulations also include a few housekeeping amendments. |
| **7.** | **Objective and rationale, including the nature of urgent problems where applicable:** The objective of this regulatory proposal is to amend existing regulatory requirements for surface coating materials and applied surface coating materials under the CCSPA so that they are clear, consistent, relevant to all types of coating materials (including stickers, films and similar materials) and better aligned with the United States, so that they do not impose an undue compliance burden on industry. The amendments will also give Health Canada the necessary tools to act quickly to remove non-compliant products from the market and help protect Canadians.; Other |
| **8.** | **Relevant documents:**  *Canada Gazette*, Part I, 24 April 2021, pages 1730-1756 (available in English and French) |
| **9.** | **Proposed date of adoption:** On the date of publication in the Canada Gazette, Part II.  **Proposed date of entry into force:** These Regulations would come into force on the 180th day after the day on which they are published in the Canada Gazette, Part II. |
| **10.** | **Final date for comments:** 3 July 2021 |
| **11.** | **Texts available from: National enquiry point [****X]** **or address, telephone and fax numbers and email and website addresses, if available, of other body:**  The electronic version of the regulatory text can be downloaded at:  <https://www.gazette.gc.ca/rp-pr/p1/2021/2021-04-24/html/reg1-eng.html>  <https://www.gazette.gc.ca/rp-pr/p1/2021/2021-04-24/html/reg1-fra.html> |