

1984 BILL 229

Second Session, 20th Legislature, 33 Elizabeth II

THE LEGISLATIVE ASSEMBLY OF ALBERTA

BILL 229

AN ACT TO AMEND THE HAZARDOUS CHEMICALS ACT

DR. BUCK

First Reading

Second Reading

Committee of the Whole

Third Reading

Royal Assent

Bill 229
Dr. Buck

BILL 229

1984

AN ACT TO AMEND THE HAZARDOUS CHEMICALS ACT

(Assented to _____, 1984)

HER MAJESTY, by and with the advice and consent of the Legislative Assembly of Alberta, enacts as follows:

1 *The Hazardous Chemicals Act is amended by this Act.*

2 *Section 4 is amended*

(a) *by repealing subsection (1) and substituting the following:*

(1) The Minister shall by order

(a) establish a Schedule of hazardous chemicals and the restrictions governing them;

(b) add to or delete any substance or class of substances to or from the Schedule, when he is of the opinion that such a change should be made in the public interest.

(b) *by adding the following after subsection (3):*

(3.1) Every person who has in his possession any hazardous chemical in the Schedule shall advise the Minister within 90 days of

(a) the publication in The Alberta Gazette of the order whereby the hazardous chemical became a part of the Schedule, or

(b) the date the hazardous chemical came into the person's possession,

Explanatory Notes

1 The Bill will amend chapter H-3 of the Revised Statutes of Alberta 1980.

2 Section 4(1) and (3) presently reads:

4(1) The Minister may by order

(a) establish a Schedule of hazardous chemicals and the restrictions governing them;

(b) add to or delete any substance or class of substances to or from the Schedule.

(3) An order made under subsection (1) shall, as soon as possible after it is made, be published in The Alberta Gazette.

whichever is the later date, of the nature, quantity and location of the hazardous chemical, in a form prescribed by the Minister.

3 *The following is added after section 7.4:*

7.5(1) No person shall

- (a) consign or transport any hazardous waste, or
- (b) store or dispose of, or accept for storage or disposal, any hazardous waste,

which is, using the best available technology, capable of being made less hazardous, prior to its transportation, storage or disposal.

(2) Where a person is, for reasons acceptable to the Minister, unable to treat the hazardous waste they create or produce or handle it with the best available technology, he may apply to the department for a permit to transport the hazardous waste to a place where it can be treated with the best available technology.

(3) A person who contravenes this section is guilty of an offence and liable to a fine of not more than \$10 000 or 6 months imprisonment.

4 *The following is added after section 8:*

8.1 A person engaged in the use, transfer, storage, manufacture, production, disposal or importation of a hazardous chemical shall carry insurance against any liability to his employees, agents or contractors or to any third party, related to the hazardous chemical, in the amount prescribed by the regulations.

5 *Section 9 is amended by adding “storage, disposal,” after transfer“.*

6 *This Act comes into force on Proclamation.*

3 Requires maximum protection before transportation, storage or disposal.

4 Requirement for insurance.

5 Section 9 presently reads:

9 A person engaged in the use, transfer, manufacture, production or importation of a hazardous chemical shall maintain all records prescribed by the regulations.

6 Coming into force.