

Disclaimer

The contents of this document are intended to serve as a guide to Federal and Provincial Acts and Regulations affecting the Equipment Distributors Industry and are by no means to be interpreted as professional legal advice. Although every attempt is made to ensure the accuracy of this guide, the CAED claims no responsibility for any potentially false information presented in this document. If doubt arises, please refer to the official documents published by the appropriate governing agency.

Introduction

Workplace injuries, hazardous products and environmental degradation are but a few of the many recurring forces affecting the bottom line of industries across Canada, including the Equipment Distribution Industry. Both the Federal and Provincial governments have responded over the past several years with a significant amount of environmental health and safety (EHS) legislation in an effort to sustain human and environmental health without compromising economic growth. For many, these laws, statutes, acts and regulations can be very difficult to find and even more cumbersome to read and understand. As such, the Canadian Association of Equipment Distributors (CAED) has produced the **“Guide to Environment, Health & Safety Legislation”**. While created with EHS managers in mind, all levels of employees can benefit from this user-friendly guide. Whether you are a CEO looking for an update on the passing of new legislation, or a mechanic looking for safer ways to do your job, this guide has the tools to find the answers to your EHS questions.

Using the Guide

**Please note that this Guide is formatted for use in Microsoft Word. A printable version is also available on the CAED’s website in Adobe Acrobat Reader (PDF).*

Essentially, the purpose of this guide is to provide industry workers with the proper tools to easily access and understand EHS legislation. Although this guide may be downloaded and printed in hardcopy, its true value is in the Internet links (hyperlinks) provided and thus, it is highly recommended that users take advantage of these features by using the electronic format. Since both federal and provincial legislation affect the equipment distribution industry, a separate guide has been created for federal legislation as well as for each individual Province. To keep things simple, the format for each guide is as follows:

Table of Contents

1. The title of each Act affecting the industry has been identified and is listed in the Table of Contents; which is built-in as a separate frame for each **main document**. Clicking on a particular Act will bring you to that Act in the main document. To access the **Table of Contents** simply click on **Format** in the tool bar above. Then click on **Frames** and then **Table of Contents in Frame**.

Example:

Format → Frames → Table of Contents in Frame

Main Document

Acts and Regulations

2. The title of each **Act** and **Regulation** in the main document is **hyperlinked**. Clicking on this link will bring you directly to its full text version on the CANLII website.
3. Whenever possible, a brief **summary** accompanies the Act or Regulation.
4. Following each Act, a list of **Associated Regulations** are identified and also contain hyperlinks to the full text versions as well as summaries whenever possible.
5. For each Act, the **Responsible Government Department(s)** are listed and hyperlinked to their respective Department's home page.
6. For further information pertaining to an Act or associated Regulations, **Other Resources** are then listed and are also hyperlinked.
7. The final tool available for gathering information on a particular Act or Regulation is the **Contact** information (such as telephone number or email address) provided by the responsible government Department.

Guides and Guidelines

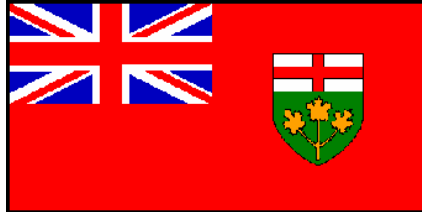
8. Links to existing guides and guidelines are listed for a variety of EHS activities. However, this is not the focus of this guide and it is anticipated that this section will eventually become an entirely separate guide for the industry.

Key References

9. Key references including those used as hyperlinks to full text acts and regulations in the main document are identified, listed and hyperlinked.

Please note that this guide is by no means complete, but is rather intended to be dynamic - constantly growing and evolving to best suit the needs of the industry. As such, comments and feedback regarding the contents of this guide are both encouraged and welcome. To do so, please contact the CAED at info@caed.org.

Ontario EHS Legislation



I. [COLLISION REPAIR STANDARDS ACT](#) [S.O. 2002, c. 31]

This Act was designed to protect the consumer from fraudulent repair shops and to create a fair marketplace for the industry. It requires all collision repair shops to be certified and to inform consumers of the “Motorists Bill of Rights”. It also subjects repair shops to random inspections to ensure conformity.

Responsible Government Department(s)

[Ministry of Consumer and Business Services](#)

Other Resources

[Insight - Collision Repair Industry](#)

Contact

[Ministry of Consumer and Business Services](#)

General Inquiries 1-800-268-1142 (in Ontario).

Consumer information and advice: 1-800-889-9768.

E-mail Inquiries to: cbsinfo@cbs.gov.on.ca

II. [CONSUMER PROTECTION ACT](#) [S.O. 2002, c. 30, Sch. A]

This Act stipulates the proper conduct required during consumer transactions that take place within the province. Pertinent sections of the Act include Part VI – Repairs to Motor Vehicles and Other Goods, and Part VIII – Leasing.

Responsible Government Department(s)

[Ministry of Consumer and Business Services](#)

Other Resources

[Canadian Better Business Bureau](#)
[Canadian Consumer Information Gateway](#)
[Consultation Documents](#)
[Industry Canada](#) - Consumer and Corporate Affairs
[Protecting Consumers](#)

Contact

[Ministry of Consumer and Business Services](#)
Marketplace Standards and Services Branch
250 Yonge Street, 35th Floor
Toronto, Ontario, M5B 2N5
1-800-268-1142

III. [DANGEROUS GOODS TRANSPORTATION ACT](#)**[R.S.O. 1990, c. D.1]**

This Act works closely with the federal Transportation of Dangerous Goods Act and its purpose is to regulate the movement of hazardous waste throughout the province. The equipment distribution industry uses many products that the government considers to be dangerous. These products are listed in the act under Schedule 1. Persons transporting dangerous goods must meet safety requirements such as product classification and identification in order to comply with the regulations that may be subject to inspection by government officials.

Associated Regulations

[General](#) [R.R.O. 1990, Regulation 261]

Responsible Government Department(s)

[Ministry of Transportation](#)

Other Resources

[Dangerous Goods Training \(US\)](#)
[MTO Research Library Online Catalogue](#)
[Transportation Health and Safety Association of Ontario \(THSAO\)](#)

Contact

[Ontario Ministry of Transportation](#)
Head Offices
301 St. Paul Street
St. Catharines, ON, L2R 7R4
General Inquiry: 1-800-268-4MTO (4686)

IV. [ENVIRONMENTAL PROTECTION ACT](#) [R.S.O. 1990, c. E.19]

This Act is designed to protect and conserve the natural environment. Notable parts of this act that affect the equipment industry include:

- [PART III](#) - Motor and Motor Vehicles
- [PART V](#) – Waste Management
- [PART VI](#) – Ozone Depleting Substances
- [PART VII](#) – Abandoned Motor Vehicles
- [PART IX](#) - Litter, Packaging, Containers, Disposable Products and Products That Pose Waste Management Problems
- [PART X](#) – Spills
- [PART XV.1](#) – Records of Site Condition

Associated Regulations

[Airborne Contaminant Discharge Monitoring and Reporting](#)

[O. Reg. 127/01]

[Classification and Exemption of Spills](#) [O. Reg. 675/98]

[Gasoline Volatility](#) [O. Reg. 271/91]

[General – Air Pollution](#) [R.R.O. 1990, Reg. 346]

[General – Waste Management](#) [R.R.O. 1990, Reg. 347]

[Industrial, Commercial and Institutional Source Separation Programs](#) [O. Reg. 103/94]

[Motor Vehicles](#) [O. Reg. 361/98]

[Ozone Depleting Substances - General](#) [R.R.O. 1990, Reg. 356]

[Recovery of Gasoline Vapour in Bulk Transfers](#) [O. Reg. 455/94]

[Refrigerants](#) [O. Reg. 189/94]

[Solvents](#) [O. Reg. 717/94]

[Spills](#) [R.R.O. 1990, Reg. 360]

[Waste Audits and Waste Reduction Work Plans](#) [O. Reg. 102/94]

[Waste Management - PCB'S](#) [R.R.O. 1990, Reg. 362]

This regulation prescribes proper waste handling and disposal of PCB's. Although fairly rare in today's heavy equipment industry, PCB's are most likely to be found in electrical equipment.

Responsible Government Department(s)

[Ontario Ministry of the Environment](#)

Other Resources

[Emergency Management Ontario](#)

[Environment Canada - Environmental Emergencies](#)

[Forms, Manuals and Guidelines Catalogue – Ontario Ministry of the Environment](#)

This highly useful link lists all of the Ontario Ministry of Environment publications and covers topics that include: air, emergencies and spills, environmental assessment, pollution prevention, water and waste. Guidelines, forms and manuals prescribed by provincial acts and regulations can be found here.

[Environment Canada](#)

[Used Oil - Fact Sheet - Recycling Council of Ontario](#)

[OnAIR – Air Emissions Monitoring Web site](#)

[Setting Air Quality Standards in Ontario](#)

Contact

[Spills and Emergencies](#)

Spills Action Centre
5775 Yonge Street
10th floor
North York ON M2M 4J1
Toll Free: 1-800-268-6060
Tel: (416) 325-3000
Fax (416) 325-3011

[Pollution Reporting Hotline](#)

1-866-MOE-TIPS (1-866-663-8477)
Email the hotline at: moe.tips@ene.gov.on.ca

[General Information Request](#)

Ministry of the Environment
Public Information Centre

1st floor, 135 St. Clair Avenue West
Toronto, ON M4V 1P5
416-325-4000
1-800-565-4923
Email the Public Information Centre at:
picemail@ene.gov.on.ca

Or contact your [regional/district/area offices](#)

V. **FIRE PROTECTION AND PREVENTION ACT** [S.O. 1997, c. 4]

This Act prescribes and delegates the responsibilities of fire protection and prevention to the municipalities. Companies must comply with the *Fire Code and are subject to inspections that assess conformity.

Associated Regulations

*[Fire Code](#) [O. Reg. 388/97]

Responsible Government Department(s)

[Office of the Ontario Fire Marshal](#)

Other Resources

[Fire Code Guidelines and Technical Papers](#)

[Ontario Fire Departments](#)

[Council of Canadian Fire Marshals and Fire Commissioners](#)

Contact

Please contact your [Regional Office](#)

VI. **HIGHWAY TRAFFIC ACT** [R.S.O. 1990, c. H.8]

The Highway Traffic Act regulates both the vehicles and the conduct of drivers using public highways in Ontario. For the equipment distribution industry, this means that any vehicle (and its' driver) using a public highway, must obey by the rules and regulations submitted by this Act.

Associated Regulations

[Allowable Gross Weight For Designated Class of Vehicle](#)

[R.R.O. 1990, Reg. 573]

[Classification of Vehicles as Irreparable, Salvage and Rebuilt](#)
[O. Reg. 376/02]

[Commercial Motor Vehicle Inspections](#) [R.R.O. 1990, Reg. 575]

[Commercial Motor Vehicle Operators' Information](#) [O. Reg. 424/97]

[Covering of Loads](#) [R.R.O. 1990, Reg. 577]

[Equipment](#) [R.R.O. 1990, Reg. 587]

[Garage Licenses](#) [R.R.O. 1990, Reg. 595]

[General](#) [R.R.O. 1990, Reg. 596]

[Hours of Work](#) [O. Reg. 4/93]

[Operation of Off-Road Vehicles on Highways](#) [O. Reg. 316/03]

[Orders to Impound or Release Motor Vehicles Under Section 55.1 of the Act](#) [O. Reg. 631/98]

[Over-Dimensional Farm Vehicles](#) [R.R.O. 1990, Reg. 603]

[Safety Inspections](#) [R.R.O. 1990, Reg. 611]

[Security of Loads](#) [R.R.O. 1990, Reg. 614]

[Slow Moving Vehicle Sign](#) [R.R.O. 1990, Reg. 616]

[Specifications and Standards for Trailer Couplings](#)
[R.R.O. 1990, Reg. 618]

[Suspension and Impoundment of Commercial Motor Vehicles For Critical Defects Under Section 82.1 of the Act](#) [O. Reg. 512/97]

[Testing, Repair and Compliance Requirements for Unsafe Vehicles Under Section 82 of the Act](#) [O. Reg. 381/02]

[Tire Standards and Specifications](#) [R.R.O. 1990, Reg. 625]

[Used Vehicle Information Package](#) [O. Reg. 601/93]

[Vehicle and Axle Weights](#) [R.R.O. 1990, Reg. 597]

Responsible Government Department(s)
[Ontario Ministry of Transportation](#)

Other Resources

[Farm Vehicles and Equipment and the Highway Traffic Act](#)

This guide has been developed to provide general information and clarification for the laws that apply to farm vehicles and equipment. It contains details about applications of certain sections of the Highway Traffic Act (HTA), which relate to farm vehicles and equipment.

(Source: <http://www.mto.gov.on.ca/english/pubs/farm/overvie.htm>)

[National Highway Traffic Safety Administration](#)

[Transportation Health & Safety Association of Ontario](#)

[Transportation Safety Board of Canada](#)

Contact

General inquiries:

[Ministry of Transportation Inquiry Centre](#)

Telephone: 1-800-268-4686

Greater Toronto Area: 416-235-4686

TTY (Teletypewriter users): 1-866-471-8929 or 905-704-2426 in the Niagara Region.

VII. [OCCUPATIONAL HEALTH AND SAFETY ACT](#) [R.S.O. 1990, c. O.1]

This Act “sets out the rights and duties of all parties in the workplace. It establishes procedures for dealing with workplace hazards, and it provides for enforcement of the law where compliance has not been achieved voluntarily.”
(Source: http://www.gov.on.ca/LAB/english/hs/ohsaguide/ohsag_intro.html)

Associated Regulations

[Confined Spaces Regulations – Draft \(.pdf\)](#) (New)

[Control of Exposure to Biological or Chemical Agents](#)

[R.R.O. 1990, Reg. 833]

[Designated Substance - Acrylonitrile](#) [R.R.O. 1990, Reg. 835]

[Designated Substance - Arsenic](#) [R.R.O. 1990, Reg. 836]

[Designated Substance - Asbestos](#) [R.R.O. 1990, Reg. 837]

[Designated Substance - Benzene](#) [R.R.O. 1990, Reg. 839]

[Designated Substance - Ethylene Oxide](#) [R.R.O. 1990, Reg. 841]

[Designated Substance - Isocyanates](#) [R.R.O. 1990, Reg. 842]

[Designated Substance - Lead](#) [R.R.O. 1990, Reg. 843]

[Designated Substance - Mercury](#) [R.R.O. 1990, Reg. 844]

[Designated Substance - Silica](#) [R.R.O. 1990, Reg. 845]

[Designated Substance - Vinyl Chloride](#) [R.R.O. 1990, Reg. 846]

[Industrial Establishments](#) [R.R.O. 1990, Reg. 851]

[Inventory of Agents or Combinations of Agents for the Purpose of Section 34 of the Act](#) [R.R.O. 1990, Reg. 852]

[Joint Health and Safety Committees - Exemption from Requirements](#) [O. Reg. 385/96]

[Roll-over Protective Structures](#) [R.R.O. 1990, Reg. 856]

[Training Programs](#) [O. Reg. 780/94]

[Training Requirements for Certain Skill Sets and Trades](#)
[O. Reg. 572/99]

[Workplace Hazardous Materials Information System \(WHMIS\)](#)
[R.R.O. 1990, Reg. 860]

Responsible Government Department(s)

[Ministry of Labour](#)

Other Resources

[An Occupational Health and Safety \(OHS\) Program in Your Work Place](#)

[A Guide for Joint Health and Safety Committees and Representatives in the Workplace](#)

[Canosh – Canadian Centre for Occupational Health and Safety](#)

[CCSE – Canadian Society of Safety Engineering](#)

[Employers – Workplace Safety and Insurance Board of Ontario](#)

[Guide to the Occupational Health and Safety Act](#)

[Industrial Accident Prevention Association \(IAPA\)](#)

[Industrial Health and Safety Solutions](#)

[International Occupational Safety and Health Information Centre](#)

[Lancaster House – Information on Labour, Employment and Human Rights Law](#)
[Workplace Hazardous Materials Information Systems \(WHMIS\) – Healthy Environments and Consumer Safety, Health Canada](#)
[Workplace Inspections - Four Steps to Health and Safety](#)

Contact

Ministry of Labour - Occupational health and safety matters,
1-800-268-8013 from anywhere in Ontario (416-326-7770 in the GTA).

Or contact your [Regional Office](#)

VIII. [SMOKING IN THE WORKPLACE ACT](#) [R.S.O. 1990, c. S.13]

This Act prohibits smoking in an enclosed workplace. Exceptions and designated smoking areas are described, as well as details concerning inspections, offences and penalties.

Responsible Government Department(s)

[Ministry of Labour](#)

Other Resources

[A Guide to Ontario's Workplace Smoking Law](#)

Contact

Ministry of Labour - Occupational health and safety matters,
1-800-268-8013 from anywhere in Ontario (416-326-7770 in the GTA).

Or contact your [Regional Office](#)

IX. [TECHNICAL STANDARD AND SAFETY ACT](#) [S.O. 2000, c. 16]

“The purpose of this Act is to enhance public safety in Ontario by providing for the efficient and flexible administration of technical standards...” This is achieved by ensuring that proper training, certification and licensing is achieved before using certain equipment.

(Source:

http://www.canlii.org/on/laws/sta/2000c.16/20040503/whole.html#P120_1696)

Associated Regulations

[Certification and Training of Elevating Device Mechanics](#)

[O. Reg. 222/01]

[Certification of Petroleum Equipment Mechanics](#) [O. Reg. 216/01]

[Compressed Natural Gas](#) [O. Reg. 214/01]

[Elevating Devices](#) [O. Reg. 209/01]

[Fuel Oil](#) [O. Reg. 213/01]

[Gaseous Fuels](#) [O. Reg. 212/01]

[Liquid Fuels](#) [O. Reg. 217/01]

[Operating Engineers](#) [O. Reg. 219/01]

[Propane Storage and Handling](#) [O. Reg. 211/01]

Responsible Government Department(s)

[Canadian Apprenticeship Forum](#)

[Ministry of Labour](#)

[Technical Standards and Safety Authority](#)

Other Resources

[Technical Standards and Safety Authority](#)

Contact

[Technical Standards & Safety Authority](#)

14th Floor, Centre Tower, 3300 Bloor Street West

Toronto, Ontario Canada M8X 2X4

Tel: 416-734-3300

Toll-Free (outside Toronto): 1-877-682-8773

X. [WASTE DIVERSION ACT](#) [S.O. 2002, c. 6]

This Act, passed on June 27, 2002 - created Waste Diversion Ontario (WDO), a permanent, non-government corporation, which is run by a board of directors comprised of industry, municipal and non-governmental representatives. The Act gave WDO the mandate to develop, implement and operate waste diversion

programs-to reduce, reuse or recycle waste. The Ministry of the Environment is responsible for overseeing the Act, including WDO activities.
(Source: <http://www.ene.gov.on.ca/land.htm>)

Associated Regulations

[Blue Box Waste](#) [O. Reg. 273/02]

[Used Oil Material](#) [O. Reg. 85/03]

[Used Tires](#) [O. Reg. 84/03]

Responsible Government Department(s)

[Ontario Ministry of the Environment](#)

Other Resources

[Stewardship Ontario](#)

[The Waste Diversion Act Initiatives](#)

This section outlines actions taken by the Ministry of the Environment on waste diversion, including the Blue Box Program, Used Tires Program and Used Oil Program.

(Source: <http://www.ene.gov.on.ca/land.htm>)

[Waste Diversion Ontario](#)

Waste Diversion Ontario (WDO) is a permanent, non-share non-government corporation created under the Waste Diversion Act on June 27, 2002. WDO was established to develop, implement and operate waste diversion programs for a wide range of materials that include Blue Box Waste, Used Tires, Used Oil Material, Household Special Waste, Electronic Waste, Organic Materials, Pharmaceuticals and Fluorescent Tubes.

(Source: www.wdo.ca)

[Waste Diversion Ontario Fact Sheet](#)

Outlines the function and mandate of Waste Diversion Ontario.

Contact

[General Information Request](#)

Ministry of the Environment
Public Information Centre
1st floor, 135 St. Clair Avenue West
Toronto, ON M4V 1P5
416-325-4000
1-800-565-4923

Email the Public Information Centre at:
picemail@ene.gov.on.ca

Or contact your [regional/district/area offices](#)

XII. [WORKPLACE SAFETY AND INSURANCE ACT](#) [ACT S.O. 1997, c. 16, Sch. A]

The purpose of this Act is to promote health and safety in the workplace, to facilitate the return to work, recovery and re-entry into the workforce, and to provide compensation and other benefits to workers and to survivors of deceased workers.

(Source:

http://www.canlii.org/on/laws/sta/1997c.16sch.a/20040503/whole.html#P489_7273)

Associated Regulations

[First Aid Requirements](#) [R.R.O. 1990, Reg. 1101]

[Functional Abilities Form](#) [O. Reg. 456/97]

[General](#) [O. Reg. 175/98]

Responsible Government Department(s)

[Ministry of Labour](#)

[Workplace Safety and Insurance Board \(WSIB\)](#)

Other Resources

[Canosh, Canada's National Occupational Safety and Health Web site](#)

[International Occupational Safety and Health Information Centre](#)

[The Labour Program, Human Resources and Development Canada](#)

[Occupational Safety & Health Administration \(OSHA\)](#)

[Return to Work Resources](#)

[Return to Work: Strategies, Implementation and Measures of Success](#)

Contact

[Ministry of Labour - Occupational health and safety matters](#),
1-800-268-8013 from anywhere in Ontario (416-326-7770 in the
GTA).

Or contact your [Regional Office](#)

Guides and Guidelines

[A Guide to Ontario's Workplace Smoking Law](#)

[A Guide to the Occupational Health and Safety Act](#)

[A Guide for Joint Health and Safety Committees and Representatives in the Workplace](#)

[Canada-wide Standards in Ontario](#)

Since 1998, Ontario has been participating with other jurisdictions across Canada in developing national standards titled "Canada-wide Standards" (CWS). These standards are the outcome of a consensus-based process with multi-stakeholder consultation.

(Source: <http://www.ene.gov.on.ca/land.htm>)

[Farm Vehicles and Equipment and the Highway Traffic Act](#)

This guide has been developed to provide general information and clarification for the laws that apply to farm vehicles and equipment. It contains details about applications of certain sections of the [Highway Traffic Act](#) (HTA) which relate to farm vehicles and equipment.

(Source: <http://www.mto.gov.on.ca/english/pubs/farm/overvie.htm>)

[Fire Code Guidelines and Technical Papers](#)

[Forms, Manuals and Guidelines Catalogue – Ontario Ministry of the Environment](#)

This **highly useful** link lists all of the Ontario Ministry of Environment publications and covers topics that include: air, emergencies and spills, environmental assessment, pollution prevention, water and waste. Guidelines, forms and manuals prescribed by provincial acts and regulations can be found here.

[Guide for use at Contaminated Sites in Ontario](#)

[Guide to the Occupational Health and Safety Act](#)

[Workplace Inspections - Four Steps to Health and Safety](#)

[Workplace Hazardous Materials Information System \(WHMIS\): A Guide to the Legislation](#)

Key References

[Canadian Legal Information Institute \(CanLII\)](#)

[Ontario Gazette](#)

www.e-laws.gov.on.ca