

“63. The dental hygienist reproducing the graphic symbol of the Order in advertisements shall ensure that the symbol complies with the one adopted by a resolution of the Bureau.”.

3. This Regulation comes into force on the fifteenth day following the date of its publication in the *Gazette officielle du Québec*.

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Draft Regulation

Environment Quality Act
(R.S.Q., c. Q-2)

Wood-burning appliances

Notice is hereby given, in accordance with sections 10 and 11 of the Regulations Act (R.S.Q., c. R-18.1) and section 124 of the Environment Quality Act (R.S.Q., c. Q-2), that the Regulation respecting wood-burning appliances, appearing below, may be made by the Government on the expiry of 60 days following this publication.

In order to achieve greater protection of the atmosphere by reducing particulate emissions from wood-burning appliances, the draft Regulation prohibits the manufacture, sale and distribution in Québec of wood-burning appliances that do not comply with the proposed standards.

The draft Regulation will have little economic impact on enterprises that make or sell wood-burning appliances because all Québec manufacturers of wood stoves and fireplaces already meet the environmental standards set by the United States Environmental Protection Agency (USEPA) or the Canadian Standards Association (CSA), which are to become mandatory under the draft Regulation.

The implementation of the draft Regulation will entail minimal additional administrative costs to manufacturers since the testing required to verify appliance conformity has been done by the accredited bodies and the manufacturers have obtained the necessary certifications and approvals. The marks of conformity to be affixed to the appliances are also available.

The main impact on the public and enterprises acquiring new wood-burning appliances after the Regulation comes into force will be the price differential between compliant and non-compliant appliances, although the

higher price for compliant appliances will be offset by the savings generated from reduced firewood consumption.

Further information may be obtained by contacting Carol Gagné, Service de la qualité de l’atmosphère, Direction des politiques de l’air, Ministère du Développement durable, de l’Environnement et des Parcs; telephone: 418 521-3813, extension 4594; fax: 418 646-0001; e-mail: carol.gagne@mddep.gouv.qc.ca

Any interested person wishing to comment on the draft Regulation may submit written comments to Michel Goulet, Head, Service de la qualité de l’atmosphère, Direction des politiques de l’air, Ministère du Développement durable, de l’Environnement et des Parcs, édifice Marie-Guyart, 675, boulevard René-Lévesque Est, 6^e étage, boîte 30, Québec (Québec) G1R 5V7, within the 60-day period.

LINE BEAUCHAMP,
*Minister of Sustainable Development,
Environment and Parks*

Regulation respecting wood-burning appliances

Environment Quality Act
(R.S.Q., c. Q-2, s. 31, 1st par., subpars. *a, c, d, e, h* and *i*, s. 53, par. *d*, ss. 86, 109.1, 124.0.1 and 124.1)

DIVISION I SCOPE

1. This Regulation applies to any stove, furnace, boiler, fireplace insert and factory-built fireplace designed to burn only wood in any of its forms and whose air-fuel ratio in the fire chamber is less than 35:1.

It does not apply to

(1) a fireplace insert or factory-built fireplace whose minimum burn rate is greater than 5 kg of fuel per hour, or fireplaces intended for outdoor use only;

(2) a boiler or furnace with a nominal heat output exceeding 2 MW;

(3) a maple syrup evaporator; or

(4) a wood-burning appliance intended exclusively for export from Québec.

2. This Regulation applies a reserved area and an agricultural zone established under the Act respecting the preservation of agricultural land and agricultural activities (R.S.Q., c. P-41.1).

DIVISION II

CONFORMITY OF WOOD-BURNING APPLIANCES

3. Every wood-burning appliance manufactured, sold, offered for sale or distributed in Québec as of (*insert the date of coming into force of this Regulation*) must comply with at least one of the following standards as regards particles emitted into the atmosphere:

(1) CAN/CSA – B415.1 – “Performance Testing of Solid-Fuel Burning Stoves, Inserts, and Low-Burn-Rate Factory-Built Fireplaces”, published by the Canadian Standards Association;

(2) 40 CFR 60, subpart AAA – “Standards of Performance for New Residential Wood Heaters”, published by the United States Environmental Protection Agency.

4. A wood-burning appliance is deemed to comply with a standard referred to in section 3 if

(1) the manufacturer or importer of the appliance has been issued a certificate of compliance or approval by the Canadian Standards Association or the United States Environmental Protection Agency or by an organization, enterprise or laboratory accredited by those bodies to verify compliance with the standard; and

(2) the appliance bears the mark of conformity with a standard referred to in section 3.

5. Every manufacturer or importer of wood-burning appliances must, for each model of wood-burning appliance marketed in Québec, keep for at least 5 years the reports on the certification or approval tests performed on the appliance by a body referred to in section 4 and, where applicable, the certificate of compliance issued by the body.

DIVISION III

OFFENCES

6. Every person who manufactures, sells, offers for sale or distributes in Québec a wood-burning appliance in contravention of section 3 and every person who contravenes section 5 is liable

(1) in the case of a natural person, to a fine of \$2,000 to \$25,000;

(2) in the case of a legal person to, a fine of \$5,000 to \$250,000.

7. The fines prescribed by section 6 are doubled for a second or subsequent offence.

8. This Regulation comes into force on the fifteenth day following the date of its publication in the *Gazette officielle du Québec*.

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