PART 8

ACCIDENTAL RELEASE AND IMMINENT ACCIDENTAL RELEASE REPORT REQUIREMENTS

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ACCIDENTAL RELEASE AND IMMINENT ACCIDENTAL RELEASE REPORT REQUIREMENTS

Definitions

Definitions for the following terms, used in this Part, are provided in Part 1, Coming into Force, Repeal, Interpretation, General Provisions and Special Cases:

accidental release
aircraft
CANUTEC
certification safety mark
class
classification
consignor
cylinder
dangerous goods
Director General
emergency
emergency response assistance plan or ERAP or ERP
employer
ICAO Technical Instructions
imminent accidental release
infectious substance
means of containment
person
public safety
railway vehicle
road vehicle
ship
shipping name
UN number

8.1 Immediate Reporting

(1) In the event of an accidental release of dangerous goods from a means of containment, a person who has possession of the dangerous goods at the time of the accidental release must make an immediate report of the accidental release to the persons listed in subsection (5) if the accidental release consists of a quantity of dangerous goods or an emission of radiation that is greater than the quantity or emission level set out in the following table:

Table

Class	Quantity	Emission Level
1	Any quantity that (a) could pose a danger to public safety or is greater than 50 kg; or (b) is included in Class 1.1, 1.2, 1.3 or 1.5 and is (i) not subject to special provision 85 or 86 but exceeds 10 kg net explosives quantity, or (ii) subject to special provision 85 or 86 and the number of articles exceeds 1 000. ***SOR/2008-34***	
2	Any quantity that could pose a danger to public safety or any sustained release of 10 minutes or more	
3	200 L	
4	25 kg	
5.1	50 kg or 50 L	
5.2	1 kg or 1 L	
6.1	5 kg or 5 L	
6.2	Any quantity ***SOR/2008-34***	
7	Any quantity that could pose a danger to public safety	An emission level greater than the emission level established in section 20 of the "Packaging and Transport of Nuclear Substances Regulations"
8	5 kg or 5 L	
9	25 kg or 25 L	

(2) For air transport, a person who has possession of dangerous goods at the time a "dangerous goods accident" or a "dangerous goods incident", as defined in the ICAO Technical Instructions, occurs on board an aircraft, in an aerodrome or at an air cargo facility must immediately report it to the persons listed in subsection (5).

(3) In the event of an imminent accidental release of dangerous goods, a person who has possession of the dangerous goods at the time of the imminent accidental release must immediately report it to the persons listed in subsection (5). An immediate report of an imminent accidental release is considered to be an immediate report for any subsequent accidental release.

(4) While each person who has possession of the dangerous goods at the time of an accidental release, a "dangerous goods accident" or a "dangerous goods incident" must make an immediate report, if one person makes the immediate report, the other persons are not required to make additional immediate reports.

(5) A person referred to in subsection (1), (2) or (3) must make an immediate report to

(a) the appropriate provincial authority listed in the table following this subsection;

(b) the person's employer;

(c) the consignor of the dangerous goods;

(d) for a road vehicle, the owner, lessee or charterer of the road vehicle;

(e) for a railway vehicle, CANUTEC at (613) 996-6666;

(f) for a ship, CANUTEC at (613) 996-6666, a Vessel Traffic Services Centre or a Canadian Coast Guard radio station;

(g) for an aircraft, an aerodrome or an air cargo facility, CANUTEC at (613) 996-6666 and the nearest Regional Civil Aviation Office of the Department of Transport and, if the aerodrome is an airport, the operator of the airport;

(h) for Class 1, Explosives, and Class 6.2, Infectious Substances, CANUTEC at 613-996-6666; and
SOR/2008-34

(i) for an accidental release from a cylinder that has suffered a catastrophic failure, CANUTEC at (613) 996-6666.

Table

Immediate Reporting - Provincial Authority

When a report is made directly to the local police, it is expected that they will inform the local fire department.

Province	Authority
Alberta	the local police and the appropriate provincial authority at 1-800-272-9600
British Columbia	the local police and the Provincial Emergency Program at 1-800-663-3456 ***SOR/2003-273***
Manitoba	the Department of Conservation at (204) 945-4888 and either the local police or the fire department
New Brunswick	the local police or 1-800-565-1633
Newfoundland	the local police and the Canadian Coast Guard at (709) 772-2083;
Northwest Territories	the appropriate authorities at (867) 920-8130
Nova Scotia	the local police or 1-800-565-1633 or (902) 426-6030
Nunavut Territory	the local police and the Nunavut Emergency Services at 1-800-693-1666
Ontario	the local police
Prince Edward Island	the local police or 1-800-565-1633
Quebec	the local police
Saskatchewan	the local police or 1-800-667-7525
Yukon Territory	the appropriate authorities at (867) 667-7244

8.2 Immediate Reporting Information

The immediate report must include as much of the following information as is known at the time of the report:

(a) the shipping name or UN number of the dangerous goods;

(b) the quantity of dangerous goods that

(i) was in the means of containment before the accidental release, the "dangerous goods accident" or the "dangerous goods incident", and

(ii) is known or suspected to have been released;

(c) a description of the condition of the means of containment from which the dangerous goods were released, including details as to whether the conditions of transport were normal when the means of containment failed;

(d) for an accidental release from a cylinder that has suffered a catastrophic failure, a description of the failure;

For example, there was an explosion, a valve sheared off or there was a crack in the cylinder.

(e) the location of the accidental release, the "dangerous goods accident" or the "dangerous goods incident";

(f) for a ship, the position of the ship and the next location at which the ship will be at anchor or alongside a fixed facility;

(g) the number of deaths and injuries resulting from the accidental release, the "dangerous goods accident" or the "dangerous goods incident"; and

(h) an estimate of the number of people evacuated from private residences, public areas or public buildings as a result of the accidental release, the "dangerous goods accident" or the "dangerous goods incident".

8.3 30-Day Follow-up Report

(1) If an immediate report was required to be made for an accidental release, a "dangerous goods accident" or a "dangerous goods incident", a follow-up report must be made by the employer of the person who had possession of the dangerous goods at the time of the accidental release, the "dangerous goods accident" or the "dangerous goods incident", or by the person if self-employed.

(2) The follow-up report must be made, in writing, to the Director General within 30 days after the occurrence of the accidental release, the "dangerous goods accident" or the "dangerous goods incident". The follow-up report must include the following information:

(a) the name and address of the place of business of the person providing the information and the telephone number, including the area code, at which that person may be contacted;

(b) the date, time and location of the accidental release, the "dangerous goods accident" or the "dangerous goods incident";

(c) the name and address of the place of business of the consignor;

(d) the classification of the dangerous goods;

(e) the estimated quantity of dangerous goods released and the total quantity of dangerous goods in the means of containment before the accidental release, the "dangerous goods accident" or the "dangerous goods incident";

(f) a description of the means of containment involved based on the identification markings and a description of the failure or damage to the means of containment, including how the failure or damage occurred;

(g) for an accidental release from a cylinder that has suffered a catastrophic failure, the certification safety marks and a description of the failure;

For example, there was an explosion, a valve sheared off or there was a crack in the cylinder.

(h) the number of deaths and injuries resulting from the accidental release, the "dangerous goods accident" or the "dangerous goods incident";

(i) an estimate of the number of people evacuated from private residences, public areas or public buildings; and

(j) if an emergency response assistance plan was activated, the name of the person who responded to the emergency in accordance with the emergency response assistance plan.

The address for the Director General is:
Transport Dangerous Goods (TDG), Place de Ville, Tower C, 9th Floor, 330 Sparks St., Ottawa, Ontario K1A 0N5.