Canadian Pesticide Compliance and Enforcement Overview

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Diana Dowthwaite
Director General, Compliance, Laboratory Services and Regional Operations Directorate
Pest Management Regulatory Agency, Health Canada
Presentation Overview

- Overview of Pesticide Regulation in Canada
- Health Canada’s Compliance and Enforcement Program for Pesticides
- Overview of Health Canada’s Pesticide Compliance and Enforcement Priorities
- Overview of Health Canada Pest Management Regulatory Agency’s Priorities
- Path Forward
Pesticide Regulation in Canada

- Regulation of pesticides is shared among federal, provincial/territorial and municipal levels of government
  - Federally, Health Canada Pest Management Regulatory Agency is responsible for regulating pesticides under the *Pest Control Products Act* and Regulations
    - Pre market Assessment of pesticides
      - Health
      - Environmental Impact
      - Value
    - Post market Evaluations
    - Compliance and Enforcement
  - 10 provinces, 3 territories responsible for
    - Transportation, sale, use, storage and disposal
    - Training, certification and licensing of applicators and vendors
    - Permits and use restrictions
    - Compliance and Enforcement
  - Municipalities
    - By laws.
Health Canada’s Pest Management Regulatory Agency

- **Mandate**

  To protect the health and environment of Canadians and to support Canadian competitiveness by regulating pesticides and their use in an effective and transparent manner.

- **Primary roles/functions**

  - Registering pesticides after a rigorous, science-based evaluation
  - Re-evaluating pesticides every 15 years to ensure that products meet current scientific standards
  - Promoting and verifying compliance with the *Pest Control Products Act* (PCPA) and its Regulations
Pesticide Compliance and Enforcement

- National Headquarters – responsible for setting strategic direction, priorities and reporting compliance and enforcement results

- Regional Operations – responsible for the delivery of compliance and enforcement activities

- Laboratory Services – lab analysis of inspection and investigation samples

- Working Groups – collaboration between National and Regional staff
  - Import
  - Compliance Results Tracking
  - Training
  - Outreach
  - Transparency and Reporting
Compliance and Enforcement Priorities 2016-17

- Delivery of National Pesticide Compliance Program
- Transparency and Openness
- Import Initiatives
- Outreach
- Engagement of international partners
Compliance and Enforcement 2016-17
Priorities: National Pesticide Compliance Program

- The National Pesticide Compliance Program outlines Health Canada's compliance priorities under the authority of the *PCPA*
- Risk-based and transparent approach
- The NPCP is aligned with the three pillars of HC’s compliance and enforcement framework
  - Active Prevention
  - Targeted Oversight
  - Rapid Response
Compliance and Enforcement 2016-17
Priorities: National Pesticide Compliance Program (continued)

- The NPCP is comprised of 9 program areas, with national and regional activities within each program area
  - Registrant Verification
  - Import Verification
  - Marketplace Verification
  - Agriculture Use Verification
  - Commercial and Industrial Users Verification
  - Re-evaluation Verification
  - Compliance Verification/Surveillance
  - Outreach, and
  - PMRA Laboratory
Compliance and Enforcement 2016-17 Key Priorities: Transparency and Openness

- Under Health Canada’s Regulatory Transparency and Openness Framework (RTOF), PMRA is committed to:
  - Posting an annual Compliance and Enforcement Report
    - 2014-15 Annual Report to be posted by end of March; 2015-16 Report being drafted
    - Includes information on compliance promotion activities carried out across Canada, the level of compliance observed for activities and enforcement measures taken as a result of non-compliance findings for activities as well as responses to complaints or incidents.
  - Enhanced inspection reporting
    - Modernization of inspection and collection techniques (use of tablets, electronic tools, lab analytical methods)
Compliance and Enforcement 2016-17
Priorities: Import Initiative

- Single Window Initiative is a joint initiative between Canadian Border Services Agency and other federal government departments to receive electronic import data in advance of its arrival for making product specific release decisions at the border.

- Involves
  - Identification of high risk goods
  - More efficient clearance and release of goods
  - Simplified business processes to facilitate industry compliance
  - Reporting based on pre-arrival and real time information
  - Eliminate paper
  - Alignment with international standards for processing shipments
Compliance and Enforcement 2016-17 Priorities: Import Initiative

- 80% of pesticides used in Canada are imported
- In 2011, HC PMRA started receiving commercial *Pathfinder* trade data from the CBSA as a pilot under the Single Window Initiative
- The data allows PMRA to characterize import patterns, volume of transactions, and to detect non-compliant importations
- Inspection findings to date:
  - 2013/14, 142 targeted follow-up inspections, 53% non-compliance
  - 2014/15, 143 targeted follow-up inspections, 43% non-compliance
  - 2015/16, as of January 2016, 142 targeted follow-up inspections, 50% non-compliance
  - 2016-2017, 200 inspections planned
PCP Imports per Province of Entry (cumulative)
February to July 2012

Millions of kg

Ontario | Saskatchewan | Manitoba | Alberta | British Columbia | Quebec | Atlantic

Heights vary representing the quantity of PCP imports per province from February to July 2012.
Compliance and Enforcement 2016-17 Key Priorities: Outreach

Outreach is a core Compliance and Enforcement activity as a means of communicating and raising awareness of the regulatory requirements of the *Pest Control Products Act* (PCPA).

Enhancing Outreach will be achieved by:

- HC PMRA Outreach and Communications Strategy
- Compliance and Enforcement Outreach Working Group

Goal to provide staff with the tools and resources needed to effectively engage and inform Canadians.
Compliance and Enforcement 2016-17 Key Priorities: Engagement of International Partners

- Strengthen working relationships with our international regulatory partners to share information and coordinate enforcement strategies

- Activities include:
  - US EPA MOU on information sharing
  - OECD Networks:
    - Network of Officials for Pesticide Compliance and Enforcement (NOPCE);
    - Network of Officials on Illegal Pesticides (ONIP).
Health Canada Pest Management Regulatory Agency: Priorities

- Cost Recovery
- 2016-2021 Strategic Plan
- Communications and Outreach Strategy
- Pollinator Protection
- Federal/Provincial/Territorial Committee on Pesticides and Pest Management
  - Strategic Plan
  - Water Monitoring
Path Forward

- Refining our understanding of risk
- Strengthening our mitigation of risk
- Performance measurement and reporting and "telling a better story"
- Transparency and Openness