



Canada's Updated Prohibition of Certain Toxic Substances Regulations to Take Effect in June

On December 31, 2025, Canada published the Prohibition of Certain Toxic Substances Regulations, 2025 (SOR/2025-270), replacing the Prohibition of Certain Toxic Substances Regulations, 2012 (SOR/2012-285). The new regulation will enter into force six months after publication, on June 30, 2026, at which time the 2012 regulation will be repealed and replaced.

Compared with the previous regulation, the key changes include:

1. Addition of newly prohibited substances

The new regulation adds two prohibited substances: Dechlorane Plus (DP) and Decabromodiphenyl ethane (DBDPE). Products containing these substances are also brought within the scope of control, subject to limited exemptions. Consumer product-related exemptions include:

- (1) Within five years from the date of publication of this regulation, the manufacture or import of electrical and electronic products containing Dechlorane Plus may continue;
- (2) Within fifteen years from the date of publication of this regulation, the manufacture or import of any manufactured item containing Decabromodiphenyl ethane, including electrical and electronic products, may continue.

2. Tightened controls on previously regulated substances

Further restrictions are imposed on the manufacture, use, sale and import of PFOS, PFOA, LC-PFCAs, hexabromocyclododecane (HBCD), polybrominated diphenyl ethers (PBDEs), and products containing them. Measures include the removal of certain exemptions or the limitation of specific activities previously permitted under the 2012 regulation.

3. Optimization of the substances list structure

The specific requirements for the two newly added prohibited substances are shown in the table below:

Column 1 Prohibited toxic substance	Column 2 Product containing toxic substance	Column 3 Authorized activity	Column 4 Conditions	Column 5 Permit eligibility (subsection 8(5))
Dechlorane Plus (DP)	-	-	-	Continue to manufacture or





				import the substance if the permit application is submitted within 30 days after the day on which these Regulations come into force
	(1) Electrical and electronic equipment parts	Manufacture, use, sell or import product	The authorized activity occurs no later than five years after the day on which these Regulations are published in the Canada Gazette, Part II	-
	(2) Electrical and electronic equipment containing a part set out in subitem (1)	Manufacture or import product	The authorized activity occurs no later than five years after the day on which these Regulations are published in the Canada Gazette, Part II	-
	(3) Replacement parts for electrical and electronic equipment	Use, sell or import product	The authorized activity is carried out until the end of the service life of the product or no later than December 31, 2044, whichever comes first	-
	(4) Electrical and electronic equipment containing a part set out in subitem (1) or a replacement part set out in subitem (3)	Use or sell product	The authorized activity is not subject to any condition	-
	(5) Aircraft engine fan case rub strip products	Use, sell or import product	Use, sell or import product	Continue to manufacture the product if the permit





				application is submitted within 30 days after the day on which these Regulations come into force
	(6) Aircraft engines containing the products set out in subitem (5)	Manufacture or import product	The authorized activity occurs no later than December 31, 2030	-
	(7) Void-filling and edge-sealing products	Use, sell or import product	The activity is carried out to service aircraft engine case rub strip products and occurs no later than December 31, 2030	Continue to manufacture the product if the permit application is submitted within 30 days after the day on which these Regulations come into force
	(8) Land-based motor vehicle parts	Manufacture, use, sell or import product	The authorized activity occurs no later than five years after the day on which these Regulations are published in the Canada Gazette, Part II	-
	(9) Land-based motor vehicles that contain a part set out in subitem (8)	Manufacture or import product	The authorized activity occurs no later than five years after the day on which these Regulations are published in the Canada Gazette, Part II	-
	(10) Replacement parts for land-based motor vehicles	Use, sell or import product	The authorized activity is carried out until the end of the service life of the product or no later than	-





			December 31, 2044, whichever comes first	
	(11) Land-based motor vehicles that contain a part set out in subitem (8) or a replacement part set out in subitem (10)	Use or sell product	The authorized activity is not subject to any condition	-
	(12) Parts for defence, aerospace and space products	Manufacture, use, sell or import product	The authorized activity occurs no later than five years after the day on which these Regulations are published in the Canada Gazette, Part II	-
	(13) Defence, aerospace and space products that contain a part set out in subitem (12)	Manufacture or import product	The authorized activity occurs no later than five years after the day on which these Regulations are published in the Canada Gazette, Part II	-
	(14) Replacement parts for defence, aerospace and space products	Use, sell or import product	The authorized activity is carried out until the end of the service life of the product or no later than December 31, 2044, whichever comes first	-
	(15) Defence, aerospace and space products that contain a part set out in subitem (12) or a replacement part set out in subitem (14)	Use or sell product	The authorized activity is not subject to any condition	-
	(16) Parts for stationary industrial machines, outdoor power equipment	Manufacture, use, sell or import product	The authorized activity occurs no later than five years after the day on	-





	and marine or garden products		which these Regulations are published in the Canada Gazette, Part II	
	(17) Stationary industrial machines, outdoor power equipment and marine or garden products which contain a part set out in subitem (16)	Manufacture or import product	The authorized activity occurs no later than five years after the day on which these Regulations are published in the Canada Gazette, Part II	-
	(18) Replacement parts for stationary industrial machines, outdoor power equipment and marine or garden products	Use, sell or import product	The authorized activity is carried out until the end of the service life of the product or no later than December 31, 2044, whichever comes first	-
	(19) Stationary industrial machines, outdoor power equipment, and marine or garden products that contain a part set out in subitem (16) or a replacement part set out in subitem (18)	Use and sell product	The authorized activity is not subject to any condition	-
	(20) Any product other than a product set out in any of subitems (1) to (19)	Use or sell product	The product was manufactured in Canada or imported before the day on which these Regulations come into force	Continue to manufacture or import the product if the permit application is submitted within 30 days after the day on which these Regulations come into force
Decabrom	-	-	-	Continue to





odiphenyl ethane (DBDPE)				manufacture or import the substance if the permit application is submitted within 30 days after the day on which these Regulations come into force
	(1) Pellets or flakes of polymeric thermoplastic or thermosetting material into which the substance has been compounded	Use, sell or import product	The authorized activity is carried out for the manufacture of wire and cable products and heat shrink products and occurs no later than 15 years after the day on which these regulations are published in the Canada Gazette, Part II	Continue to manufacture the product if the permit application is submitted within 30 days after the day on which these Regulations come into force
	(2) Pellets, flakes or blocks of rubber into which the substance has been compounded	Use, sell or import product	The authorized activity is carried out for the manufacture of rubber products and occurs no later than 15 years after the day on which these Regulations are published in the Canada Gazette, Part II	Continue to manufacture the product if the permit application is submitted within 30 days after the day on which these Regulations come into force
	(3) Pellets or flakes of high-density polyethylene intermediate material into which the substance has been compounded	Use, sell or import product	The authorized activity is carried out for the manufacture of high-density polyethylene products and occurs no later than 15 years after the	Continue to manufacture the product if the permit application is submitted within 30 days after the day on which these





			day on which these Regulations are published in the Canada Gazette, Part II	Regulations come into force
	(4) Any product other than a product set out in any of subitems (1), (2) or (3)	Use or sell product	The product was manufactured in Canada or imported before the day on which these Regulations come into force	Continue to manufacture or import the product if the permit application is submitted within 30 days after the day on which these Regulations come into force
	(5) Any product that is a manufactured item that is formed into a specific physical shape or design during its manufacture and that has, for its final use, a function or functions dependent in whole or in part on its shape or design	Manufacture or import product	The authorized activity occurs no later than 15 years after the day on which these Regulations are published in the Canada Gazette, Part II	-
	(6) Replacement parts — that are manufactured items that are formed into a specific physical shape or design during their manufacture and that have, for their final use, a function or functions dependent in whole or in part on their shape or design — for the following products: (a) defence, aerospace and space products;	Use, sell or import product	The authorized activity is carried out until the end of the service life of the product or no later than 30 years after the day on which these Regulations are published in the Canada Gazette, Part II, whichever comes first	-





	(b) land-based motor vehicles; (c) stationary industrial machines; (d) marine and garden products; (e) outdoor power equipment; (f) medical and in vitro diagnostic devices; (g) medical imaging and radiotherapy devices and installations; and (h) instruments for analysis, measurement, control, monitoring, testing, production and inspection			
	(7) Any product that is a manufactured item that is formed into a specific physical shape or design during its manufacture and that has, for its final use, a function or functions dependent in whole or in part on its shape or design	Use or sell product	The authorized activity is not subject to any condition	-

Original link: <https://gazette.gc.ca/rp-pr/p2/2025/2025-12-31/html/sor-dors270-eng.html>

HCT SOLUTION:

Dechlorane Plus and Decabromodiphenyl ethane are primarily used as flame retardants, with Decabromodiphenyl ethane showing a relatively high detection frequency in flame-retardant materials. Although both substances are subject to certain regulatory exemptions, it is recommended that relevant enterprises initiate supply chain investigations as early as possible to identify relevant applications and verify whether they meet the applicable exemption conditions. For situations that do not qualify for exemptions, substitution and phase-out measures should be implemented promptly to ensure product compliance.

