

# Boat Hull Maintenance Program

October

## Historical Use Of Copper

11/22/2006

## Commonly Used Copper Based Antifouling Paint

**ENVIRONMENTAL HAZARDS:**  
Toxic to aquatic organisms. Do not contaminate water. Do not apply directly to water by cleaning of equipment or disposal of wastes. Do not allow chips or dust generated during paint removal to enter water.

## Blatant Disregard For The Marine Environment and Violation of Section 36 (3) of the Federal Fisheries Act

11/22/2006 Page 4

## Antifouling Paint Toxicity

11/22/2006 Page 5

## Protecting Fishery Resources For Today And Future Generations

11/22/2006

## Relevant Sections of the Fisheries Act

### Section 35. (1)

- no person shall carry on any work or undertaking that results in the harmful alteration, disruption or destruction of fish habitat.

### Section 36. (1) (b)

- no one shall leave or deposit or cause to be thrown, left or deposited, on the shore, beach or bank of any water or on the beach between high and low water mark, remains of fish or of marine animals.

### Section 36 (3)

- no person shall deposit or permit the deposit of a deleterious substance of any type in water frequented by fish or in any place under any conditions where the deleterious substance or any other deleterious substance that results from the deposit of the deleterious substance may enter any such water.

11/22/2006

Page 7

## Definition of Deleterious Substance

### Section 34. (1) "deleterious substance " means

(a) any substance that , if added to any water, would degrade or alter or form part of a process of degradation or alteration of the quality of the water so that it is rendered or is likely to be rendered deleterious to fish or fish habitat or to the use by man of fish that frequent that water.

(b) any water that contains a substance in such a quantity or concentration, or that it has been so treated, processed, or changed by heat or other means, from a natural state that if added to water, degrade or alter or form part of a process of degradation or alteration of the quality of that water so that it is rendered or is likely to be rendered deleterious to fish or fish habitat or to the use by man of fish that frequent that water.

11/22/2006

Page 8

## Environment Canada's Approach To Environmental Law

### Compliance And Enforcement Policy For The Habitat Protection And Pollution Prevention Provisions Of The Fisheries Act

<http://www.environment-canada.ca/ele-ale/default.asp?lang=en&n=6F45E059>

11/22/2006

Page 9

## Compliance And Enforcement Policy For The Habitat Protection And Pollution Prevention Provisions Of The Fisheries Act

### Six guiding principles:

- Compliance with the Federal Fisheries Act and accompanying regulations is mandatory

### Fishery Officers will:

- apply the Act in a manner that is fair, predictable and consistent;
- use rules, sanctions and processes securely founded in law;
- enforce the Act with an emphasis on preventing harm to the environment;
- examine every suspected violation of which they have knowledge, and take action consistent with the Compliance and Enforcement Policy.
- encourage Canadians to report Fisheries Act violations to them.

11/22/2006

Page 10

[www.ec.gc.ca](http://www.ec.gc.ca)

**Thank you!**