



**REPORT SPILL TO
SPILLS ACTION CENTRE
1-800-268-6060
FORTHWITH**

Clean up spill

"Class X – Contingency Plan
Exemption
[Note 10]"

"Class IX – Transportation of
Dangerous Goods"
Exemption
[Note 9]"

"Class VIII – Petroleum Sectors"
Exemption
[Note 8]"

"Class VI – Motor Vehicle"
Exemption
[Note 7]"

"Class V – Refrigerant"
Exemption
[Note 6]"

"Class I – Approved Discharge"
Exemption
[Note 3]"

"Class II – Water from
Reservoirs/Water Mains"
Exemption
[Note 4]"

"Class IV – Planned Spill"
Exemption
[Note 5]"

**If you can't confirm and justify
exemption, report the spill
FORTHWITH!**

Table 1 - General External Spill Reporting Exemptions - Notes

Note	Reportability Type	Explanation / Exemptions
1	Federal Environmental Emergency (E2) Regulation	<p>18 (1) For the purposes of these Regulations, paragraph 201(1)(a) of the Act applies only in relation to an environmental emergency that</p> <ul style="list-style-type: none"> has or may have an immediate or long-term harmful effect on the environment; constitutes or may constitute a danger to the environment on which human life depends; or constitutes or may constitute a danger in Canada to human life or health. <p>(2) The person who is designated to be provided with a written report respecting the occurrence of an environmental emergency involving a substance that is on the list referred to in section 2 is the Regional Director, Environmental Enforcement Directorate, Enforcement Branch, Department of the Environment, in the region where the environmental emergency occurs.</p> <p>(3) The written report must include the information referred to in Schedule 8</p>
2	TSSA, Liquid Fuels Regulation (O. Reg. 217) and Fuel Oil Regulation (O. Reg. 213), Liquid Fuels Handling code – referencing TSSA Environmental Management Protocol for Operating Fuel Handling Sites in Ontario	<p>TSSA Environmental Management Protocol for Operating Fuel Handling Sites in Ontario</p> <p>3.1 Any spill of a petroleum product in excess of the following must be immediately reported to the Director, FSP, in accordance with the provisions of the LFHC or, where applicable, the FOC (similar to the requirements of MOE's O. Reg. 675/98, EPA):</p> <p>100 L at sites restricted from public access (i.e. bulk facility, residential properties) 25 L at sites with public access (i.e. retail service station)</p> <p>Spills of lesser quantities need not be reported to FSP unless the spill could: create a hazard to public health or safety; contaminate any fresh water source or waterway; interfere with the rights of any person; or allow entry of product into a sewer system or underground stream or drainage system. The implementation of appropriate investigative and mitigative actions per the LFHC or FOC, as applicable, and this Protocol are required to ensure any environmental impact is properly evaluated and, where necessary, mitigated.</p> <p>3.2 Leaks All confirmed leaks, regardless of quantity released, must be immediately reported to the Director, FSP. Where applicable, the implementation of mitigative actions per the LFHC or FOC, as applicable, and this Protocol is also required.</p>
3	O. Reg. 675/98 Exemption Class I – Approved Discharges	Discharge that is authorized and is in accordance with a certificate of approval, provisional certificate of approval, order, licence or permit issued under the Act, the Ontario Water Resources Act, the Pesticides Act or a predecessor of any of them All order, requirements and directions made under the Act, the Ontario Water Resources Act or the Pesticides Act with respect to the spill and the source of the spill have been complied with; and the spill does not contravene any other Part of the Act, any other provincial Act or federal Act, any regulation
4	O. Reg. 675/98 Exemption Class II – Water from Reservoirs and Water Mains	a discharge of: <ul style="list-style-type: none"> water from reservoirs formed by dams where the discharge is caused by natural events; or potable water from municipal water mains
5	O. Reg. 675/98 Exemption Class IV – Planned Spills	a discharge that: <ul style="list-style-type: none"> has received consent of the MECP Director; and, is a direct and unavoidable result of a planned maintenance procedure to a water or waste water system or to pollution abatement equipment; or is planned for research or training purposes.
6	O. Reg. 675/98 Exemption Class V – Refrigerants	<100 kg Is a spill of refrigerant to which Ontario Regulation 463/10 applies Exempt only if no adverse effect takes place at the location of the discharge
7	O. Reg. 675/98 Exemption Class VI – Motor Vehicles	<100 L of fluid from the fuel system or other operating system of a motor vehicle the spill does not enter and is not likely to enter any waters, as defined in the Ontario Water Resources Act, directly or through drainage structures; the spill does not cause and is not likely to cause any adverse effects, other than those that are readily remediated through cleanup and restoration of surfaces that are prepared for vehicular traffic or paved, graveled, sodded areas adjacent to those surfaces; and arrangements for the remediation are made and carried out immediately.
8	O. Reg. 675/98 Exemption Class VIII – Petroleum Sector	Exempt if the spill is a spill of a fluid petroleum product at a location defined in the Gasoline Handling Act as a bulk plant, marina, private outlet or retail outlet; <100L in area restricted from public access or <25L in area with public access Does not enter water Does not cause/is not likely to cause adverse effects other than those that are readily remediated through cleanup and restoration of paved, gravelled or sodded surfaces; and arrangements for the remediation referred to in clause (b) are made and carried out immediately.
9	O. Reg. 675/98 Exemption Class IX – Transportation of Dangerous Goods	The spill is not in excess of the reporting criteria, outlined in TABLE 2 . the spill does not enter and is not likely to enter any waters, as defined in the Ontario Water Resources Act, directly or through drainage structures; the spill does not cause and is not likely to cause any adverse effects, other than those that are readily remediated through cleanup and restoration of paved, graveled or sodded surfaces; and arrangements for the remediation are made and carried out immediately
10	O. Reg. 675/98 Exemption Class X – Contingency Plans	Exempt through the development and implementation of a Spill Prevention, Contingency and Response Plan. See Table 2 Below for list of site-specific exemptions. The spill is not likely to enter any waters directly or through drainage structures.

Table 2 – Transportation of Dangerous Goods Reportability Requirements

Emergency Report – Road, Rail or Marine

(excerpt from the *Transportation of Dangerous Goods Regulation*)

TDG Class, Division	Packaging Group/Category	Quantity/Level
1 Explosives	II	Any Quantity
2 Gases	N/A	Any Quantity
3 Flammable Liquid	I or II	Any Quantity
	II, or without packing group	30L or 30kg
4 Flammable Solid, Spontaneously Combustible, Dangerous when wet	I or II	Any Quantity
	II, or without packing group	30L or 30kg
5.1 Oxidizer	I or II	Any Quantity
	III, or without packing group	30L or 30kg
5.2 Organic Peroxide	I or II	Any Quantity
	II, or without packing group	30L or 30kg
6.1 Poisonous	A or B	Any Quantity
	II, or without packing group	30L or 30kg
6.2 Infectious	A or B	Any Quantity
7 Radioactive	Not Applicable	A level of ionizing radiation greater than the level established in section 39 of the Packaging and Transport of Nuclear Substances Regulation, 2015
	I or II	Any Quantity
8 Corrosive	II, or without packing group	30L or 30kg
	II or III, or without packing group	30L or 30kg
9 Miscellaneous		

Definitions - Refer to Ontario EPA:

“adverse effect” means one or more of,

- (a) impairment of the quality of the **natural environment** for any use that can be made of it,
- (b) injury or damage to property or to plant or animal life,
- (c) harm or material discomfort to any person,
- (d) an adverse effect on the health of any person,
- (e) impairment of the safety of any person,
- (f) rendering any property or plant or animal life unfit for human use,
- (g) loss of enjoyment of normal use of property, and
- (h) interference with the normal conduct of business;

For Pesticides, refer to Ontario Pesticides Act:

“environment” means the natural environment, a **building, structure, machine and vehicle, or any of them;**

Other Agencies to Call in the event of a reportable spill, as appropriate

- Municipality
- Indigenous Communities
- Owner of spilled material
- Person having control of spilled material

Calls to Other Agencies

- TSSA (Leaks, spills) (1-877-682-8772)
- DFO Fisheries 1-800-265-0237
- ECCC – SAC 1-800-268-6060
- TDG – CANUTEC (1-888-226-8832), Local Police
- Nuclear – CNSC (1-844-879-0805)
- Critical Injury – MOL (1-877-202-0008)