

Waste Diversion Act, 2002

Loi de 2002 sur le réacheminement des déchets

ONTARIO REGULATION 393/04

WASTE ELECTRICAL AND ELECTRONIC EQUIPMENT

Consolidation Period: From August 25, 2009 to the e-Laws currency date.

Last amendment: O. Reg. 320/09.

This Regulation is made in English only.

Interpretation

1. In this Regulation,

“waste electrical and electronic equipment” means a device that is waste, that required an electric current to operate and that is,

- (a) a household appliance, whether used inside or outside a home, including any device listed in Schedule 1,
- (b) information technology equipment, including any device listed in Schedule 2,
- (c) telecommunications equipment, including any device listed in Schedule 3,
- (d) audio-visual equipment, including any device listed in Schedule 4,
- (e) a toy, leisure equipment or sports equipment, including any device listed in Schedule 5,
- (f) an electrical or electronic tool, including any device listed in Schedule 6, but not including a large-scale stationary industrial tool, or
- (g) a navigational, measuring, monitoring, medical or control instrument, including any device listed in Schedule 7, but not including any implanted or infected medical instrument. O. Reg. 393/04, s. 1.

Designation

2. Waste electrical and electronic equipment is prescribed as a designated waste for the purposes of the Act. O. Reg. 393/04, s. 2.

Industry funding organization

3. Ontario Electronic Stewardship is continued and is designated as the industry funding organization for the waste diversion program for waste electrical and electronic equipment approved by the Minister under section 26 of the Act. O. Reg. 245/08, s. 1.

Composition

4. (1) Ontario Electronic Stewardship is composed of the members of its board of directors who shall be appointed in accordance with section 5. O. Reg. 245/08, s. 1.

(2) Despite subsection (1), the members of the board of directors who hold office immediately before Ontario Regulation 320/09 made under the Act comes into force are deemed to have been appointed to the board in accordance with this Regulation and shall continue to hold office until notice that all members have been appointed under section 5 is published on Ontario Electronic Stewardship's website. O. Reg. 245/08, s. 1; O. Reg. 320/09, s. 1.

Appointed members

5. (1) The board of directors shall be composed of the following members:

1. Four members appointed by Electronics Product Stewardship Canada.

2. Three members appointed by Retail Council of Canada.

3. One member appointed jointly by Electronics Product Stewardship Canada and Retail Council of Canada.

4. One or two members appointed by the members appointed under paragraphs 1, 2 and 3, if the majority of the members appointed under paragraphs 1, 2 and 3 choose to make such an appointment. O. Reg. 245/08, s. 1; O. Reg. 320/09, s. 2.

(2) If an appointment is not made under paragraph 3 of subsection (1), the chief executive officer of Ontario Electronic Stewardship may appoint an individual as a member of the board of directors. O. Reg. 245/08, s. 1.

(3) A member appointed under subsection (2) shall hold office until the appointment is made under subsection (1). O. Reg. 245/08, s. 1.

6. REVOKED: O. Reg. 320/09, s. 3.

Qualification

7. (1) An individual may be appointed as a member of the board of directors under section 5 only if he or she,

(a) is a director, officer or employee of,

(i) a corporation that supplies a product from which waste electrical and electronic equipment is derived, or

(ii) an organization or industry association representing a corporation mentioned in subclause (i);

(b) is a resident of Canada; and

(c) is at least 18 years of age. O. Reg. 245/08, s. 1; O. Reg. 320/09, s. 4 (1, 2).

(2) Despite subsection (1), an individual shall not be appointed as a member of the board of directors if he or she is a bankrupt or has been found by a court to be mentally incapable of managing property. O. Reg. 245/08, s. 1; O. Reg. 320/09, s. 4 (3).

Application of Corporations Act

8. Sections 59 and 80 and subsections 283 (4) and (5) of the Corporations Act apply, with necessary modifications, to Ontario Electronic Stewardship. O. Reg. 245/08, s. 1.

SCHEDULE 1

HOUSEHOLD APPLIANCES

1. Air purifier
2. Air conditioner
3. Answering machine
4. Barbeque starter
5. Blender
6. Bottle or can dispenser
7. Can opener
8. Carpet sweeper
9. Clock
10. Clothes dryer
11. Clothes washer
12. Coffee grinder
13. Coffee maker
14. Curling iron
15. Dehumidifier
16. Dishwashing machine
17. Electric hot plate
18. Fan
19. Food processor
20. Freezer

21. Fryer
22. Glue gun
23. Hair dryer
24. Heat gun
25. Heater
26. Hot drink dispenser
27. Humidifier
28. Iron
29. Kettle
30. Knitting machine
31. Microwave oven
32. Mixer
33. Radiator
34. Razor
35. Refrigerator
36. Scissors
37. Sewing machine
38. Slicing machine
39. Solid product dispenser
40. Stove
41. Toaster
42. Toaster oven
43. Toothbrush
44. Vacuum cleaner
45. Vacuum sealer
46. Watch

47. Water purifier
48. Weaving machine
49. Weigh scale

O. Reg. 393/04, Sched. 1.

SCHEDULE 2

INFORMATION TECHNOLOGY EQUIPMENT

1. Analog computer
2. Automatic teller machine (ATM)
3. Bar code scanner
4. Calculator
5. CD-ROM drive
6. Computer disk drive
7. Computer keyboard
8. Computer mouse
9. Computer terminal
10. Copier
11. Joystick
12. Mainframe computer
13. Microcomputer
14. Minicomputer
15. Monitor (CRT)
16. Monitor (LCD)
17. Monitor (Plasma)
18. Personal computer (Desktop)
19. Personal computer (Handheld)
20. Personal computer (Laptop)

21. Personal computer (Notebook)
22. Personal computer (Notepad)
23. Personal digital assistant (PDA)
24. Point-of-sale (POS) terminal
25. Printer
26. Computer router
27. Computer flatbed scanner
28. Typewriter

O. Reg. 393/04, Sched. 2.

SCHEDULE 3

TELECOMMUNICATIONS EQUIPMENT

1. Antenna, transmitting or receiving
2. Broadcast equipment (including studio), for radio or television
3. Cable television transmitting or receiving equipment
4. Citizens' band (CB) radio
5. Closed circuit television equipment
6. Fax machine
7. Global positioning system (GPS)
8. Infrared wireless device
9. Intercom system
10. Local area network (LAN) communication equipment
11. Modem
12. Pager
13. PBX (private branch exchange)
14. Satellite television transmitting or receiving equipment
15. Switching equipment

16. Telephone (Cellular)
17. Telephone (Cordless)
18. Telephone (Wire line)
19. Telephone answering machine
20. Telephone carrier line equipment
21. Telephone carrier switching equipment
22. Telex machine
23. Traffic signal
24. Wide area network communications equipment

O. Reg. 393/04, Sched. 3.

SCHEDULE 4

AUDIO-VISUAL EQUIPMENT

1. Amplifier
2. Audio player (tape, disk, digital)
3. Audio recorder (tape, disk, digital)
4. Camera (film, tape, disk, digital)
5. Equalizer
6. Headphone
7. Microphone
8. Mixing board
9. Musical instrument
10. Preamplifier
11. Public address system
12. Radio
13. Receiver
14. Speaker

15. Television (CRT)
16. Television (LCD)
17. Television (Plasma)
18. Television (Rear projection)
19. Tuner
20. Turntable
21. Video player or projector (tape, disk, digital)
22. Video recorder (tape, disk, digital)

O. Reg. 393/04, Sched. 4.

SCHEDULE 5

TOYS, LEISURE EQUIPMENT AND SPORTS EQUIPMENT

1. Action figure and accessories
2. Arts, crafts or hobby device
3. Building set
4. Doll
5. Game or puzzle
6. Infant or preschool toy
7. Learning or exploration toy
8. Outdoor or sports toy
9. Plush toy
10. Vehicle
11. Video game and accessories

O. Reg. 393/04, Sched. 5.

SCHEDULE 6

ELECTRICAL AND ELECTRONIC TOOLS

1. Bender

2. Blower
3. Cutter
4. Disperser
5. Drill
6. Fastener
7. Folder
8. Grinder
9. Hammer
10. Joiner
11. Lathe
12. Lawn mower
13. Mill
14. Nail gun
15. Nibbler
16. Planer
17. Polisher
18. Punch
19. Riveter
20. Router
21. Sander
22. Saw
23. Screwdriver
24. Shear
25. Soldering gun
26. Sprayer
27. Spreader

28. Staple gun
29. Trimmer
30. Vacuum
31. Welder
32. Wrench

O. Reg. 393/04, Sched. 6.

SCHEDULE 7

NAVIGATIONAL, MEASURING, MONITORING, MEDICAL OR CONTROL INSTRUMENTS

1. Alarm system
2. Analyzer
3. Automatic environmental controller or regulator
4. Cardiology equipment
5. Dialysis equipment
6. Drafting instrument
7. Fertilization tester
8. Fire detection and alarm system
9. Freezer
10. Hearing aid
11. Heating regulator
12. Humidistat
13. Instrument for industrial process control
14. Irradiation equipment
15. Laboratory analytical instrument
16. Laboratory equipment for in-vitro diagnosis
17. Medical equipment, ultrasonic
18. Medical radiation therapy equipment

19. Meteorological instrument
20. Meter
21. Nuclear medicine equipment
22. Oscilloscope
23. Process controller
24. Pulmonary ventilator
25. Radiation detection or monitoring instrument
26. Radiotherapy equipment
27. Refractometer
28. Scanner (CT/CAT)
29. Scanner (MRI)
30. Scanner (PET)
31. Smoke detector
32. Soil testing or analysis instrument
33. Surgical support system
34. Surveying instrument
35. Temperature instrument
36. Thermostat

O. Reg. 393/04, Sched. 7.