

The Export and Import Permits Act (An Act Respecting the Export and Import of Strategic and Other Goods) and Regulations Respecting Export Permits

The above Act and Regulations were first developed in the early 1950s. These legal instruments provide export control lists for, among other things, chemical and nuclear, and nuclear-related dual-use equipment, material and technology. The chemical-related lists take into account the Schedules of the CWC. The nuclear lists are based on the work of two international committees; namely, the Zangger Committee and the Nuclear Suppliers Group.

These lists are amended periodically to reflect evolving multilateral consensus. IDN, in co-operation with other units within the Department of Foreign Affairs and International Trade (DFAIT) – mainly the Export Control Division (EPE), – and the Atomic Energy Control Board (AECB), ensures that the lists are updated as appropriate. EPE publishes the lists in the Guide to Canada's Export Controls.

Canadians wishing to export a controlled nuclear or nuclear-related dual-use item apply to DFAIT/EPE for an export permit. Once EPE has processed the request for a permit, the application is forwarded to the AECB, which, if satisfied, will grant a licence to the applicant under its own legislation.

The Nuclear Safety and Control Act, and Import and Export Regulations

Canadians wanting to export nuclear or nuclear-related items must obtain an export licence in compliance with the current Atomic Energy Control Act and Pursuant Regulations administered by the AECB. This 1946 Act was updated and replaced by the Nuclear Safety and Control (NSC) Act, which received Royal Assent in early 1997. The NSC Act is expected to be promulgated by the end of 1998 along with revised Regulations, including the Import and Export Regulations. The NSC Import and Export Regulations are linked to other national acts (e.g., the Export and Import Permits Act) and international conventions (i.e., the IAEA Convention on the Physical Protection of Nuclear Material; the International Maritime Dangerous Goods Code).