

**VILLAGE OF CHASE**  
**Bylaw No. 907-2021**

**A Bylaw to Regulate the Use of Pesticides**

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**WHEREAS** environmental protection has emerged as a fundamental value in Canadian society;

**AND WHEREAS** under the provisions of Section 8 (3)(j) of the *Community Charter*, Council may, by bylaw, regulate the non-essential and cosmetic application of pesticides for the protection of the natural environment;

**NOW THEREFORE** the Council of the Village of Chase, in open meeting assembled,  
**ENACTS AS FOLLOWS:**

1. This bylaw may be cited for all purposes as “Village of Chase Pesticide Use Control Bylaw No. 907-2021.”

**DEFINITIONS**

- 2.1 In this bylaw:

"Cosmetic Purposes" means for the purpose of maintaining outdoor trees, shrubs, flowers, ornamental plants, or turf on a parcel or part of a parcel if the parcel or part is used for residential purposes, or on land vested in the Village.

"Permitted Pesticide" means a Pesticide as listed in Schedules 2 and 5 of the *Integrated Pest Management Regulation*, B.C. Reg. 234/2015, as amended from time to time.

"Person" means any individual, firm, company, association, society, corporate group, or municipality.

"Pest" means an injurious, noxious or troublesome living organism, but does not include a virus, bacteria, fungus or internal parasite that exists on or in humans or animals.

"Pesticide" means a micro-organism or material that is represented, sold, used or intended to be used to prevent, destroy, repel, or mitigate a Pest and includes, but is not limited to:

- a) a plant growth regulator, plant defoliator or plant desiccant;
- b) a control product as defined in the *Pest Control Products Act* (Canada); and
- c) a substance that is classified as a pesticide by the *Integrated Pest Management Act* (British Columbia).

"Private Residential Land" means a parcel or part of a parcel if the parcel or part is used for residential purposes in the Village.

"Public Land" means all property held entirely or in part by the Village of Chase.

"Village" means the Village of Chase.

## **REGULATION**

- 3.1 No Person shall apply or cause or permit, express or implied, the application or use of a Pesticide, other than a Permitted Pesticide, on Private Residential Land or Public Land within the Village.

## **EXEMPTIONS**

- 4.1 Section 3 does not apply to a Pesticide that is applied:
- a) for the management of pests that transmit human diseases or impact agriculture or forestry,
  - b) on the residential areas of farms,
  - c) to buildings or inside buildings,
  - d) on land used for agriculture, forestry, transportation, public utilities or pipelines unless the public utility or pipeline is vested in the Village, or
  - e) to control weeds that are designated as a noxious weed under *the Weed Control Act* (British Columbia).

## **OFFENCES AND PENALTIES**

- 5.1 No person shall do any act or suffer or permit any act or thing to be done in contravention of this bylaw.
- 5.2. Every person who violates any provision of this bylaw, or who permits any act or thing to be done in contravention of this bylaw, or who fails to do any act or thing required by this bylaw, shall be deemed to have committed an offence against this bylaw and:
- a) shall be liable to a fine set out in the *Village of Chase Municipal Ticket Information Bylaw*; or
  - b) shall be liable, upon summary conviction, to the penalties provided under the *Offence Act*; or
- any combination of the above.
- 5.3 Each day that an offence against this bylaw continues shall be deemed a separate and distinct offence.

- 5.4 Any penalty imposed pursuant to this bylaw shall be in addition to, and not in substitution for, any other penalty or remedy imposed pursuant to any other applicable statute, law, or legislation.

**SEVERABILITY**

- 6.1 If any provision of this bylaw is held to be invalid by a court of competent jurisdiction, the provision may be severed from the bylaw and such invalidity shall not affect the validity of the remaining portions of this bylaw.

READ A FIRST TIME THIS 22<sup>nd</sup> DAY OF JUNE, 2021

READ A SECOND TIME THIS 22<sup>nd</sup> DAY OF JUNE, 2021

READ A THIRD TIME THIS 22<sup>nd</sup> DAY OF JUNE, 2021

ADOPTED THIS 13<sup>th</sup> DAY OF JULY, 2021

*Original Signed*

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Rod Crowe, Mayor

*Original Signed*

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Sean O'Flaherty, Corporate Officer

## Introduction

The Ministry of Environment recently amended the Integrated Pest Management Regulation (IPMR) to further regulate the sale and use of pesticides. **The amendments will come into force on July 1, 2016.**

### After July 1, 2016:

## Schedule 5

- A new list of pesticides (Schedule 5) has been created to allow owners of private land to apply these pesticides without a licence or certificate.
- The sale of Schedule 5 pesticides requires a vendor licence.
- Schedule 5 pesticides must be displayed with restricted access in stores.
- Certified dispensers must interact with customers when selling Schedule 5 pesticides.
- All pesticides listed on Schedule 5 are Domestic class.
- Schedule 5 is a list of active ingredients, which can be found in the “guarantee” section of pesticide product labels.

### Key Points:

- ➔ The new requirements will not come into force until July 1, 2016.
- ➔ A vendor licence is required to sell Schedule 5 pesticides.
- ➔ Schedule 5 pesticides must be displayed in a manner that restricts customer access.
- ➔ Certified dispensers must interact with customers prior to the purchase of a Schedule 5 pesticide.

The following active ingredients are listed on Schedule 5:

- *Bacillus sphaericus*, also referred to as Bs
- *Bacillus subtilis*
- *Bacillus thuringiensis* var. *israelensis*, also referred to as Bti
- *Bacillus thuringiensis* var. *kurstaki*, also referred to as Btk
- citric acid
- copper (oxychloride and tribasic only)
- FeHEDTA
- ferric sodium EDTA
- garlic
- lactic acid
- *Phoma macrostoma*
- pyriproxyfen
- *Sclerotinia minor*
- sodium chloride
- spinosad

For more information about the regulation and appropriate use of pesticides in British Columbia, please visit [www.gov.bc.ca/PestManagement](http://www.gov.bc.ca/PestManagement). Guidance documents for users and vendors of pesticides are available on this website.

## Introduction

The Ministry of Environment recently amended the Integrated Pest Management Regulation (IPMR) to further regulate the sale and use of pesticides. **The amendments will come into force on July 1, 2016.**

These changes are intended to increase interaction between pesticide vendors and customers at the point of sale. This is to improve the knowledge of pesticide users and to promote the use of Integrated Pest Management and the responsible use of pesticides.

### Key Points:

- ➔ A licence is not required to sell Schedule 2 – Excluded Pesticides.
- ➔ A licence is not required to apply Schedule 2 – Excluded Pesticides.
- ➔ The changes to Schedule 2 will not come into force until July 1, 2016.

## Updating Schedule 2

- Schedule 2 is an existing list of pesticides that are excluded from certain requirements.
- Neither a licence nor a certificate is required to sell or use pesticides listed on Schedule 2.
- Minor changes were made to Schedule 2 to accommodate the creation of the new Schedule 5 and to address product changes in the marketplace. These changes will come into force on July 1, 2016.
- The revised Schedule 2 appears on the next two pages.

## Next Steps

- For more information about the regulation and appropriate use of pesticides in British Columbia, please visit [www.gov.bc.ca/PestManagement](http://www.gov.bc.ca/PestManagement). Guidance documents for users and vendors of pesticides are available on this website.



## The Rules Have Changed: *Schedule 2 – Excluded Pesticides*

January 2016

### After July 1, 2016: IPM Regulation Schedule 2 – Excluded Pesticides

<b>Active ingredient or product grouping</b>	<b>Class</b>
acetic acid	Domestic
animal repellents except thiram	Domestic & Commercial
anti-fouling paints	Domestic & Commercial
antisapstain wood preservatives used on private, industrial land owned by the company or person responsible for applying the preservatives	Commercial
asphalt solids used as pruning paints	Domestic & Commercial
bactericides used in petroleum products	Domestic & Commercial
boron compounds	Domestic
boron compounds with up to 5% copper for insect control and wood preservation	Domestic & Commercial
capsaicin	Domestic, Commercial & Restricted
cleansers	Domestic & Commercial
corn cellulose	Domestic & Commercial
corn gluten	Domestic & Commercial
deodorizers	Domestic & Commercial
d-phenothrin	Domestic
d-trans-allethrin, also referred to as d-cis, trans allethrin	Domestic
fatty acids	Domestic & Commercial
ferric phosphate	Domestic & Commercial
ferrous sulphate	Domestic & Commercial
formic acid	Domestic & Commercial
hard surface disinfectants	Domestic & Commercial
insect repellents	Domestic
insect semiochemicals, including pheromones, kairomones, attractants and repellents	Domestic & Commercial
insecticides sold and used in tamper-resistant bait stations	Domestic
kaolin	Domestic & Commercial
laundry additives	Domestic & Commercial
material preservatives	Domestic & Commercial
methoprene	Domestic
mineral oils for insect and mite control	Domestic
naphthalene for fabric protection	Domestic
n-octyl bicycloheptene dicarboximide	Domestic
octenol	Domestic & Commercial
oxalic acid	Domestic & Commercial
paradichlorobenzene for fabric protection	Domestic

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This summary provides guidance and is not a legal document. In all cases the *Integrated Pest Management Act* and Regulation will prevail.

## The Rules Have Changed: *Schedule 2 – Excluded Pesticides*

January 2016

### After July 1, 2016: IPM Regulation Schedule 2 – Excluded Pesticides (*continued*)

<b>Active ingredient or product grouping</b>	<b>Class</b>
pesticides in aerosol containers	Domestic
pesticides registered under the federal Act for application to pets	Domestic & Commercial
piperonyl butoxide	Domestic
plant growth regulators	Domestic
polybutene bird repellents	Domestic & Commercial
pyrethrins	Domestic
resmethrin	Domestic
silica aerogel, also referred to as silica gel, amorphous silica and amorphous silica gel	Domestic & Commercial
silicon dioxide, also referred to as diatomaceous earth	Domestic & Commercial
slimicides	Commercial
soaps	Domestic & Commercial
sulphur, including lime sulphur, sulphide sulphur and calcium polysulphide	Domestic
surfactants	Domestic & Commercial
swimming pool algicides and bactericides	Domestic & Commercial
tetramethrin	Domestic
thymol	Domestic & Commercial
wood preservatives	Domestic
zinc strips	Domestic

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