

NATURAL RESOURCES CANADA

Program: Office of Energy Efficiency

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The **Energy Efficiency Act** and **Energy Efficiency Regulations** prohibit the importation of certain energy-using products unless they meet specific requirements. Importers, who are dealers of these regulated products, must provide the CBSA with prescribed data elements to be included in the release package transmitted to the CBSA electronically through the Other Government Department (OGD) Interface and the Single Window Initiative (SWI).

The **Energy Efficiency Regulations** have five requirements:

- regulated products must comply with minimum energy efficiency standards;
- an energy efficiency report must be filed with NRCAN prior to first import;
- all regulated products must bear an energy efficiency verification mark from a certification body accredited by the Standards Council of Canada;
- necessary import information must be provided to the CBSA at the time of import;
- some regulated products must bear labels indicating their energy performance. Regulated products do not need to be labelled as a condition of importation. For more information on labelling requirements, please visit [NRCAN's website](#).

A dealer who is importing a regulated energy-using product into Canada must include the following information on the customs release document:

- name of product (*see the list of energy-using products)
- model number*
- brand name, if any
- address of the dealer who is importing the product
- the purpose for which the product is being imported
 - for sale or lease in Canada without modification
 - for sale or lease in Canada after being modified to comply with the prescribed energy efficiency standard or
 - for use as a component in a product being exported from Canada

*For electric motors, the importer is encouraged to provide the model number instead of an UMI.

Listing of energy-using products: <https://www.nrcan.gc.ca/energy/regulations-codes-standards/6861>.

Implementation of the CBSA Single Window Initiative (SWI)

Under the Single Window Initiative, release requests will be submitted utilizing a new Integrated Import Declaration (IID) that allows custom brokers to submit and obtain electronic release for goods also regulated by participating department and agencies.

Release requests for regulated energy-using products may be provided to the CBSA electronically by submitting an IID. Natural Resources Canada (NRCAN) will continue to receive the information from the Canada Border Services Agency (CBSA) for monitoring.

The required NRCAN data elements to be provided in the IID remain the same and are as follows:

- Product type: The name of the regulated product being imported (i.e. refrigerator).
- Brand name: A term that identifies the regulated product as assigned by the seller.
- Model number: The model number of the regulated product being imported.
- Purpose for which the regulated product is being imported:
 - sale or lease without modification;
 - sale or lease with modification to comply with the prescribed energy efficiency standard; or
 - component of export.

Note: The information required under the SWI remains the same as what is currently required for the importation of energy-using products. There are no additional requirements due to SWI.

Harmonized System (HS) Codes

List of HS codes applicable to goods that may be regulated by Natural Resources Canada (Regulated Energy-using Products)

<https://www.cbsa-asfc.gc.ca/prog/sw-gu/regcom-marreg/nrc-rnc-eng.html>.

Data Element Rationales

The following data element rationales provide additional information of the specific data element requirements required under the Single Window Initiative.

Product Name	This field is used in conjunction with other fields to identify products in order to cross match with reports previously filed with NRCAN to determine compliance with the Regulations.
Brand Name	This field is used in conjunction with other fields to identify products in order to cross match with reports previously filed with NRCAN to determine compliance with the Regulations.
Model Name	This field is used in conjunction with other fields to identify products in order to cross match with reports previously filed with NRCAN to determine compliance with the Regulations.
Purpose	This field is used in conjunction with other fields to identify products in order to cross match with reports previously filed with NRCAN to determine compliance with the Regulations.
Commodity Type	This field is used in conjunction with other fields to identify products in order to cross match with reports previously filed with NRCAN to determine compliance with the Regulations.
Country of Origin	This field is Optional and not Mandatory.
State of Origin	This field is Optional and not Mandatory.

Intended use and Program conditions for the Office of Energy Efficiency

Commodities regulated by Natural Resources Canada's Office of Energy Efficiency Program are subject to HS classification control and specific intended use provisions, the following are the applicable intend use conditions:

Intended use	Description
NR01	NRCAN - Office of Energy Efficiency - Sale Without Modification
NR02	NRCAN - Office of Energy Efficiency - Sale With Modification
NR03	NRCAN - Office of Energy Efficiency - Component of Export

Electronic Commerce Client Requirements Document (ECCRD)

The following table provides the specific rules and conditions associated to each of the data elements for NRCan Declarations. The data elements are: Mandatory (M), Conditional (C) or Optional (O).

Data element name	PGA element definition	Data element status	Data element rules and conditions
Commodity Characteristic (Trade Name)	Product Name	M	<p>The product name of the product being imported must be provided.</p> <p>This element is not required if the Product Category (PGI.5388) is NRCan – Product Not Regulated by OEE.</p>
Commodity Characteristic (Brand Name)	Brand Name	M	<p>A name or a term that identifies the goods as assigned by a seller as distinct from those of other sellers, also known in legal terms as trademark must be provided. A brand helps to identify one item, a family of items, or all items of that seller.</p> <p>This element is not required if the Product Category (PGI.5388) is NRCan – Product Not Regulated by OEE.</p>
Commodity Characteristic (Model Name)	Model Name	M	<p>The model number of the product being imported must be provided.</p> <p>This element is not required if the Product Category (PGI.5388) is NRCan – Product Not Regulated by OEE.</p>
Intended Use	Purpose	M	<p>The purpose for which the product is being imported must be provided:</p> <ul style="list-style-type: none"> • Sale Without Modification <ul style="list-style-type: none"> - For sale or lease in Canada without modification • Sale With Modification <ul style="list-style-type: none"> - For sale or lease in Canada after being modified to comply with the prescribed energy efficiency standard or • Component of Export <ul style="list-style-type: none"> - For use as a component in a product being exported from Canada <p>This element is not required if the Product Category (PGI.5388) is NRCan – Product Not Regulated by OEE.</p>
Product Category	Commodity Type	C	<p>An energy using product that is not regulated by the Office of Energy Efficiency can be identified by providing the following code:</p> <ul style="list-style-type: none"> • NRCan – Product Not Regulated by OEE <p>If the alternative code of NRCan – Product Regulated by OEE is provided, or if this field is omitted entirely, the product will be assumed to be regulated and the Energy Program data elements are required.</p> <p>The qualifier for field 5389 should be the code for NRCan – Office of Energy Efficiency.</p>

Commodity Country of Origin	Country of Origin	O	A country code as per section G24 can be provided for the country in which the goods have been produced or manufactured for this commodity if different than the one listed in the associated SG104.LOC segment.
Commodity State of Origin	State of Origin	O	If the country of origin provided in this SG118.LOC is either Canada or the United States, the ISO 3166 province or state of origin can also be provided in this field.

Additional resources

Regulated Commodities

Reference Code Tables

Legislation:

Additional information is available under the [Energy Efficiency Act](#) and the Energy Efficiency Regulations.

Customs Memoranda:

Importation of Energy-using Products

Memorandum D19-6-3 <https://www.cbsa-asfc.gc.ca/publications/dm-md/d19/d19-6-3-eng.html>

Contact Livingston

Have questions or need help with your SWI imports?

Contact your Livingston client services representative.

Write to us at: clientserviceCanada@livingstonintl.com or give us a call at **1-855-225-5544**.