



Respect  
Integrity  
Excellence  
Leadership

# Controlled Goods Directorate

Newsletter 17 – Spring 2008



## Important Notice about Revised Definitions

The *Defence Production Act* (DPA) regulates the examination, possession and transfer of controlled goods in Canada. The Controlled Goods Directorate has recently reviewed the definition of the word "examine" in relation to controlled goods. The definitions of examine, possess and transfer are as follows:

**EXAMINE** means to consider in detail or subject to an analysis in order to discover essential features or meaning.

**POSSESS** means either actual possession, where the person has direct physical control over a controlled good at a given time, or constructive possession, where the person has the power and the intention at a given time to exercise control over a controlled good, either directly or through another person or persons.

**TRANSFER** means, in respect of a controlled good, to dispose of it or disclose its content in any manner.

We would like to take this opportunity to remind all registered persons (businesses and individuals) that it is illegal to transfer or permit the examination of controlled goods to/by unregistered persons. Please refer to section 37 of the [Defence Production Act](#) for the complete wording.

## Reporting Security Breaches

As a condition of registration under section 10(h) of the [Controlled Goods Regulations](#), a registered person is required to advise the Controlled Goods Directorate (CGD), without delay, of any security breach in relation to controlled goods. In addition, security breaches of a criminal nature that can be subject to conviction under the Criminal Code (such as theft) should also be reported to the appropriate law enforcement agency. Examples of security breaches include: loss, unauthorized examination/possession/transfer, willful damage, and tampering of controlled goods.

You can advise the CGD of a security breach by telephone at 1-866-368-4646, by fax at 613-948-1722, or by email to [ncr.cgd@pwgsc.gc.ca](mailto:ncr.cgd@pwgsc.gc.ca). The Case Management and Best Practices Division of CGD reviews all reported security breaches to identify the cause and to ensure that corrective measures have been implemented to prevent reoccurrence.

## Upcoming Events – Domestic and Export Controls Seminars

The Controlled Goods Directorate is organizing a series of Domestic and Export Controls Seminars across Canada in 2008.

The purpose of the full-day seminar is to review the role of Canadian industry with regards to safeguarding strategic and sensitive goods, technology and information. Participants will learn about laws, regulations and policies, and will be provided with practical advice on administration, compliance, and enforcement.

The following agencies will be presenting at these seminars

- Controlled Goods Directorate
- Export Controls Division (Foreign Affairs and International Trade Canada)
- Customs and Excise Program (Royal Canadian Mounted Police)
- Canadian Industrial Security Directorate
- Canada Border Services Agency

The cost for each seminar is \$75 per person. Participants will receive an information kit with copies of each presentation as well as information products, and will also attend a networking lunch where they will have the opportunity to interact with colleagues and presenters. In addition, attendees may request one-on-one meetings with presenters to discuss more specific matters – registration for these one-on-one meetings will be done on a first come first serve basis the day of the seminar.

### **Cities and Dates**

Ottawa – May 29 2008

Montreal – June 11, 2008

Toronto – June 25, 2008

Halifax – September 2, 2008

Vancouver – September 16, 2008

Calgary – September 18, 2008

Winnipeg – October 8, 2008

You can access the registration package at the following link:

<http://cgd-dmc.gc.ca/cgdweb/pdf/seminars2008-en.pdf>