

MEMORANDUM

To: Rick
From: Jennifer
Date: June 15, 2006
Re: Posting of Exemption of the Integrated Power System Plan (IPSP) as an Information Notice

Information Notice Postings

I searched the term 'exemption' in 'Information Notices' for the Ministry of Environment going back to the creation of the Registry (1994/05/15). Nine postings came up, the first being the exemption of the IPSP.

The results show that at no other time has an exemption under the *Environmental Assessment Act*, or any other piece of legislation that is subject to the EBR, been posted as an information notice with no public comment period.

The only posting that is slightly related is one by the Ministry of the Environment in 2003 when they posted an information notice stating that they would be revoking one designation regulation and 20 exemption orders made under the *Environmental Assessment Act* that were considered obsolete with the passing of the Electricity Projects Regulation. This posting can be found at

<http://www.ene.gov.on.ca/envregistry/019443ex.htm>

When other EA exemptions and orders were revoked, a comment period was provided:

<http://www.ene.gov.on.ca/envregistry/007294er.htm>

Past Posting Practices with respect to EA Exemptions

Note that the postings for a specific project are consolidated once a decision is made. The final decision posting comes up which provides a review of the previous postings and public comment periods.

I searched all postings with the terms 'exemption' AND 'Environmental Assessment Act' from the Ministry of Environment with no time restrictions (back to the beginning of the EBR). 98 posts came up. Below are all of the postings for exemption orders and requests for declaration orders for exemptions from that list. Note that all posts, with the exception of the IPSP which I did not include, were posted as a regulation (not 'Information') with a public comment period.

- 1) Exemption Order for waste Management Planning By Municipalities, Was posted as a regulation under type of notice (not Information) with a 45 day comment period.

<http://www.ene.gov.on.ca/envregistry/005450er.htm>

- 2) Proposed regulations designating Plasco Energy Group's (Plasco) proposal subject to the requirements of the Environmental Assessment Act (EAA), and exempting the demonstration project from the EAA and from the hearing requirements of section 30 and 32 of the Environmental Protection Act (EPA). Posted as a regulation with a 45 day comment period. <http://www.ene.gov.on.ca/envregistry/026845er.htm>
- 3) City of Brockville, Amendments to Exemption Order BROCC-3 (Order in Council #3382/92); Declaration Request under the Environmental Assessment Act (EA Act). Posted as a regulation with a 30 day comment period. <http://www.ene.gov.on.ca/envregistry/010451er.htm>
- 4) Town of Kincardine, Valentine Landfill Site Interim Expansion - Declaration Order under the Environmental Assessment Act for exemption. Posted as a regulation with a 30 day comment period. <http://www.ene.gov.on.ca/envregistry/005500er.htm>
- 5) Town of Georgina Landfill (Interim Expansion) - Exemption Request under the Environmental Assessment Act (EA Act). Posted as a regulation with a 30 day comment period. <http://www.ene.gov.on.ca/envregistry/005407er.htm>
- 6) Regional Municipality of Sudbury - Nickel Centre Landfill and interim Expansion - Application for an E.A.A. Exemption. Posted as a regulation with a 30 day comment period. <http://www.ene.gov.on.ca/envregistry/005463er.htm>
- 7) Ministry of Natural Resources: Construction of the Canadian Ecology Centre in Samuel de Champlain Provincial Park; Declaration Request under the Environmental Assessment Act for exemption. Posted as a regulation with a 30 day comment period. <http://www.ene.gov.on.ca/envregistry/009716er.htm>
- 8) Exemption from Environmental Assessment Act - District Energy Project at Windsor Casino. Posted as a regulation with a 30 day comment period. <http://www.ene.gov.on.ca/envregistry/005421er.htm>
- 9) Lake Gibson Small Hydro Generating Station Approval, Exemption request under the Environmental Assessment Act (EA Act). Posted as a regulation with a 30 day comment period. <http://www.ene.gov.on.ca/envregistry/005427er.htm>
- 10) Township of Edwardsburgh Waste Disposal Site Interim Expansion - Request for Exemption under the Environmental Assessment Act (EA Act). Posted as a regulation with a 30 day comment period. <http://www.ene.gov.on.ca/envregistry/005401er.htm>
- 11) Township of Chapleau Landfill Site, Interim Expansion - Exemption Request under the Environmental Assessment Act (EA Act). Posted as a regulation with a 30 day comment period. <http://www.ene.gov.on.ca/envregistry/005408er.htm>
- 12) Ministry of Natural Resources, Northern Development and Mines, Health, and Agriculture, Food and Rural Affairs' Exemption Order for the Wildlife Rabies

Control Program under the Environmental Assessment Act, MNR-62. Posted as a regulation with a 30 day comment period.

<http://www.ene.gov.on.ca/envregistry/005409er.htm>

- 13) Seneca College at York University - Exemption request under the Environmental Assessment Act. Posted as a regulation with a 30 day comment period.

<http://www.ene.gov.on.ca/envregistry/005425er.htm>

- 14) City of Toronto Western Beaches Storage Tunnel Exemption request under the Environmental Assessment Act. Posted as a regulation with a 30 day comment period.

<http://www.ene.gov.on.ca/envregistry/005453er.htm>

- 15) Order to declare that the disposition of Crown resources and activities related to the administration, enforcement and carrying out of the Mining Act, by the Ministry of Northern Development and Mines, are not subject to the Environmental Assessment Act. Posted as a regulation with a 30 day comment period.

<http://www.ene.gov.on.ca/envregistry/020314er.htm>

- 16) Order to declare that the provision of between 200 MW and 400 MW of short term, temporary electricity capacity to meet peak demand periods, as arranged by the Ontario Electricity Financial Corporation, be not subject to the Environmental Assessment Act. Posted as a regulation with a 30 day comment period.

<http://www.ene.gov.on.ca/envregistry/020437er.htm>

- 17) Ministry of Natural Resources (MNR), Disposition of Crown Land Cottage Lots; Declaration Request under the Environmental Assessment Act for exemption. Posted as a regulation with a 30 day comment period.

<http://www.ene.gov.on.ca/envregistry/008677er.htm>

- 18) Ontario Parks, Ministry of Natural Resources (MNR); Campground development in Inverhuron Provincial Park; Declaration Order request under the Environmental Assessment Act (EAA) for exemption. Posted as a regulation with a 30 day comment period.

<http://www.ene.gov.on.ca/envregistry/016390er.htm>

- 19) Ministry of Natural Resources: Construction of Visitor Centres for the following provincial parks: Killbear, French River, Killarney and Lake Superior; Declaration Order request for exemption under the Environmental Assessment Act. Posted as a regulation with a 30 day comment period.

<http://www.ene.gov.on.ca/envregistry/014956er.htm>

- 20) Township of Alice & Fraser, Landfill Site Interim Expansion - Declaration Order Request for exemption under the Environmental Assessment Act. Posted as a regulation with a 30 day comment period.

<http://www.ene.gov.on.ca/envregistry/010807er.htm>

- 21) Lambton County; Amendments to Exemption Order LAMB-CT-1 (Order in Council #1547/92); Declaration Request under the Environmental Assessment Act (EA Act). The Minister, with the concurrence of Cabinet, approved Order-in-Council 284/99 on February 24, 1999 declaring that the amendment to O.R. 291/92 with respect to the removal of the daily rate on the amount of waste that could be deposited at the landfill site was not subject to the requirements of the Environmental Assessment Act. A copy of the approved Order is available by contacting the Environmental Assessment and Approvals Branch EBR Coordinator identified in this notice. Posted as a regulation with a 30 day comment period:

<http://www.ene.gov.on.ca/envregistry/010228er.htm>