

From: Myles,Debra [CEAA]
Sent: August 23, 2013 11:31 AM
To: 'serge.imbrogno@ontario.ca' (serge.imbrogno@ontario.ca)
Cc: michael.reid@ontario.ca; McGee, Kelly: CNSC; DGR Review / Examen DFGP [CEAA]
Subject: Letter and Information from the DGR Joint Review Panel
Importance: High

Mr. Imbrogno

Please find a letter of direction from the Deep Geologic Repository (DGR) Joint Review Panel, attached. The Panel requests your immediate attention in this matter.

For your information, I have also attached is a summary of provincial involvement required by the Panel in the public hearing.

I am looking forward to hearing from your representative next week,

Debra Myles

DGR Joint Review Panel Co-Manager
C/O Canadian Environmental Assessment Agency
160 Elgin Street, 22nd floor
Ottawa, ON K1A 0H3
Tel.: 613-957-0626 or 1-866-582-1884
DGR.Review@ceaa-acee.gc.ca

August 23, 2013

Serge Imbrogno
Deputy Minister
Ontario Ministry of Energy
Hearst Block, 4th Floor, 900 Bay Street
Toronto, ON M7A 2E1

Subject: Participation of the Ontario Ministry of Energy in the Deep Geologic Repository (DGR) Public Hearing Process

Dear Mr. Imbrogno:

The Joint Review Panel acknowledges your letter of July 30, 2013, in which you declined to comply with the Panel's direction to participate in the DGR public hearing process. The Panel accepts your assertion that the Ministry of Energy does not possess specialized technical expertise relating to the DGR project or its possible environmental effects.

The Panel has just been made aware, however, of the January 2010 Agreement in relation to energy matters between Ontario as represented by the former Minister of Energy and Infrastructure and the Saugeen Ojibway Nations. The hearing submission of the Saugeen Ojibway Nations, through which the Panel was informed of this Agreement, will be posted on the Canadian Environmental Assessment Registry, reference number [17520](#), as soon as possible.

Consequently, the Panel requires that a knowledgeable and authoritative representative of the Ministry of Energy be available to answer questions from the Panel on this issue at the public hearing on Wednesday September 25, 2013. The representative may be required to be available at other hearing sessions as determined by the Panel as the process proceeds. The Panel's preference is that the representative appears in person at the hearing in Kincardine, Ontario. If that is not possible, however, he/she may follow the hearing proceedings on the live Webcast and participate by phone.

Please have your representative contact Panel Co-Manager, Debra Myles, at 613-957-0626 or debra.myles@ceaa-acee.gc.ca to confirm the logistics related to the required participation of the Ministry of Energy in the DGR hearing.

Thank you for your immediate attention to this matter.

Sincerely,

<original signed by>

Stella Swanson
Chair, Deep Geologic Repository Joint Review Panel

c.c.: James F. Archibald, Joint Review Panel Member
Gunter Muecke, Joint Review Panel Member

Michael Reid, Assistant Deputy Minister, Regulatory Affairs and Strategic Policy

August 23, 2013.

Joint Review Panel Hearing – Provincial Ministry Participation

September 16 to October 5, 2013
Royal Canadian Legion
MacDonald Branch 183, Kincardine
219 Lambton Street
Kincardine, Ontario

October 7 to October 12, 2013
Saugeen Shores Community Complex
Rotary Hall
600 Tomlinson Drive
Port Elgin, Ontario

Below are the hearing sessions/dates for each provincial ministry where a representative is expected to either make a presentation or be otherwise available. Please note that the schedule is subject to change in advance of or at the hearing.

The Panel expects the primary presenter to appear at the hearing in person unless there are extenuating circumstances that make this very difficult or impossible. Additional subject matter experts or resource persons may be connected by phone if it is impractical for them to appear in person. Note that the time allotted for the presentation is the expected maximum length.

Where a ministry is required to be available, the Panel expects that a representative will attend the hearing in person or will follow the live Webcast of the proceedings and be prepared and available by phone to answer any questions from the Panel that may arise.

Ministry of Aboriginal Affairs

Oct 7 – available (Aboriginal Issues)

Ministry of Agriculture, Food and Rural Affairs

Oct 9 – available (Socio-Economic Issues)
Oct 10 – available (Socio-Economic Issues)

Ontario Ministry of Community Safety and Correctional Services - Office of the Fire Marshal and Emergency Management

Sept 24 – 30 minute presentation (Malfunctions, Accidents and Malevolent Acts)
Oct 9 – available (Socio-Economic Issues)
Oct 10 – available (Socio-Economic Issues)

Ontario Ministry of Energy

Sept 25 – available (Atmospheric Environment – Air Quality & Noise and General)

Ontario Ministry of the Environment

Sept 25 – 30 minute presentation (Atmospheric Environment – Air Quality & Noise and General)
Sept 26 – available (Terrestrial, including species at risk)
Sept 30 – available (Aquatic – Groundwater)

- Oct 1 – 15 minute presentation (Aquatic – Surface Water, Habitat, & Aquatic Biota)
- Oct 2 – available (Aquatic – Lake Huron)
- Oct 3 – available (Environmental Assessment Issues)
- Oct 5 – available (Follow-Up Monitoring & Communication and Consultation)
- Oct 7 – 15 minute presentation (Aboriginal Interests)
- Oct 8 – 15 minute presentation (Licensing, Permits & Authorizations)

Ontario Ministry of Health and Long-Term Care

- Sept 27 – available (Human Health)

Ontario Ministry of Labour

- Sept 24 – 30 minute presentation (Malfunctions, Accidents and Malevolent Acts)
- Sept 25 – available (Atmospheric Environment – Air Quality & Noise and General)
- Oct 9 – available (Socio-Economic Issues)
- Oct 10 – available (Socio-Economic Issues)

Ontario Ministry of Municipal Affairs and Housing

- Oct 9 – 30 minute presentation (Socio-Economic Issues)

Ontario Ministry of Natural Resources

- Sept 18 – 15 minute presentation (Site Characterization)
- Sept 19 – available (Long-Term Performance and Safety Case)
- Sept 20 – available (Long-Term Performance and Safety Case)
- Sept 26 – available (Terrestrial, including species at risk)
- Oct 1 – available (Aquatic – Surface Water, Habitat, & Aquatic Biota)
- Oct 2 – 15 minute presentation (Aquatic – Lake Huron)

Ontario Ministry of Northern Development and Mines

- Sept 18 – 30 minute presentation (Site Characterization)
- Sept 19 – available (Long-Term Performance and Safety Case)
- Sept 20 – available (Long-Term Performance and Safety Case)
- Sept 30 – 30 minute presentation (Aquatic – Groundwater)
- Oct 5 – available (Follow-Up Monitoring & Communication and Consultation)

Ontario Ministry of Transportation

- Oct 9 – available (Socio-Economic Issues)
- Oct 10 – 30 minute presentation (Socio-Economic Issues)

Ontario Ministry of Tourism, Culture and Sport

- Oct 9 – available (Socio-Economic Issues)
- Oct 10 – 30 minute presentation (Socio-Economic Issues)