

### **Modernization of Approvals Project Update**

September, 2011

## **Goal for Modernizing Approvals**

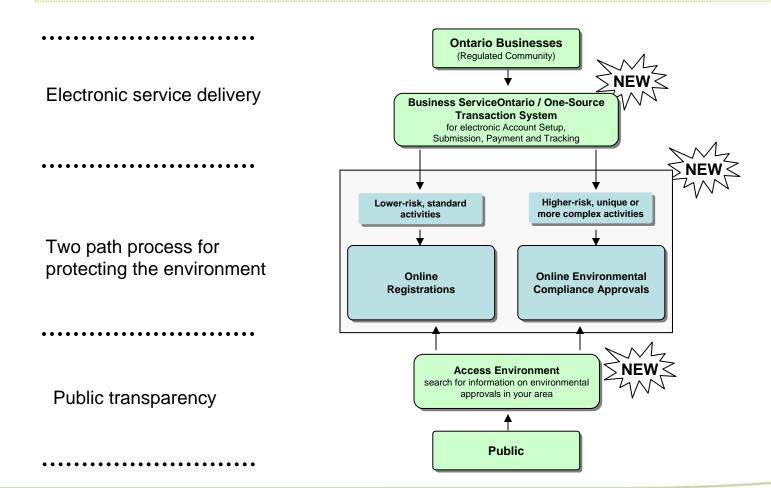
To improve and enhance business-to-government interactions the new environmental approvals process provides:

- A new, online business self-registration process for select activities and sectors
- Established service delivery standards to provide certainty to business
- Online tools including guidance and "smart-form" applications
- Transparency of approval information that protects privacy and confidentiality

Gradual implementation to ensure successful transition



# **Modern Environmental Approvals Process**





## **Two Path Process: EASR Implementation**

### October 31<sup>st</sup>, 2011 Implementation

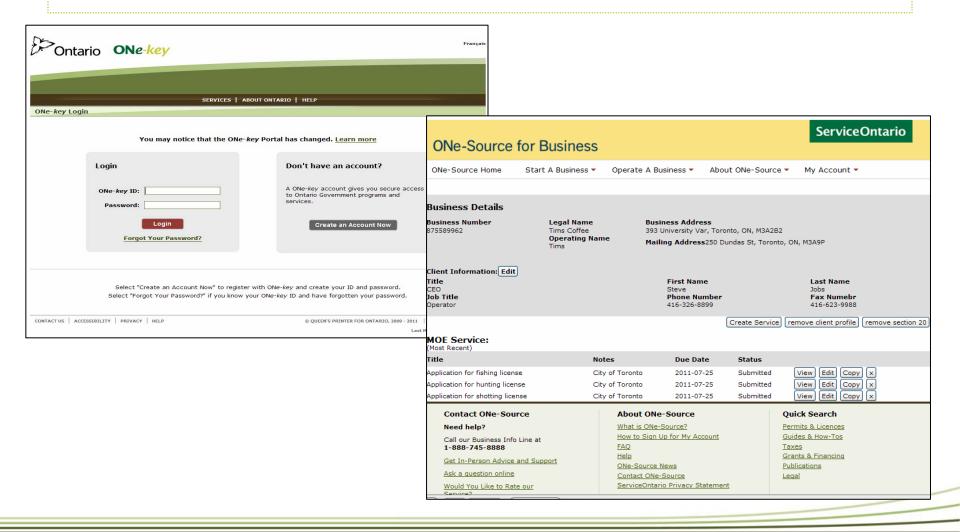
- On-line, self-registration process for sectors and activities with regulations in place for comfort heating, standby power, and autobody paint shops
- Registrations automatically posted to MOE public website "Access Environment"

### Coming Later...

- Compliance approach for registry activities and sectors (e.g. audit)
- Additional sectors and activities available for self-registration proposed in 2011/2012: ready mix concrete, concrete block and pipe manufacturing, waste collection and hauling, and printing
- Enhanced on-line user interface and experience including account management and e-payment

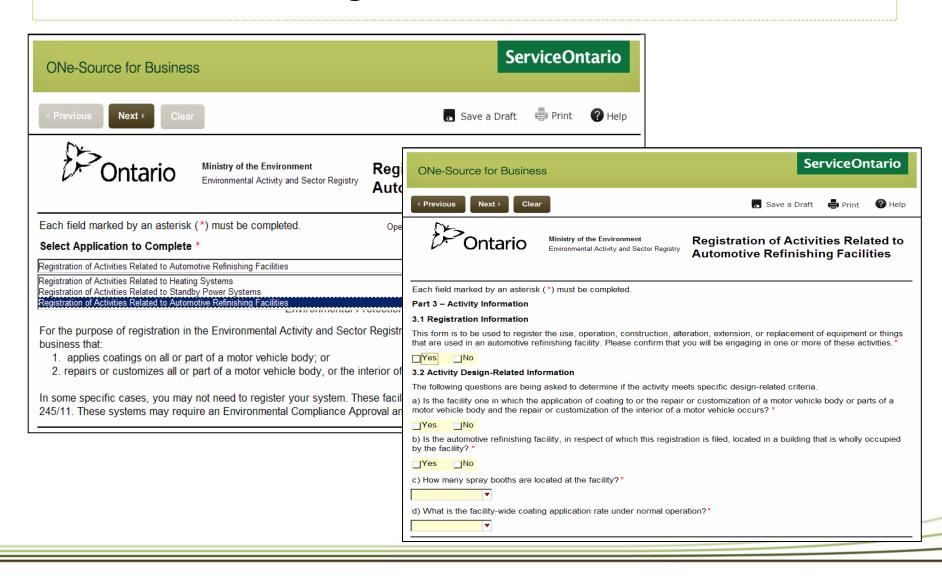


### How will Business access online services?





### **Registration Process**





# **Two Path Process: ECA Implementation**

#### October 31<sup>st</sup>, 2011 Implementation

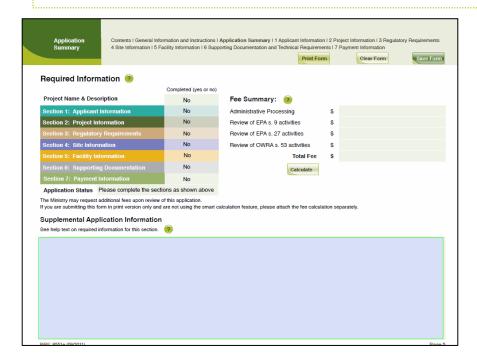
- Amendments to existing CofAs be ported to ECA framework
- Complete submission requirements (O.Reg. 255/11) and multi-media ECA application form available on-line via ServiceOntario
- Copy of issued ECA document posted to "Access Environment" website

#### Coming Later...

- Comprehensive ECA guidance material available on-line
- Enhanced on-line user interface and experience including account management, e-payment, and online submission and tracking of ECA applications



# **Environmental Compliance Approval**



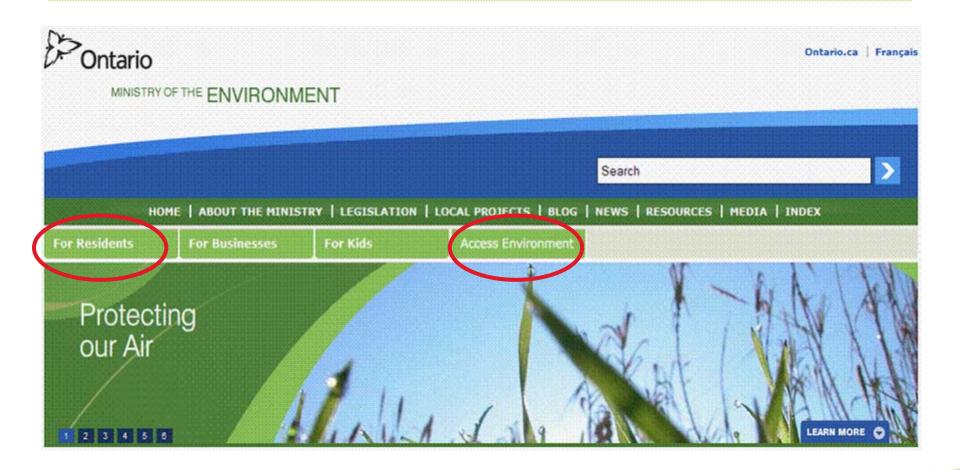
ECA application form will be available on-line October 31<sup>st</sup>, 2011 with a supporting mini guide

More comprehensive guidance material expected to be available on-line in fall 2011





# How will the public access the services?





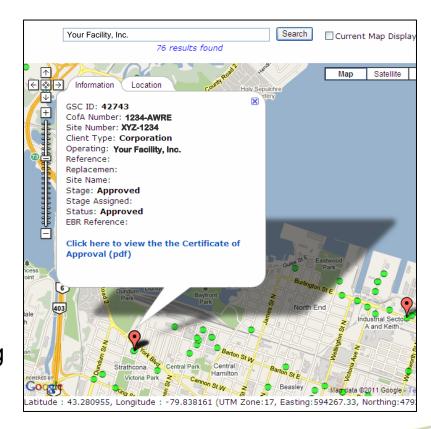
## **Public Transparency**

#### October 31<sup>st</sup>, 2011 Implementation

- 'Access Environment' will provide a central location for accessing existing databases including eCofA library
- Geospatial search capacity of ECAs,
  CofAs and Registrations

#### Coming Later...

- Public access to additional approvalsrelated documents
- Enhanced public search functions using various Ministry databases





# **Transitional FAQs**



# **Certificates of Approval**

#### What happened to previously-issued CofA?

o If you currently hold a CofA, you do not need to do anything; existing Cs of A and their terms and conditions will continue and they can be amended, reviewed, suspended and revoked as if they were an ECA

#### I hold a CofA, what do I do if I need an amendment?

o If you need an amendment to your CofA, you will use the new ECA Application Form and apply for an amendment - resulting approval will be called an ECA and would not necessarily impact any of your other Cs of A



# **Environmental Compliance Approvals (ECA)**

#### Do I have to apply for a multi-media approval starting October 31st?

- No, the legislation does not require an application for a multi-media approval on October
  31st, 2011 unless you choose to, or the Director requires you to
- The facility-wide (multi-media) approval is a useful new option when applying for an approval for a new facility, or if you wish to consolidate your existing CofA approvals

#### What is meant by a "complete ECA Application"?

 Established minimum application requirements that are needed before the ministry begins a review (outline in O.Reg. 255/11)

#### What happens if I miss or leave out a requirement?

 Ministry may return the application without a decision, review the application, or ask for more information



## **Environmental Compliance Approvals (ECA)**

### What are the types of minimum application requirements?

- o Process Requirements:
  - Use the correct application form and provide all the applicable information requested
  - Signatures attesting to the completeness and accuracy of the information
  - Applicant and Technical Contact signatures
- Project Information Requirements:
  - Detailed project and process description, incl. a summary project description
  - Information around ownership, land use, and zoning of the site
  - A site plan
  - A list of all other, applicable approvals, orders or instruments under specified Acts
  - Maps, plans, and drawings must adhere to minimum information standards (some exemptions)



## **Environmental Activity and Sector Registry (EASR)**

#### How do I register?

 If you intend to engage in an activity prescribed by regulation (comfort heating, standby power, autobody shops) and meet the eligibility requirements, visit ServiceOntario (<u>www.serviceontario.ca</u>) to register

#### What if I have an existing approval for an activity that can be registered?

- Existing approvals for activities that are eligible to register will still be valid and a person will not immediately need to register them
- o You will need to register an eligible activity that is currently in an approval:
  - When you need to make a change to the activity that previously required an amendment to the approval, OR
  - By the date prescribed in the regulation stating that the approval for an activity is no longer in effect (5 years from date regulation comes into force for all activities currently prescribed)

# What if I have an approval with some activities that are eligible for the EASR and some that are not?

 You will still be able to amend the approval for those activities that cannot be registered without needing to file a registration for the eligible activities



## **Environmental Activity and Sector Registry (EASR)**

#### What if I do not have an existing approval?

 You will no longer be able to apply for an approval for activities that are eligible for the registry unless the Director issues an order stating that the registry does not apply (s. 20.18)

#### What if I want to always keep my eligible activities in an ECA?

- You would need to request that the Director consider issuing an order stating that the Registry does not apply to your activity
- o Order will need to remain in effect for as long as you will be engaging in the activity

# On October 31<sup>st</sup>, what happens to all outstanding applications for approval for activities that are prescribed for the Registry?

o If an applicant does not receive an approval for the activity before the day the Registry regulation comes into force then their applications are discontinued on that day and they will have to register their activity unless the Director issues an order stating that the registry does not apply



# **Environmental Registry**

# How will Environmental Compliance Approvals be dealt with under the EBR (O.Reg. 681/94) after October 31st, 2011?

- Proposals for ECAs would be <u>Class II</u> as they are subject to discretionary hearings
  - Existing exceptions maintained (e.g., for air discharges less than 10 hours in a 7 day period, etc.) not subject to posting on the EBR
- As Class II instruments, these will have additional public participation requirements (e.g., posting for an additional 15 days, etc.)
- For 3<sup>rd</sup> party and applicant appeal of ECA amendments, only portion of ECA that has substantially changed is subject to appeal (EPA s.139 (3)(b))

# What happens to those approvals that were posted on the EBR <u>before</u> October 31<sup>st</sup>, 2011?

Approval proposals that were posted on the EBR as <u>Class I</u> prior to October 31<sup>st</sup>, 2011 will remain as <u>Class I</u> (s. 4.2 of Reg. 681/94)

