

From: Vogel Art ~ Rita Vogel Post <email address removed>
Sent: July 12, 2019 5:31 PM
To: Ronzio, Joseph (CEAA/ACEE) <joseph.ronzio@canada.ca>
Cc: Milton RAIL <email address removed>
Subject: Re: CN's undertaking #3 and 4

Hello Joseph,

Re: CN's undertaking #3 and 4

CN provided an article regarding 44 mainline derailments; however, this is one of many articles I was referring to at our talk on June

I have also provided a letter from The Minister of Transport's office dated Mar 08 2012. Mr. Denis Lebel, P.C., M.P. states in his letter the following:

Under the Act, the Minister of Transport does not have powers of review or for investigation of a police constable or “police force” appointed with respect to a railway company.

[CN Rail did not report 1,843 accidents | CBC News](#)



My apologies as I had trouble with my scanner and took a photo of the letter instead and created a pdf file.

Ministre des Transports,
de l'Infrastructure et des Collectivités
et ministre de l'Agence de développement
économique du Canada pour les régions du Québec



Minister of Transport,
Infrastructure and Communities
and Minister of the Economic Development Agency
of Canada for the Regions of Quebec

Ottawa, Canada K1A 0N5

MAR 08 2012

Mr. Michael W. Lacy
Lacy Wilkinson LLP
144 King Street East, 3rd Floor
Toronto ON M5C 1G8

Dear Mr. Lacy:

Thank you for your correspondence of December 8, 2011, regarding Canadian National's railway police force.

As you are aware, under the *Railway Safety Act*, railway companies may apply for the appointment of police constables for the purposes of enforcing various laws on or near railway company property.

More specifically, pursuant to section 44 of the Act, a judge of a superior court may, upon application by a railway company, appoint a person as a police constable for the enforcement of the *Canada Transportation Act*, Part III (dealing with railway transportation) and for the enforcement of other laws where the enforcement relates to the protection of property owned, possessed or administered by a railway company and the protection of persons and property on that property.

★ Once appointed, a police constable has jurisdiction on railway company property and any place within 500 meters of that property. A superior court judge or the railway company may dismiss or discharge a police constable which, in turn, terminates any powers, duties and privileges conferred on a constable under the *Railway Safety Act*.

Where constables are appointed, the Act (section 44.1) requires that the railway company establish procedures for dealing with complaints involving police constables. Those procedures are then filed with the Minister of Transport.

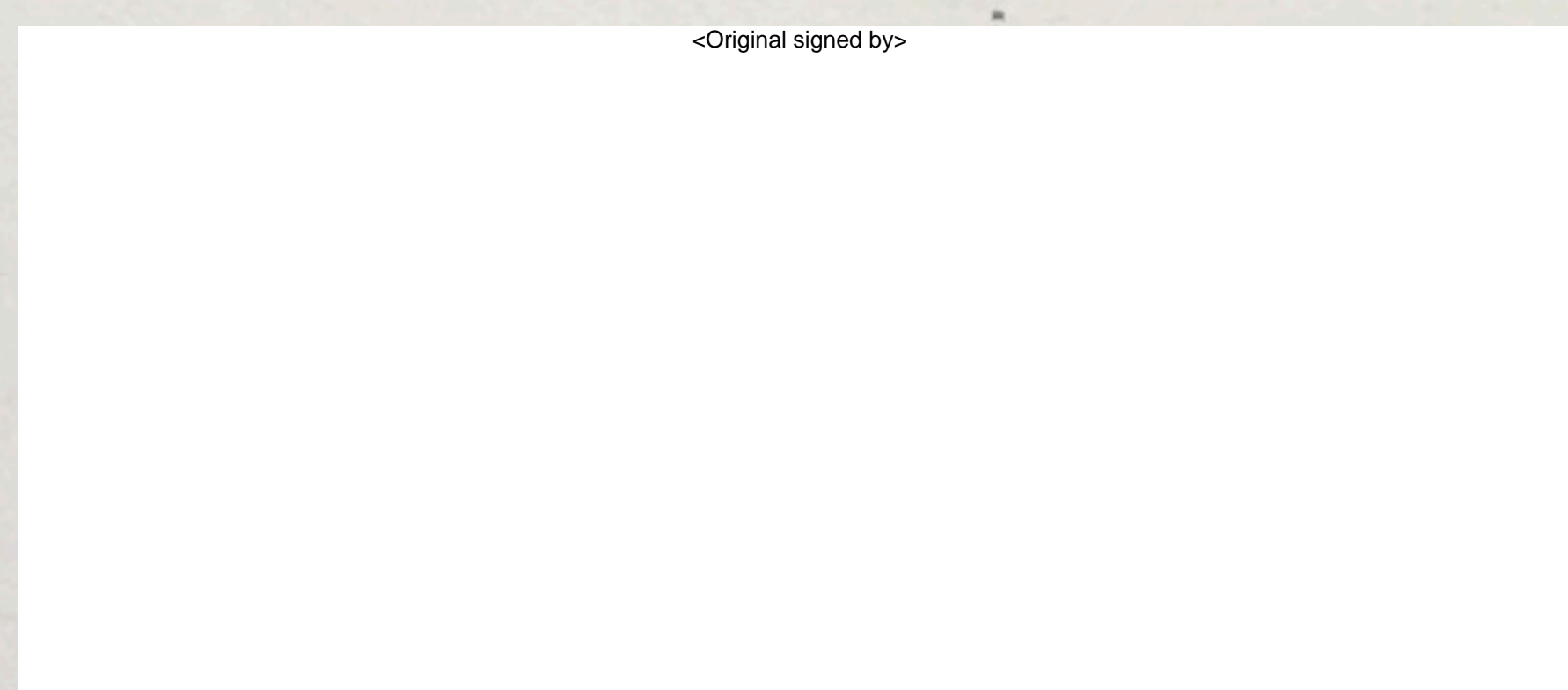
Canada

Under the Act, the Minister of Transport does not have powers of review or for investigation of a police constable or "police force" appointed with respect to a railway company.

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Again, thank you for writing.

Yours sincerely,

Original signed by


Denis Lebel, P.C., M.P.