



Directorate of Environmental and Radiation Protection and Assessment

e-Doc 5979654
File: 80122

August 29, 2019

Ms. Meggan Vickerd
Director of Near Surface Disposal Facility
Environmental Remediation Management
Canadian Nuclear Laboratories (CNL) Limited
Deep River, ON

Subject: Changes to Federal Legislation and Implications for Near Surface Disposal Facility Project

Dear Ms. Vickerd,

The purpose of this letter is to inform your organization of recent changes to federal legislation, particularly transition provisions relevant to the Near Surface Disposal Project (the Project), and next steps.

On August 28, 2019, *the Impact Assessment Act* (IAA) came into force, repealing the *Canadian Environmental Assessment Act, 2012* (CEAA 2012). The IAA contains transitional provisions for EAs of designated projects commenced under CEAA 2012 and for which the Canadian Nuclear Safety Commission (CNSC) is the Responsible Authority.

The Project has been subject to an EA commenced under CEAA 2012, since May 5th, 2016. As per the transition provision described in subsection 182 of the IAA: *“Any environmental assessment of a designated project by the Canadian Nuclear Safety Commission or the National Energy board commenced under the 2012 Act, in respect of which a decision statement has not been issued under section 54 of the 2012 Act before the day on which this Act comes into force, is continued under the 2012 Act as if that Act had not been repealed.”*

As outlined in subsection 182, given that the Project was commenced under CEAA 2012 and a decision statement has not yet been issued, and therefore will continue and be completed under its current process.

The “Assessment Type” on the project-specific page of the Public Registry website, Reference Number: [80122](#) as been updated to indicate “Environmental Assessment under CEAA 2012”. In addition, this letter will be posted on the Public Registry website as the official record of notification.

If you have any questions, do not hesitate to contact Nicole Frigault, Environmental Assessment Officer responsible for the NSDF Project, by phone 613-995-7948 or email *Nicole.Frigault@canada.ca*.

Sincerely,
<Personal Information
Redacted>

Candida Cianci
Director, Environmental Assessment Division
Canadian Nuclear Safety Commission

c.c.: S. Faight (CNL)

K. Murthy (CNSC); C. Cattrysse (CNSC); M. Gacem (CNSC); N. Frigault (CNSC)