

WATER ACT

BEING CHAPTER W-3 R.S.A. 2000 (the "Water Act")

Amendment No. 1 to

ENFORCEMENT ORDER NO. WA-EO-2018/07-LAR

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[Collectively "the Parties"]

WHEREAS Enforcement Order No. WA-EO-2018/07-LAR [the "EO"] was issued to the Parties on July 3, 4 and 5, 2018;

WHEREAS the consultant for the Parties [the "consultant"] advised a longer timeframe would be necessary to provide Alberta Environment and Parks ["AEP"] with a written remedial plan ["Remedial Plan"] to the AEP specifications as required in item 3 of the EO.

WHEREAS the consultant emailed the director on July 29, 2018 requesting a 90 day extension to provide AEP with the Remedial Plan;



WHEREAS Environmental Protection Officer [the "EPO"], Jocelyn Beniuk-Elkins, emailed the consultant on August 1, 2018, on behalf of the Director, confirming the request and an extension to November 21, 2018 for the Remedial Plan to be applied to the EO;

WHEREAS on August 15, 2018 the consultant requested an extension for the completion of the remedial work and the final report be applied to the EO based on the extension granted for the remedial plan;

WHEREAS the consultant advised the Director the remediation work will be completed by March 31, 2019 and the final report will be submitted to the Director by April 30th, 2019.

WHEREAS the EPO emailed the consultant on August 15, 2018, on behalf of the Director, confirming the request and an extension to March 31, 2019 for the remedial works and an extension to April 30, 2019 for the final report to be applied to the EO;

WHEREAS I, Simon Tatlow, Compliance Manager, Lower Athabasca Region [the "Director"] has been designated as Director for the purposes of issuing and amending enforcement orders under the Water Act;

WHEREAS the Director is of the opinion that the EO must be amended to reflect the new deadlines;

THEREFORE, I, Simon Tatlow, Director, pursuant to sections 137(1)(a) of the *Water Act*, DO HEREBY AMEND the EO, and ORDER:

1. In Clause 3 of the EO, "**August 21, 2018**" is deleted and replaced with "**November 21, 2018**".
2. In Clause 4(l) of the EO, "**October 1, 2018**" is deleted and replaced with "**March 31, 2019**".
3. In Clause 7 of the EO, "**November 30, 2018**" is deleted and replaced with "**April 30, 2019**".

DATED at the City of Fort McMurray in the Province of Alberta, this 16th day of August, 2018.



Simon Tatlow
Compliance Manager
Lower Athabasca Region

Notwithstanding the above requirements, the Parties shall obtain all other necessary approvals in complying with this order.

Take notice that this enforcement order is a remedial tool only, and in no way precludes any enforcement proceedings being taken regarding this matter under this Act or any



other legislation. Failure to comply with this order may result in further enforcement proceedings.

Section 115 of the *Water Act* may provide a right of appeal against this decision to the Alberta Environmental Appeals Board. There may be a strict time limit for filing such an appeal. For further information, please contact the Board Secretary at:

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