

**Environmental Assessment Act**  
**Loi sur les évaluations environnementales**

**ONTARIO REGULATION 616/98**

*No Amendments*

**DEADLINES**

**Notice of Currency:**\* This document is up to date.

\*This notice is usually current to within two business days of accessing this document. For more current amendment information, see the [Table of Regulations \(Legislative History\)](#).

*This Regulation is made in English only.*

1. In this Regulation,

"business day" means a day that is not a holiday for public servants under the *Public Service Act*;

"week" means a calendar week, except that the two consecutive calendar weeks in which Christmas Day and New Year's Day fall shall be considered as one week. O. Reg. 616/98, s. 1.

2. (1) Subject to subsection (2), a deadline referred to in Column 1 of the Table shall be determined in accordance with the corresponding entry in Column 2 of the Table.

(2) Subject to subsection (3), if a proponent gives the Ministry a notice in writing indicating that the proponent wishes to amend proposed terms of reference governing the preparation of an environmental assessment, the deadline under subsection 6 (6) of the Act for the Minister to notify the proponent whether or not the proposed terms of reference are approved shall be the later of the following dates:

1. The last business day of the seventh week after the earlier of the following dates:

- i. The date the proponent's amendments to the proposed terms of reference are given to the Ministry.
- ii. The date that is 56 days after the day the proponent gives the Ministry the notice indicating that the proponent wishes to amend the proposed terms of reference.

2. The date determined in accordance with subsection (1).

(3) Subsection (2) does not apply unless the following conditions are met:

1. The notice indicating that the proponent wishes to amend the proposed terms of reference must be given to the Ministry before the Minister notifies the proponent whether or not the proposed terms of reference are approved.

2. If a matter in connection with the proposed terms of reference has been referred to mediation under subsection 6 (5) of the Act, the notice indicating that the proponent wishes to amend the proposed terms of reference must not be given to the Ministry until after the mediator's report is received by the Minister. O. Reg. 616/98, s. 2.

**Note: Section 2 does not apply in respect of proposed terms of reference given to the Ministry under subsection 6 (1) of the Act before December 31, 1998. See: O. Reg. 616/98, s. 4 (2).**

**Note: Section 2 does not apply in respect of environmental assessments submitted to the Ministry under subsection 6.2 (1) of the Act before December 31, 1998. See: O. Reg. 616/98, s. 4 (3).**

3. (1) The portion of subsection 10 (2) of the Act that imposes a deadline on when the Minister must decide an application under section 9 of the Act or refer it to the Board for a decision under section 9.1 of the Act does not apply to the Minister if,

- (a) the Minister refers a matter in connection with the application to mediation under section 8 of the Act;
- (b) the Minister refers a matter in connection with the application to the Board under section 9.2 of the Act not later than the last business day of the seventh week after the Minister receives the mediator's report; and
- (c) the Minister decides the application under section 9 of the Act not later than the last business day of the seventh week after the Minister receives the decision of the Board.

(2) The portion of subsection 10 (2) of the Act that imposes a deadline on when the Minister must decide an application under section 9 of the Act or refer it to the Board for a decision under section 9.1 of the Act does not apply to the Minister if,

- (a) the Minister refers a matter in connection with the application to the Board under section 9.2 of the Act;
- (b) the Minister refers a matter in connection with the application to mediation under section 8 of the Act not later than the last business day of the seventh week after the Minister receives the decision of the Board; and
- (c) the Minister decides the application under section 9 of the Act not later than the last business day of the seventh week after the Minister receives the mediator's report. O. Reg. 616/98, s. 3.

4. Omitted (provides for coming into force of provisions of this Regulation). O. Reg. 616/98, s. 4.

TABLE

Item	Column 1	Column 2
	Deadline	Method of Determination
1.	<i>Terms of Reference</i>	
		The last business day of,
	The deadline under subsection 6 (6) of the Act for the Minister to notify the proponent whether or not the proposed terms of reference are approved.	(a) the twelfth week after the proposed terms of reference are received by the Ministry under subsection 6 (1) of the Act, if there is no reference to mediation under

		subsection 6 (5) of the Act; or
		(b) the seventh week after the mediator's report is received by the Minister, if there is a reference to mediation under subsection 6 (5) of the Act.
2.	<i>Public Notice</i>	
		The later of,
	The deadline under subsection 6.3 (1) of the Act for the proponent to give public notice of the submission of the environmental assessment.	(a) the last business day of the second week after the environmental assessment is received by the Ministry under subsection 6.2 (1) of the Act; and
		(b) the last business day of the second week after the proponent is advised by the Director of any requirements of the Director under subsection 6.3 (1), (2) or (4) of the Act.
3.	<i>Initial Comment Period</i>	
	The deadline under subsection 6.4 (2) of the Act for a person to comment to the Ministry, if the person wishes the comments to be considered during the preparation of the Ministry review.	The last business day of the seventh week after public notice is given under subsection 6.3 (1) of the Act.
4.	<i>Review</i>	

	<i>Completion</i>	
	The deadline under subsection 7 (2) of the Act for the completion of the review.	The last business day of the twelfth week after public notice is given under subsection 6.3 (1) of the Act.
5.	<i>Final Comment Period</i>	
	The deadline under subsection 7.2 (2) of the Act for a person to comment to the Ministry, if the person wishes the comments to be considered when the Minister decides the proponent's application.	The last business day of the fifth week after the Director gives public notice of the completion of the review under subsection 7.1 (2) of the Act.
6.	<i>Minister's Decision (Partial)</i>	
	The deadline under subsection 10 (1) of the Act for the Minister to determine whether to refer a matter in connection with an application to mediation or to the Board under section 9.2.	The last business day of the thirteenth week after the deadline for comments under subsection 7.2 (2) of the Act
7.	<i>Minister's Decision (Complete)</i>	
		The last business day of,
	The deadline under subsection 10 (2) of the Act for the Minister to decide the application under section 9 of the Act or refer it to the Board for a	(a) the thirteenth week after the deadline for comments under subsection 7.2 (2) of the Act, if there is no reference to mediation under

	decision under section 9.1 of the Act.	section 8 of the Act or to the Board under section 9.2 of the Act;
		(b) the seventh week after the Minister receives the mediator's report, if there is a reference to mediation under section 8 of the Act; or
		(c) the seventh week after the Minister receives the decision of the Board, if there is a reference to the Board under section 9.2 of the Act.

O. Reg. 616/98, Table.

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