

Application for Review Form

(also accessible online on the ECO's website)



**Environmental
Commissioner
of Ontario**

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Toronto, ON
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**Environmental
Commissioner
of Ontario**

Application for Review Part IV, *Environmental Bill of Rights*

General Information About This Application

Under section 67 of the *Environmental Bill of Rights, 1993 (EBR)*, the minister must consider each Application for Review in a preliminary way to determine whether the public interest warrants a review of the issues raised in your Application. Among other factors, the minister must consider:

1. The ministry's Statement of Environmental Values;
2. The potential for harm to the environment if the review applied for is not undertaken;
3. The fact that matters sought to be reviewed are otherwise subject to periodic review;
4. Any social, scientific or other evidence that the minister considers relevant;
5. Where the application requests a review of an instrument, any submission received by the instrument holder;
6. The resources required to conduct the review; and
7. Any other matter the minister considers relevant.

If the decision asked to be reviewed was made within the last five years with public participation consistent with the *EBR*, the minister will not determine that the public interest warrants a review. This provision does not apply where it appears to the minister that there is other evidence that failure to review the decision could result in significant harm to the environment and that this evidence was not considered when the decision sought to be reviewed was made.

The personal information requested in this Application is gathered under the legislative authority of the *EBR*. All the information on this form is required by the *EBR* for the minister to determine whether an existing policy, act, regulation or instrument of Ontario should be reviewed, or to decide whether there is a need for a new policy, act or regulation.

The *EBR* does not allow the Environmental Commissioner of Ontario or the ministry to disclose personal information about applicants. The *EBR* protects the personal information provided by applicants. Applicants' personal information may be disclosed if the review results in further government action outside of the *EBR* such as:

- a prosecution, or
- other administrative action

For more information on the requirements of this Application and how to use the EBR please contact:

Public Information and Outreach Officer
Environmental Commissioner of Ontario
1075 Bay Street, Suite 605
Toronto, ON, M5S 2B1

Phone: 416-325-3377
Toll Free: 1-800-701-6454
Fax: 416-325-3370
e-mail: commissioner@eco.on.ca

Instructions

1. Type or print clearly in ink.
2. Ensure both applicants sign and date the Application.
3. Complete all the sections.
4. Answer all the questions.
5. Clearly indicate the section of the Application to which any additional documentation applies.
6. Keep a copy of the Application for your files.
7. Submit your original Application and supporting documents to the Environmental Commissioner of Ontario at the address above.

1. APPLICANTS

Please complete 1(a) and 1(b) **OR** complete 1(a) and 1(c) if one of the applicants is a corporation. If both applicants are corporations, please copy the declaration form for 1(c) and attach the second completed declaration form to this application.

1. a) Applicant Number One

_____	_____	_____
Last Name	First Name	Initial
_____		_____
Address		Apartment

ONTARIO		
_____	_____	_____
City	Province	Postal Code

_____	_____	_____
Residence Telephone	Business Telephone	Email Address

Declaration of Ontario Residency:

I _____ am an Ontario resident and have been since _____
(Print Name) (Month, Year)

Signature

Date

1. b) Applicant Number Two

Last Name	First Name	Initial
Address		Apartment
City	Province	Postal Code
Residence Telephone	Business Telephone	Email Address

Declaration of Ontario Residency:

I _____ am an Ontario resident and have been since _____
(Print Name) (Month, Year)

Signature

Date

1. c) Corporate Applicant

Name of Corporation	Name of Position of Corporate Officer
Address	Province
City	Postal Code
Business Telephone	Email Address

Declaration of Incorporation in Ontario:

The _____ is an Ontario or Canadian Federal Corporation, carrying on
(Name of Corporation)
business with its head office in Ontario, established by articles of incorporation in _____
(Month, Year)

Date

Name of Officer and Position

Company Number

Signature

2. REQUEST FOR APPLICATION FOR REVIEW

Please complete section 2(a) **OR** 2(b) below. Only complete both sections if you are requesting a review of an existing policy, act, regulation or instrument **AND** the need for a new policy, act or regulation.

2. a) We request a Review of **an existing** policy, act, regulation or instrument (please check at least one).

Policy

Act

Regulation

Instrument

Clearly identify the name of the policy, act, regulation and/or instrument that you wish to be reviewed. Please provide as much detail as possible, including the name, section numbers and instrument numbers where possible.

To confirm that the EBR's application for review provisions apply to the policy, act, regulation or instrument that you are seeking to be reviewed, check the ECO's website for a [list of ministries prescribed under the EBR](#) and a [list of acts subject to the EBR](#), as well as [O. Reg. 73/94](#) (ministries, acts, and regulations) or [O. Reg. 681/94](#) (instruments).

2. b) We request a Review of the need for **a new** policy, act and/or regulation (please check at least one).

Policy

Act

Regulation

Description of policy, act or regulation:

To confirm that the EBR's application for review provisions apply to the ministry that would be responsible for your proposed new policy, act or regulation, check the ECO's website for a [list of ministries prescribed under the EBR](#) or [O. Reg. 73/94](#).

3. We believe that the ministry should undertake our Review to protect the environment because:

If you need more space, attach additional pages, each referenced with "Question #3".

4. The following is a summary of the evidence that supports our Application for Review (for example, scientific studies and reports):

If you need more space, attach additional pages, each referenced with "Question #4".

Attach copies of all written materials and photographs referred to in your summary above to this Application, or contact commissioner@eco.on.ca to submit the documents and photographs electronically. Reference each document and photograph against the list you have created above and indicate that they are part of your answer to "Question #4".



Application for Review Checklist

Before you send your Application for Review and supporting documents to the Environmental Commissioner of Ontario, make sure you have:

- Completed the forms for Applicant Number One **AND** Applicant Number Two, including the signatures of both applicants
- If you are a corporate applicant, provided the proper legal name of the corporation **AND** completed the declaration of incorporation in Ontario
- Made it clear what *existing* policy, act, regulation or instrument you want reviewed
 - **AND/OR** -
 - Made it clear that you want the Minister to review the need for a *new* policy, act, or regulation
- If you are seeking a review of an *existing* policy, act, regulation or instrument:
 - a. included the section number(s) or parts of the policy, act, regulation or instrument that you would like to be reviewed; **AND**
 - b. double checked that the section(s) or parts of the policy, act, regulation or instrument that you seek to have reviewed is/are subject to an *EBR* Application for Review
- If you are seeking a review of the need for a *new* policy, act or regulation, double checked that the ministry that would be responsible for such a policy, act or regulation is subject to an *EBR* Application for Review
- Explained why the review that you are requesting is necessary to protect the environment
- Provided a summary of the evidence that supports your belief that the review you are requesting should be undertaken in order to protect the environment
- Addressed your original Application for Review to:
 - The Environmental Commissioner of Ontario 1075
Bay Street, Suite 605
Toronto, ON M5S 2B1** **AND / OR** commissioner@eco.on.ca
- Retained a copy of your Application for Review and supporting documents for your own records

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