



The Ontario Gazette

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Government Notices Respecting Corporations Avis du gouvernement relatifs aux compagnies

Certificates of Dissolution Certificats de dissolution

NOTICE IS HEREBY GIVEN that a certificate of dissolution under the *Business Corporations Act*, has been endorsed. The effective date of dissolution precedes the corporation listings.

AVIS EST DONNÉ PAR LA PRÉSENTE que, conformément à la *Loi sur les compagnies*, un certificat de dissolution a été inscrit pour les compagnies suivantes : la date d'entrée en vigueur précède la liste des compagnies visées.

Name of Corporation: Dénomination sociale de la compagnie :	Ontario Corporation Number Numéro de la compagnie en Ontario
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2001-11-07

A.R. COLLIS FURNITURE COMPANY LIMITED	110604
B. MCMURDY CONTRACTING LTD	556520
CORONATION PAINTERS LTD.	1073406
HAROLD F. BROWN SALES LIMITED	212167
LEO FENSON INSURANCE AGENCY LTD.....	336197
M S J ERRANDS FOR SENIORS LTD	800279
PRO-LINK COMPUTER SERVICES INC.	1308793
S. & H. FARMS INC	300435
1371519 ONTARIO INC.	1371519
564906 ONTARIO LIMITED	564906

2001-11-13

ADVENTURES AFLOAT INC.	1262400
CHANNY VENTURES INC.	1121508
CORVETTE CITY AUTOMOTIVE LTD.	576457
EMANTECH LTD.	1148390
E1 SOFTWARE TECHNOLOGIES INC.....	1410378
GLOBALNETWORTH INC.	1410289
JAKOM TRADING CO. LIMITED	1186962
KAMHE INTERNATIONAL ENTERPRISE INC.	1125378
MRF 1998 III MANAGEMENT LIMITED	1315390
NORTH AMERICAN TECHNO PARTNERS INC.....	1013029
PEBBLEHUT ABBIE SERVICES INC.	1292656
PEBBLEHUT BABY SERVICES INC.	1329832
PEBBLEHUT MF SERVICES INC.	1299425
PRECIOUS CUP & CAKE INC.....	1132239

Name of Corporation: Dénomination sociale de la compagnie :	Ontario Corporation Number Numéro de la compagnie en Ontario
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STRATEGICNOVA INVESTMENT MANGEMENT INC..	1418280
VIINBERG REALTY LTD.	271216

2001-11-14

ASCENDE SERVICES LIMITED	388579
COMPUSKILLS INC.	1252028
J. B. WHITE & COMPANY LIMITED	119409
JPO INVESTMENTS INC.	667235
LION EXPRESS INC.	1129786
SKYVERTISE MARKETING & SALES INC.	1114382
TAMAD STUDIOS INC.....	953679
510957 ONTARIO LIMITED	510957
664987 ONTARIO LIMITED	664987

2001-11-15

ARMAND SEGUIN FUEL LIMITED	287202
JIM DONOAHUE & ASSOCIATES LIMITED	358866
LANZA MASONRY INC.....	1397078
RICHMOR CONSULTING INC.	1004227
TOTAL WASTE HANDLING SOLUTIONS INC.	1086405
UNI GARMENT SERVICES INC.	1129078
1225142 ONTARIO INC.	1225142
1229330 ONTARIO INC.	1229330
1234970 ONTARIO INC.	1234970
1281459 ONTARIO INC.	1281459
1354565 ONTARIO INC.	1354565
1419998 ONTARIO LIMITED	1419998

2001-11-16

CAMPBELL COTTAGE INC.	1062367
CENOTES INTERACTIVE INC.....	1470016
DUNBLANE & TURNERS LIMITED	959063
GOLDEN MILLION IMPORT AND EXPORT (CANADA) LIMITED	958425
PUTLAND ENTERPRISES LTD	1269665
603985 ONTARIO LIMITED	603985
945671 ONTARIO INC.	945671
977873 ONTAIRO INC.	977873

2001-11-19

ART. EDMUNDS INDUSTRIAL SERVICES LTD.	1070657
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Name of Corporation: Dénomination sociale de la compagnie :	Ontario Corporation Number Numéro de la compagnie en Ontario	Name of Corporation: Dénomination sociale de la compagnie :	Ontario Corporation Number Numéro de la compagnie en Ontario
J. M. ALLAN ASSOCIATES INC.	618193	2001-12-10	
KELCH HOLDINGS LIMITED	381366	JANA CONSULTANTS INC.	1294752
MEDITATION LABS. LTD.	811424	1262291 ONTARIO INC.	1262291
NAAB HOLDINGS INC.	989381	2001-12-12	
REALPRO INVESTMENT CONSULTANTS INC.	854825	A-TEK SYSTEMS CONSULTANTS INC.	1198616
REALPRO INVESTMENT CONSULTANTS INC. (1991) ..	942001	CANADIAN COUNTRY FURNITURE INC.	1213964
TANJOY HOLDINGS INC.	1113456	HYDE BROTHERS CONSTRUCTION LIMITED	906005
1196446 ONTARIO LIMITED	1196446	KEN PETHERICK MARINE LTD.	404786
975362 ONTARIO LIMITED	975362	1103370 ONTARIO INC.	1103370
975363 ONARIO LIMITED	975363	940499 ONTARIO LTD.	940499
2001-11-20		2001-12-13	
ADAK INTERIOR (SARNIA) LTD.	588258	CAROUSELS N'ROSES INC.	1111657
GETAWAY HOMES LTD.	939824	1473468 ONTARIO LIMITED	1473468
GTG AVIATION LIMITED	760736	2001-12-14	
PRO-TECH CORROSION CONTROL SERVIES LTD.	887008	CAYGEON CONSULTANTS INC.	902625
1028820 ONTARIO LIMITED	1028820	GOLDEN SHANGHAI RESTAURANT INC.	1268858
1059690 ONTARIO INCORPORATED	1059690	LOANNE INVESTMENTS LIMITED	288237
784745 ONTARIO INC.	784745	PHARMNET CONSORTIUM LIMITED	1175093
786435 ONTARIO INC.	786435	PICKERING PRESTIGE MOTOR SERVICES LTD.	950965
933160 ONTARIO LIMITED	933160	RICHMAX COMPANY LIMITED	820947
942881 ONTARIO INC.	942881	RY SPLITSHARE CORPORATION	1007681
2001-11-21		WILLIAM PURSER LIMITED	141970
CEDAR SEAFOOD INC.	747361	1424017 ONTARIO LIMITED	1424017
CHIBA CAR AUDIO INC.	1255944	1438596 ONTARIO INC.	1438595
D. L. TAYLOR ELECTRIC LTD.	391582	663873 ONTARIO INC.	663873
GROISBOECK CARPENTRY CONTRACTING LTD.	753422	2001-12-17	
HOKKIGAI SUSHI BAR (CANADA) INC.	1214489	CURTIS TREE FARMS LTD.	611610
NEWRIVER TECHNOLOGIES INC.	1101263	DOLBY & FEW HAULAGE LTD.	594506
1128789 ONTARIO LTD.	1128798	GREAT WIN COMPANY LTD.	1298628
2001-11-22		HAIRCUT ONE HUNDRED INC.	794485
CHERRY YEAR TRADING LIMITED	1251199	HOWARD H. HEIDMAN CONSTRUCTION LIMITED ...	227444
DAGMYR + ASSOCIATES LTD.	1288303	TRENDZSTORE.COM INC.	1400491
DAVID LEE CONSULTANT INC.	1235847	TROJAN PC/NETWORK CONSULTING INC.	1125652
DONALD TIDEY COMPANY LIMITED	112319	1240028 ONTARIO LIMITED	1240028
E. & A. CONTRACTING LTD.	1038164	1449929 ONTARIO INC.	1449929
GOLDEN CAMPHORA CO. LTD.	956540	2001-12-18	
GOLDEN RAINBOW CONSULTING INC.	1255863	BELMAC AUTO LTD.	627009
LUCKSAILS INVESTMENT (CANADA) LIMITED	1092888	COLONY PARK CONSTRUCTION INC.	1140238
MACH TURTLES SOFTWARE INC.	1200637	EQUITY HEALTHCARE DEVELOPMENT LIMITED	835707
OROHILLS ENTERPRISES LTD	1124103	HAMMERHEAD HOCKEY INC.	1095723
THE AGINCOURT GROUP INC.	896252	HICKORY IMPROVEMENTS INC.	1071737
TOP PACIFIC TRADING CO. LTD.	1119449	HOWARD WHITEHEAD LIMITED	416069
536905 ONTARIO LIMITED	536905	M. & V. LEASING LIMITED	243679
2001-11-23		VESPREA-TECH INC.	506304
ARTEMIS CLEANING COMPANY LIMITED	682498	WING CORPORATION	992023
C. HUSSELMSTROM REALTY LIMITED	235208	1322633 ONTARIO INC.	1322633
OTC PROMOTIONS INC.	972228	1322739 ONTARIO INC.	1322739
SMW RESEARCH LIMITED	999531	1323010 ONTARIO INC.	1323010
1045821 ONTARIO INC.	1045821	1323011 ONTARIO INC.	1323011
1241541 ONTARIO INC.	1241541	1323012 ONTAIRO INC.	1323012
1380055 ONTARIO INC.	1380055	1346390 ONTARIO INC.	1346390
2001-11-26		832666 ONTARIO INC.	832666
FURSAN INC.	351084	865913 ONTARIO INC.	865913
GORDON WEATHERBIE CONSTRUCTION LTD.	886490	963350 ONTARIO INC.	963350
STD MEATS INC.	1163202	973859 ONTARIO INC.	973859
THE ORILLIA CURLING COMPANY, LIMITED	25346	2001-12-19	
TRG INVESTMENTS LIMITED	398707	CREATIVE PLANTERS INC.	577093
931863 ONTARIO INC.	931863	DACHEM LIMITED	734707
2001-12-02		GRAND SLOT MANUFACURING LTD.	1434043
ENVIRON INTERNATIONAL INC.	944306	KRP INC.	688161
KAI PROPERTY MANAGEMENT LTD.	998394	MIDAS TELNET SYSTEMS INC.	1430205
WREN DESPLAY INC.	809682	NCE FLOW THROUGH MANAGEMENT (97) CORP. ...	1223843
1373196 ONTARIO INC.	1373196	1200 EGLINTON EAST LTD.	765198
1409804 ONTARIO LIMITED	1409804	734708 ONTARIO LIMITED	734708
2001-12-03		797 DON MILLS LTD.	765199
BENA HOLDINGS INC.	827661	2001-12-20	
2001-12-05		ALDEL LIMITED	310806
1074400 ONTARIO INC.	1074400	CDC HOLDING INCORPORATED	457779
2001-12-06		CLIFFGATE PROPERTIES LIMITED	500719
RANEY FISHERIES LTD.	1109248	MARLIS SALES AND SERVICE INC.	1152704

MORTON GOLDHAR HOLDINGS LIMITED 132442
 R.A. FAWCETT CONSULTING INC. 711846
 TEXORE MINES LIMITED 48554
 1200638 ONTARIO INC. 1200638
 1456611 ONTARIO INC. 1456611

B. G. HAWTON,
 Director (A), Companies Branch
 Directrice, intérimaire, Direction
 des compagnies

1/02

Notice of Default in Complying with the Corporations Tax Act Avis d'inobservation de la loi sur les corporations

The Director has been notified by the Minister of Revenue that the following corporations are in default in complying with the *Corporations Tax Act*.

NOTICE IS HEREBY GIVEN under subsection 241 (1) of the *Business Corporations Act*, that unless the corporations listed hereunder comply with the requirements of the *Corporations Tax Act* within 90 days of this notice, orders will be made dissolving the defaulting corporations. All enquiries concerning this notice are to be directed to Corporations Tax Branch, Ministry of Revenue, 33 King Street West, Oshawa, Ontario, L1H 8H6.

Le ministre du Revenu a informé l'administrateur unique que les compagnies suivantes n'avaient pas respecté la Loi sur l'imposition des personnes morales.

AVIS EST DONNÉ PAR LA PRÉSENTE que, conformément au paragraphe 241 (1) de la *Loi sur les compagnies*, si les compagnies citées ci-dessous ne se conforment pas aux prescriptions énoncées par la Loi sur l'imposition des personnes morales dans un délai de 90 jours suivant la réception du présent avis, lesdites compagnies se verront dissoutes par décision. Pour tout renseignement relatif au présent avis, veuillez vous adresser à la Direction de l'imposition des compagnies, ministère du Revenu, 33, rue King ouest, Oshawa (Ontario) L1H 8H6.

Name of Corporation:	Ontario Corporation Number
Dénomination sociale	Numéro de la
de la compagnie :	compagnie en Ontario

Olympia & York (Fifth Avenue Place) Limited	623405
Olympia & York Contractors Limited	421689
Wm. E. Westlake Foods Incorporated	928064
1042555 Ontario Inc.	1042555
5140 Yonge Street Limited	759474

B.G. HAWTON,
 Director (A), Companies Branch
 Directrice intérimaire, Direction
 des compagnies

1/02

Erratum Avis d'Erreur

Vide Ontario Gazette, Vol. 134-48 dated December 1, 2001.

NOTICE IS HEREBY GIVEN that the notice issued under section 241 (4) of the *Business Corporations Act* set out in the issue of the Ontario Gazette of with respect to the cancellation of the Certificate of Incorporation of 1463878 Ontario Ltd. was issued in error and is null and void.

Cf. Gazette de l'Ontario, Vol. 134-48 datée du Décembre 1, 2001.

PAR LA PRÉSENTE, nous vous informons que l'avis emis en vertu de l'article 241 (4) de la Loi sur les compagnies et énoncé dans la Gazette de l'Ontario du relativement à l'annulation du certificat de constitution

en personne morale de 1463878 Ontario Ltd. a été délivré par erreur et qu'il est nul et sans effet.

Name of Corporation:	Ontario Corporation Number
Dénomination sociale	Numéro de la
de la compagnie :	compagnie en Ontario

1463878 Ontario Ltd.	1463878
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B. G. HAWTON,
 Director (A), Companies Branch
 Directrice, intérimaire, Direction
 des compagnies

1/02

Co-operative Corporations Act (Certificate of Dissolution Issued) Loi sur les Sociétés Coopératives (Certificat de dissolution)

NOTICE IS HEREBY GIVEN that, under the *Co-operative Corporations Act*, a Certificate of Dissolution has been issued to:

AVIS EST PAR LES PRÉSENTES DONNÉ qu'en vertu de la *Loi sur les coopératives* un certificat de dissolution a été délivré à:

Name of Corporation:	Date of Incorporation
Nom de la compagnie :	Date de constitution

2001-11-23

North Burlington Co-operative Preschool Inc. April 4, 1978

JOHN M. HARPER,
 Director, Compliance Branch
 by delegated authority from the
 Superintendent of Financial Services
 Directeur, direction de l'observation
 des lois et des règlements
 en vertu des pouvoirs délégués par le
 surintendant des services financiers

1/02

Cancellation of Certificates of Incorporation (Co-operative Corporations Act) Annulation de certificats de constitution en personne morale (Loi sur les Sociétés Coopératives)

NOTICE IS HEREBY GIVEN that, under the *Co-operative Corporations Act*, the Certificate of Incorporation of the Co-operative named hereunder has been cancelled by an order dated December 11, 2001 for failure to comply with section 166 of the *Co-operative Corporations Act* and the said Co-operative is hereby dissolved effective December 11, 2001.

AVIS EST DONNÉ PAR LES PRÉSENTES que, en vertu de la *Loi sur les sociétés coopératives*, le certificat de constitution de la coopérative mentionnée ci-dessous est annulé par un décret daté du 11 décembre 2001 par suite de l'inobservation du paragraphe 166 de la *Loi sur les sociétés coopératives*, et ladite coopérative est par la présente dissoute à compter du 11 décembre 2001.

Name of Co-operative:	Ontario Corporation Number
Nom de la coopérative :	Numéro matricule
	de l'Ontario de la compagnie

1995-04-04

HAVELOCK HOUSING CO-OPERATIVE INC. 958276

NOTICE IS HEREBY GIVEN that, under the *Co-operative Corporations Act*, the Certificate of Incorporation of the Co-operative named hereunder has been cancelled by an order dated December 12, 2001 for failure to comply with section 166 of the *Co-operative Corporations Act* and the said Co-operative is hereby dissolved effective December 12, 2001.

AVIS EST DONNÉ PAR LES PRÉSENTES que, en vertu de la *Loi sur les sociétés coopératives*, le certificat de constitution de la coopérative mentionnée ci-dessous est annulé par un décret daté du 12 décembre 2001 par suite de l'inobservation du paragraphe 166 de la *Loi sur les sociétés coopératives*, et ladite coopérative est par la présente dissoute à compter du 12 décembre 2001.

	Ontario Corporation Number
Name of Co-operative:	Numéro matricule
Nom de la coopérative :	de l'Ontario de la compagnie

1983-05-30

MAISON FUNÉRAIRE CO-OPERATIVE FUNÉRAIRE

DE CORNWALL INC. 522071

1977-12-14

CSR CO-OPERATIVE INC. 370612

1992-12-31

JOHN-BROCK CO-OPERATIVE HOMES INC. 522831

1995-01-04

CANADIAN TRADES CO-OPERATIVE INC. 958257

NOTICE IS HEREBY GIVEN that, under the *Co-operative Corporations Act*, the Certificate of Incorporation of the Co-operative named hereunder has been cancelled by an order dated December 13, 2001 for failure to comply with section 166 of the *Co-operative Corporations Act* and the said Co-operative is hereby dissolved effective December 13, 2001.

AVIS EST DONNÉ PAR LES PRÉSENTES que, en vertu de la *Loi sur les sociétés coopératives*, le certificat de constitution de la coopérative mentionnée ci-dessous est annulé par un décret daté du 13 décembre 2001 par suite de l'inobservation du paragraphe 166 de la *Loi sur les sociétés coopératives*, et ladite coopérative est par la présente dissoute à compter du 13 décembre 2001.

	Ontario Corporation Number
Name of Co-operative:	Numéro matricule
Nom de la coopérative :	de l'Ontario de la compagnie

1978-01-10

MERIVALE CO-OPERATIVE NURSERY SCHOOL INC. . 373490

1993-12-15

MAYFIELD CO-OPERATIVE HOMES INC. 522922

JOHN M. HARPER,
Director, Compliance Branch
by delegated authority from the
Superintendent of Financial Services
Directeur, Observation des lois et des
règlements en vertu de pouvoirs délégués
par le surintendant des services financiers

1/02

Courts of Justice Act, s. 127 Loi sur les tribunaux judiciaires, s. 127

INTEREST RATES

1. Postjudgment interest rates (and prejudgment interest rates for causes of action arising on or before October 23, 1989) are as follows:

	1st Quarter	2nd Quarter	3rd Quarter	4th Quarter
1985	12%	13%	11%	11%
1986	11%	13%	10%	10%
1987	10%	9%	10%	11%
1988	10%	10%	11%	12%
1989	13%	13%	14%	14%
1990	14%	15%	15%	14%
1991	14%	11%	11%	10%

	1st Quarter	2nd Quarter	3rd Quarter	4th Quarter
1992	9%	9%	8%	7%
1993	10%	8%	7%	6%
1994	6%	6%	8%	7%
1995	8%	10%	9%	8%
1996	8%	7%	6%	6%
1997	5%	5%	5%	5%
1998	5%	6%	6%	7%
1999	7%	7%	6%	6%
2000	6%	7%	7%	7%
2001	7%	7%	6%	6%
2002	4%			

This table shows the postjudgment interest rates for orders made in the quarters indicated. This table also shows the prejudgment interest rates for actions commenced in the quarters indicated in respect of causes of action arising on or before October 23, 1989.

2. Prejudgment interest rates for causes of action arising after October 23, 1989 are as follows:

	1st Quarter	2nd Quarter	3rd Quarter	4th Quarter
1989				12.4%
1990	12.5%	13.5%	13.9%	12.9%
1991	12.3%	10.0%	9.1%	8.8%
1992	7.7%	7.5%	6.3%	5.1%
1993	8.3%	6.1%	5.1%	5.0%
1994	4.3%	4.1%	6.6%	5.6%
1995	6.0%	8.0%	7.6%	6.6%
1996	6.1%	5.6%	5.0%	4.3%
1997	3.3%	3.3%	3.3%	3.5%
1998	4.0%	5.0%	5.0%	6.0%
1999	5.3%	5.3%	4.8%	4.8%
2000	5.0%	5.3%	6.0%	6.0%
2001	6.0%	5.8%	4.8%	4.3%
2002	2.5%			

This table shows the prejudgment interest rates for actions commenced in the quarters indicated in respect of causes of action arising after October 23, 1989.

SANDRA WAIN
A/Director
Program Development Branch
Courts Administration
Ministry of the Attorney General

(6563) 1

Province of Ontario Province de l'Ontario

**SERIES MQ BONDS 6.15% DUE JULY 14, 2004
CUSIP NUMBER 683234 MY 1**

NOTICE OF REDEMPTION

In accordance with the terms of the above-mentioned Bonds, notice is hereby given that the Province of Ontario will redeem the whole issue of the above-referenced Bonds on January 14, 2002.

Bonds should be presented for payment of principal to the Fiscal Agent, Computershare Trust Company of Canada, 100 University Avenue, 8th Floor, Toronto, Ontario, M5J 2Y1, where they will be redeemed at 100.00% of the principal sum thereof.

The final interest payment on the Bonds will be paid in the normal manner in accordance with the terms and conditions of the Bonds to the person registered as holders of the Bonds.

Interest on the Bonds will cease to accrue on January 14, 2002.

Dated at Toronto, this 5th day of January 2002.

THE PROVINCE OF ONTARIO

(6559) 1

Ministry of Finance—Interest Rates Ministère des Finances—Taux d'intérêt

NOTICE

CHANGE OF TAX INTEREST RATES

1. Effective January 1, 2002, the rate of interest payable on tax underpayments, and amounts payable with respect to small business development grants administered by the Ministry of Finance, will be 8%. The general rate of interest on overpayment of taxes will be 3%. These rates apply to the following statutes:

Retail Sales Tax Act
Tobacco Tax Act
Race Tracks Tax Act

Corporations Tax Act
Provincial Land Tax Act
Mining Tax Act

Fuel Tax Act
Land Transfer Tax Act
Employer Health Tax Act
and

Gasoline Tax Act
Succession Duty Act
Commercial Concentration Tax Act

and
Small Business Development Corporations Act.

Also effective January 1, 2002, the rate of interest will be 5% on amounts refunded or credited after an objection or appeal of Commercial Concentration Tax, Corporations Tax, Employer Health Tax, Gasoline Tax, Fuel Tax, Land Transfer Tax, Mining Tax, Retail Sales Tax or Tobacco Tax. Under retroactive regulation changes coming into force in September 1999, the rate of interest on amounts refunded or credited after successful objections or appeals is increased by two points over the general rate on refunds, applicable to periods after 1998 for Commercial Concentration Tax, Gasoline Tax, Fuel Tax, Land Transfer Tax, Retail Sales Tax and Tobacco Tax, and to taxation years ending after 1997 for Corporations Tax, Employer Health Tax and Mining Tax.

2. The tables below show the respective rates of interest applicable to past periods of time in the five years ending December 31, 2001, and the new rates now in effect.

TABLE 1

TAX INTEREST RATES

Time Period	Payable on Underpayments	Payable on Overpayments	
	All Underpayments %	General Rate %	Appeals Rate %
Jan. 1/97 — Mar. 31/97	9	4	N/A
Apr. 1/97 — Jun. 30/97	8	3	N/A
Jul. 1/97 — Sep. 30/97	8	3	N/A
Oct. 1/97 — Dec. 31/97	8	3	N/A
Jan. 1/98 — Mar. 31/98	8	3	5
Apr. 1/98 — Jun. 30/98	9	4	6
Jul. 1/98 — Sep. 30/98	10	5	7
Oct. 1/98 — Dec. 31/98	10	5	7
Jan. 1/99 — Mar. 31/99	10	5	7
Apr. 1/99 — Jun. 30/99	10	5	7
Jul. 1/99 — Sep. 30/99	10	5	7
Oct. 1/99 — Dec. 31/99	9	4	6
Jan. 1/00 — Mar. 31/00	9	4	6
Apr. 1/00 — Jun. 30/00	10	5	7
Jul. 1/00 — Sep. 30/00	10	5	7
Oct. 1/00 — Dec. 31/00	11	6	8
Jan. 1/01 — Mar. 31/01	11	6	8
Apr. 1/01 — Jun. 30/01	11	6	8
Jul. 1/01 — Sep. 30/01	10	5	7
Oct. 1/01 — Dec. 31/01	9	4	6
Jan. 1/02 —	8	3	5

TABLE 2

SMALL BUSINESS DEVELOPMENT CORPORATIONS ACT

Time Period	Rate %
Jan. 1/97 — Mar. 31/97	9
Apr. 1/97 — Sep. 30/97	8
Jul. 1/97 — Sep. 30/97	8
Oct. 1/97 — Dec. 31/97	8
Jan. 1/98 — Mar. 31/98	8
Apr. 1/98 — Jun. 30/98	9
Jul. 1/98 — Sep. 30/98	10
Oct. 1/98 — Dec. 31/98	10
Jan. 1/99 — Mar. 31/99	10
Apr. 1/99 — Jun. 30/99	10
Jul. 1/99 — Sep. 30/99	10
Oct. 1/99 — Dec. 31/99	9
Jan. 1/00 — Mar. 31/00	9
Apr. 1/00 — Jun. 30/00	10
Jul. 1/00 — Sep. 30/00	10
Oct. 1/00 — Dec. 31/00	11
Jan. 1/01 — Mar. 31/01	11
Apr. 1/01 — Jun. 30/01	11
Jul. 1/01 — Sep. 30/01	10
Oct. 1/01 — Dec. 31/01	9
Jan. 1/02 —	8

Dated at Oshawa, this 14th day of December, 2001.

MINISTRY OF FINANCE,
Tax Revenue Division,
MARION E. CRANE,
Assistant Deputy Minister.

AVIS DE CHANGEMENT DANS LES TAUX D'INTÉRÊT FISCAUX

1. À compter du 1^{er} janvier 2002, le taux d'intérêt sur les paiements en moins de taxes et d'impôts, et les montants payables relativement aux subventions pour l'expansion des petites entreprises administrées par le ministère des Finances sera de 8%. Le taux d'intérêt général sur les paiements en trop de taxes et d'impôts sera de 3%. Ces taux s'appliquent aux lois suivantes :

Loi sur la taxe de vente au détail
Loi de la taxe sur le tabac
Loi de la taxe sur le pari mutuel
Loi de la taxe sur l'essence

Loi sur l'imposition des corporations
Loi sur l'impôt foncier provincial
Loi sur l'impôt sur l'exploitation minière
Loi sur les droits successoraux

Loi de la taxe sur les carburants
Loi sur les droits de cession immobilière
Loi sur l'impôt-santé des employeurs
Loi de l'impôt sur les concentrations commerciales

et

Loi sur les sociétés pour l'expansion des petites entreprises.

Également à compter du 1^{er} janvier 2002, le taux d'intérêt sur les montants remboursés ou crédités après une opposition ou un appel de l'impôt sur les concentrations commerciales, l'impôt des compagnies, l'impôt-santé des employeurs, la taxe sur l'essence, la taxe sur le carburant, les droits de cession immobilière, l'impôt sur l'exploitation minière, la taxe de vente au détail ou la taxe sur le tabac sera de 5%. Selon les changements au règlement rétroactif qui entrent en vigueur en septembre 1999, le taux d'intérêt accordé sur les montants remboursés ou crédités après qu'une opposition ou un appel ait été accueilli, augmente de deux points par rapport au taux d'intérêt général accordé sur les remboursements, applicable aux périodes après 1998 pour l'impôt sur les concentrations commerciales, la taxe sur l'essence, la taxe sur les carburants, les droits de cession immobilière, la taxe de vente au détail et la taxe sur le tabac, et aux années d'imposition prenant fin après 1997 pour l'impôt des compagnies, l'impôt-santé des employeurs et l'impôt sur l'exploitation minière.

2. Le tableau ci-après donne les taux d'intérêt respectifs applicables aux périodes antérieures dans les cinq ans prenant fin le 31 décembre 2001 et les nouveaux taux en vigueur.

TABLEAU 1
TAUX D'INTÉRÊT FISCAUX

Période	sur les paiements en moins	sur les paiements en trop	
	tous les paiements en moins %	Taux général %	Taux des appels %
1 ^{er} janv. 1997 — 31 mars 1997	9	4	S/O
1 ^{er} avr. 1997 — 30 juin 1997	8	3	S/O
1 ^{er} juil. 1997 — 30 sept. 1997	8	3	S/O
1 ^{er} oct. 1997 — 31 déc. 1997	8	3	S/O
1 ^{er} janv. 1998 — 31 mars 1998	8	3	5
1 ^{er} avr. 1998 — 30 juin 1998	9	4	6
1 ^{er} juil. 1998 — 30 sept. 1998	10	5	7
1 ^{er} oct. 1998 — 31 déc. 1998	10	5	7
1 ^{er} janv. 1999 — 31 mars 1999	10	5	7
1 ^{er} avr. 1999 — 30 juin 1999	10	5	7
1 ^{er} juil. 1999 — 30 sept. 1999	10	5	7
1 ^{er} oct. 1999 — 31 déc. 1999	9	4	6
1 ^{er} janv. 2000 — 31 mars 2000	9	4	6
1 ^{er} avr. 2000 — 30 juin 2000	10	5	7
1 ^{er} juil. 2000 — 30 sept. 2000	10	5	7
1 ^{er} oct. 2000 — 31 déc. 2000	11	6	8
1 ^{er} janv. 2001 — 31 mars 2001	11	6	8
1 ^{er} avr. 2001 — 30 juin 2001	11	6	8
1 ^{er} juil. 2001 — 30 sept. 2001	10	5	7
1 ^{er} oct. 2001 — 31 déc. 2001	9	4	6
À compter du 1 ^{er} janvier 2002	8	3	5

TABLEAU 2
TAUX D'INTÉRÊT SUR L'IMPÔT
LOI SUR LES SOCIÉTÉS POUR L'EXPANSION DES PETITES ENTREPRISES

Période	Taux %
1 ^{er} janv. 1997 au 31 mars 1997	9
1 ^{er} avril 1997 au 30 juin 1997	8
1 ^{er} juillet 1997 au 30 sept. 1997	8
1 ^{er} oct. 1997 au 31 déc. 1997	8
1 ^{er} janv. 1998 au 31 mars 1998	8
1 ^{er} avril 1998 au 30 juin 1998	9
1 ^{er} juillet 1998 au 30 sept. 1998	10
1 ^{er} oct. 1998 au 31 déc. 1998	10
1 ^{er} janv. 1999 au 31 mars 1999	10
1 ^{er} avril 1999 au 30 juin 1999	10
1 ^{er} juillet 1999 au 30 sept. 1999	10
1 ^{er} oct. 1999 au 31 déc. 1999	9
1 ^{er} janv. 2000 au 31 mars 2000	9
1 ^{er} avril 2000 au 30 juin 2000	10
1 ^{er} juillet 2000 au 30 sept. 2000	10
1 ^{er} oct. 2000 au 31 déc. 2000	11
1 ^{er} janv. 2001 au 31 mars 2001	11
1 ^{er} avril 2001 au 30 juin 2001	11
1 ^{er} juillet 2001 au 30 sept. 2001	10
1 ^{er} oct. 2001 au 31 déc. 2001	9
À compter du 1 ^{er} janvier 2002	8

Préparé à Oshawa, ce 14^e jour décembre 2001.

MINISTÈRE DES FINANCES
Division du revenu fiscal
MARION E. CRANE
Sous-ministre adjoint

Ministry of Municipal Affairs and Housing
Ministère des affaires municipales et du logement

Social Housing Reform Act, 2000

Issuing of Transfer Orders by the Lieutenant Governor in Council

NOTICE IS HEREBY GIVEN, pursuant to subsection 40(1) of the *Social Housing Reform Act, 2000* that Transfer Orders have been made under subsection 34(1) of the *Social Housing Reform Act, 2000*, transferring rights, liabilities and obligations from the Transferors as noted below to the Transferees as noted below:

Transferor	Transferee	Effective Date
Her Majesty the Queen, in right of Ontario, as represented by the Minister of Municipal Affairs and Housing	Regional Municipality of York	Nov. 1/01
Her Majesty the Queen, in right of Ontario, as represented by the Minister of Municipal Affairs and Housing	City of Hamilton	Dec. 1/01
Her Majesty the Queen, in right of Ontario, as represented by the Minister of Municipal Affairs and Housing	Corporation of the County of Grey	Dec. 1/01
Her Majesty the Queen, in right of Ontario, as represented by the Minister of Municipal Affairs and Housing	Corporation of the County of Oxford	Dec. 1/01
Her Majesty the Queen, in right of Ontario, as represented by the Minister of Municipal Affairs and Housing	Algoma District Social Services Administration Board	Dec. 1/01
Her Majesty the Queen, in right of Ontario, as represented by the Minister of Municipal Affairs and Housing	District of Nipissing Social Services Administration Board	Dec. 1/01

(6560) 1

Social Housing Reform Act, 2000

Issuing of Amending Transfer Orders by the Lieutenant Governor in Council

NOTICE IS HEREBY GIVEN, pursuant to subsection 40(1) of the *Social Housing Reform Act, 2000* that Amending Transfer Orders have been made under subsection 39(1) of the *Social Housing Reform Act, 2000*, transferring employees, assets, liabilities, rights and obligations from the Transferors as noted below to the Transferees as noted below:

Transferor	Transferee	Effective Date
Her Majesty the Queen, in right of Ontario, as represented by the Minister of Municipal Affairs and Housing	Regional Municipality of Waterloo	October 1/01
Her Majesty the Queen, in right of Ontario, as represented by the Minister of Municipal Affairs and Housing	Regional Municipality of York	Nov. 1/01

(6561) 1

Ontario Securities Commission
Commission des valeurs mobilières de l'Ontario

Ontario Securities Commission/ Commission des Valeurs mobilières de l'Ontario

NATIONAL INSTRUMENT 33-105
UNDERWRITING CONFLICTS

PART 1 DEFINITIONS, INTERPRETATION AND APPLICATION

1.1 Definitions - In this Instrument

"associated party" means, if used to indicate a relationship with a person or company

- (a) a trust or estate in which
 - (i) that person or company has a substantial beneficial interest, unless that trust or estate is managed under discretionary authority by a person or company that is not a member of any professional group of which the first mentioned person or company is a member, or
 - (ii) that person or company serves as trustee or in a similar capacity,
- (b) an issuer in respect of which that person or company beneficially owns or controls, directly or indirectly, voting securities carrying more than 10 percent of the voting rights attached to all outstanding voting securities of the issuer, or
- (c) a relative, including the spouse, of that person, or a relative of that person's spouse, if
 - (i) the relative has the same home as that person, and
 - (ii) the person has discretionary authority over the securities held by the relative;

"connected issuer" means, for a registrant,

- (a) an issuer distributing securities, if the issuer or a related issuer of the issuer has a relationship with any of the following persons or companies that may lead a reasonable prospective purchaser of the securities to question if the registrant and the issuer are independent of each other for the distribution:
 - (i) the registrant,
 - (ii) a related issuer of the registrant,
 - (iii) a director, officer or partner of the registrant,
 - (iv) a director, officer or partner of a related issuer of the registrant, or
- (b) a selling securityholder distributing securities, if the selling securityholder or a related issuer of the selling securityholder has a relationship with any of the following persons or companies that may lead a reasonable prospective purchaser of the securities to question if the registrant and the selling securityholder are independent of each other for the distribution:
 - (i) the registrant,
 - (ii) a related issuer of the registrant,
 - (iii) a director, officer or partner of the registrant,
 - (iv) a director, officer or partner of a related issuer of the registrant;

"direct underwriter" means, for a distribution,

- (a) an underwriter that is in a contractual relationship with the issuer or selling securityholder to distribute the securities that are being offered in the distribution, or
- (b) a dealer manager, if the distribution is a rights offering;

"foreign issuer" has the meaning ascribed to that term in National Instrument 71-101 The Multijurisdictional Disclosure System;

"independent underwriter" means, for a distribution, a direct underwriter that is not the issuer or the selling securityholder in the distribution and in respect of which neither the issuer nor the selling securityholder is a connected issuer or a related issuer;

"influential securityholder" means, in relation to an issuer,

- (a) a person or company or professional group that
 - (i) holds, has the power to direct the voting of, or has direct or indirect beneficial ownership of, voting securities entitling the person or company or professional group to cast more than 20 percent of the votes for the election or removal of directors of the issuer,
 - (ii) holds, has the power to direct the voting of, or has direct or indirect beneficial ownership of, equity securities entitling the person or company or professional group to receive more than 20 percent of the dividends or distributions to the holders of the equity securities of the issuer, or more than 20 percent of the amount to be distributed to the holders of equity securities of the issuer on the liquidation or winding up of the issuer,
 - (iii) controls or is a partner of the issuer if the issuer is a general partnership, or
 - (iv) controls or is a general partner of the issuer if the issuer is a limited partnership,
- (b) a person or company or professional group that
 - (i) holds, has the power to direct the voting of, or has direct or indirect beneficial ownership of,
 - (A) voting securities entitling the person or company or professional group to cast more than 10 percent of the votes for the election or removal of directors of the issuer, or
 - (B) equity securities entitling the person or company or professional group to receive more than 10 percent of the dividends or distributions to the holders of the equity securities of the issuer, or more than 10 percent of the amount to be distributed to the holders of equity securities of the issuer on the liquidation or winding up of the issuer, and
 - (ii) either
 - (A) together with its related issuers
 - (I) is entitled to nominate at least 20 percent of the directors of the issuer or of a related issuer of the issuer, or
 - (II) has officers, directors or employees who are also directors of the issuer or a related issuer of the issuer, constituting at least 20 percent of the directors of the issuer or of the related issuer, or
 - (B) is a person or company of which the issuer, together with its related issuers,
 - (I) is entitled to nominate at least 20 percent of the directors of the person or company or at least 20 percent of the directors of a related issuer of the person or company, or
 - (II) has officers, directors or employees who are also directors of the person or company or a related issuer of the person or company, constituting at least 20 percent of the directors of the person or company or of the related issuer of the person or company, or

- (c) a person or company
 - (i) of which the issuer holds, has the power to direct the voting of, or has direct or indirect beneficial ownership of,
 - (A) voting securities entitling the issuer to cast more than 10 percent of the votes for the election or removal of directors of the person or company, or
 - (B) equity securities entitling the issuer to receive more than 10 percent of the dividends or distributions to the holders of the equity securities of the person or company, or more than 10 percent of the amount to be distributed to the holders of equity securities of the person or company on the liquidation or winding up of the person or company, and
 - (ii) either
 - (A) that, together with its related issuers
 - (I) is entitled to nominate at least 20 percent of the directors of the issuer or of a related issuer of the issuer, or
 - (II) has officers, directors or employees who are also directors of the issuer or a related issuer of the issuer, constituting at least 20 percent of the directors of the issuer or of the related issuer, or
 - (B) of which the issuer, together with its related issuers
 - (I) is entitled to nominate at least 20 percent of the directors of the person or company or at least 20 percent of the directors of a related issuer of the person or company, or
 - (II) has officers, directors or employees who are also directors of the person or company or a related issuer of the person or company, constituting at least 20 percent of the directors of the person or company or of the related issuer of the person or company, or
 - (d) if a professional group is within paragraph (a) or (b), the registrant of the professional group;
- "professional group" means a group comprised of a registrant and all of the following persons or companies:
- (a) any employee of the registrant,
 - (b) any partner, officer or director of the registrant,
 - (c) any affiliate of the registrant,
 - (d) any associated party of any person or company described in paragraphs (a) through (c) or of the registrant;

"registrant" means a person or company registered or required to be registered under securities legislation, other than as a director, officer, partner or salesperson;

"related issuer" means a party described in subsection 1.2(2); and

"special warrant" means a security that, by its terms or the terms of an accompanying contractual obligation, entitles or requires the holder to acquire another security without payment of material additional consideration and obliges the issuer of the special warrant or the other security to undertake efforts to file a prospectus to qualify the distribution of the other security.

1.2 Interpretation

- (1) For the purposes of calculating a percentage of securities that are owned, held or under the

direction of a person or company in the definition of "influential securityholder"

- (a) the determination shall be made
 - (i) first, by including in the calculation only voting securities or equity securities that are outstanding, and
 - (ii) second, if the person or company is not an influential securityholder by reason of a calculation under subparagraph (i), by including all voting securities or equity securities that would be outstanding if all outstanding securities that are convertible or exchangeable into voting securities or equity securities, and all outstanding rights to acquire securities that are convertible into, exchangeable for, or carry the right to acquire, voting securities or equity securities, are considered to have been converted, exchanged or exercised, as the case may be, and
- (b) securities held by a registrant in its capacity as an underwriter in the course of a distribution are considered not to be securities that the registrant holds, has the power to direct the voting of, or has direct or indirect beneficial ownership of.
- (2) A person or company is a "related issuer" of another person or company if
 - (a) the person or company is an influential securityholder of the other person or company,
 - (b) the other person or company is an influential securityholder of the person or company, or
 - (c) each of them is a related issuer of the same third person or company.
- (3) Calculations of time required to be made in this Instrument in relation to a "distribution" shall be made in relation to the date on which the underwriting or agency agreement for the distribution is signed.

1.3 Application of Instrument - This Instrument does not apply to a distribution of

- (a) securities described in the provisions of securities legislation listed in Appendix A; or
- (b) mutual fund securities.

PART 2 RESTRICTIONS ON UNDERWRITING

2.1 Restrictions on Underwriting

- (1) No registrant shall act as an underwriter in a distribution of securities in which it is the issuer or selling securityholder, or as a direct underwriter in a distribution of securities of or by a connected issuer or a related issuer of the registrant, unless the distribution is made under a prospectus or another document that, in either case, contains the information specified in Appendix C.
- (2) For a distribution of special warrants or a distribution made under a prospectus no registrant shall act
 - (a) as an underwriter if the registrant is the issuer or selling securityholder in the distribution; or
 - (b) as a direct underwriter if a related issuer of the registrant is the issuer or selling securityholder in the distribution.
- (3) Subsection (2) does not apply to a distribution
 - (a) in which
 - (i) at least one registrant acting as direct underwriter acts as principal, so long as an independent underwriter underwrites not less than the lesser of

- (A) 20 percent of the dollar value of the distribution, and
 - (B) the largest portion of the distribution underwritten by a registrant that is not an independent underwriter, or
- (ii) each registrant acting as direct underwriter acts as agent and is not obligated to act as principal, so long as an independent underwriter receives a portion of the total agents' fees equal to an amount not less than the lesser of
 - (A) 20 percent of the total agents' fees for the distribution, and
 - (B) the largest portion of the agents' fees paid or payable to a registrant that is not an independent underwriter; and
- (b) the identity of the independent underwriter and disclosure of the role of the independent underwriter in the structuring and pricing of the distribution and in the due diligence activities performed by the underwriters for the distribution is contained in
 - (i) a document relating to the special warrants that is delivered to the purchaser of the special warrants before that purchaser enters into a binding agreement of purchase and sale for the special warrants, for a distribution of special warrants, or
 - (ii) the prospectus, for a distribution made under a prospectus.

2.2 Calculation Rules - The following rules shall be followed in calculating the size of a distribution and the amount of independent underwriter involvement required for purposes of subsection 2.1(3):

- (a) For a distribution that is made entirely in Canada, the calculation shall be based on the aggregate dollar value of securities distributed in Canada or the aggregate agents' fees relating to the distribution in Canada, and the aggregate dollar value of the distribution underwritten, or aggregate dollar value of agents' fees received, by the independent underwriter in Canada.
- (b) For a distribution that is made partly in Canada of securities of an issuer that is not a foreign issuer, the calculation shall be based on the aggregate dollar value of securities distributed in Canada and outside of Canada or the aggregate agents' fees relating to the distribution in Canada and outside of Canada, and the aggregate dollar value of the distribution underwritten, or aggregate dollar value of agents' fees received, by the independent underwriter in Canada and outside of Canada.
- (c) For a distribution that is made partly in Canada by a foreign issuer and that is not exempt from the requirements of subsection 2.1(2) by subsection 2.1(3) or by section 3.2, the calculation shall be based on the dollar value of securities distributed in Canada or the agents' fees relating to the distribution paid or payable in Canada, and the dollar value of the distribution underwritten, or aggregate dollar value of agents' fees received, by the independent underwriter in Canada.

PART 3 NON-DISCRETIONARY EXEMPTIONS

3.1 Exemption from Disclosure Requirement - Subsection 2.1(1) does not apply to a distribution that

- (a) is made under a document other than a prospectus if each of the purchasers of the securities
 - (i) is a related issuer of the registrant,
 - (ii) purchases as principal, and
 - (iii) does not purchase as underwriter; or
- (b) is made under a provision of securities legislation listed in Appendix B.

3.2 Exemption from Independent Underwriter Requirement - Subsection 2.1(2) does not apply to a distribution of securities of a foreign issuer if more than 85 percent of the aggregate dollar value of the distribution is made outside of Canada or if more than 85 percent of the agents' fees relating to the

distribution are paid or payable outside of Canada.

PART 4 VALUATION REQUIREMENT

4.1 Valuation Requirement - A purchaser of securities offered in a distribution for which information is required to be given under subsection 2.1(1) shall be given a document that contains a summary of a valuation of the issuer by a member of the Canadian Institute of Chartered Business Valuators, a chartered accountant or by a registered dealer of which the issuer is not a related issuer, and that specifies a reasonable time and place at which the valuation may be inspected during the distribution, if

- (a) the issuer in the distribution
 - (i) is not a reporting issuer,
 - (ii) is a registered dealer, or an issuer all or substantially all of whose assets are securities of a registered dealer,
 - (iii) is issuing voting securities or equity securities, and
 - (iv) is effecting the distribution other than under a prospectus; and
- (b) there is no independent underwriter that satisfies subsection 2.1(3).

PART 5 EXEMPTION

5.1 Exemption

- (1) The regulator or securities regulatory authority may grant an exemption from this Instrument, in whole or in part, subject to such conditions or restrictions as may be imposed in the exemption.
- (2) Despite subsection (1), in Ontario only the regulator may grant such an exemption.

5.2 Evidence of Exemption - Without limiting the manner in which an exemption under section 5.1 may be evidenced, the issuance by the regulator of a receipt for a prospectus or an amendment to a prospectus is evidence of the granting of the exemption if

- (a) the person or company that sought the exemption has delivered to the regulator, on or before the date that the preliminary prospectus or an amendment to the preliminary prospectus was filed, a letter or memorandum describing the matters relating to the exemption and indicating why consideration should be given to the granting of the exemption; and
- (b) the regulator has not sent written notice to the contrary to the person or company that sought the exemption before, or concurrent with, the issuance of the receipt.

PART 6 EFFECTIVE DATE

6.1 Effective Date - This National Instrument comes into force on January 3, 2002.

NATIONAL INSTRUMENT 33-105

APPENDIX A

EXEMPT SECURITIES

JURISDICTION SECURITIES LEGISLATION REFERENCE

ALBERTA	Section 66 of the <i>Securities Act</i> (Alberta)
BRITISH COLUMBIA	Section 46 of the <i>Securities Act</i> (British Columbia)
MANITOBA	Subsection 19(2) of the <i>Securities Act</i> (Manitoba)
NEWFOUNDLAND	Subsection 36(2) of the <i>Securities Act</i> (Newfoundland)

NEW BRUNSWICK Brunswick)	Section 4 of the Exemption Regulation - <i>Security Frauds Prevention Act</i> (New Brunswick)
NOVA SCOTIA	Subsection 41(2) of the <i>Securities Act</i> (Nova Scotia)
ONTARIO	Subsection 35(2) of the <i>Securities Act</i> (Ontario)
PRINCE EDWARD ISLAND	Subsection 2(4) of the <i>Securities Act</i> (Prince Edward Island)
QUÉBEC	Section 41 of the <i>Securities Act</i> (Québec)
SASKATCHEWAN	Subsection 39(2) of <i>The Securities Act, 1988</i> (Saskatchewan)

NATIONAL INSTRUMENT 33-105**APPENDIX B****PROVISIONS REFERRED TO IN PARAGRAPH 3.1(b)**

JURISDICTION	SECURITIES LEGISLATION REFERENCE
ALBERTA	Subsections 112(1) and 112(3) of the <i>Securities Act</i> (Alberta)
BRITISH COLUMBIA	Section 128(d) of the <i>Securities Rules</i> (British Columbia)
NEWFOUNDLAND	Subsection 73(7)(b) of the <i>Securities Act</i> (Newfoundland)
NOVA SCOTIA	Subsection 77(11)(b) of the <i>Securities Act</i> (Nova Scotia)
ONTARIO	Clause 72(7)(b) of the <i>Securities Act</i> (Ontario)
SASKATCHEWAN	Clauses 81(10) and 81(11) of <i>The Securities Act, 1988</i> (Saskatchewan)

NATIONAL INSTRUMENT 33-105**APPENDIX C****REQUIRED INFORMATION****REQUIRED INFORMATION FOR THE FRONT PAGE OF THE PROSPECTUS OR OTHER DOCUMENT**

1. A statement in bold type, naming the relevant registrant or registrants, that the issuer or the selling securityholder is a connected issuer or a related issuer of a registrant or registrants in connection with the distribution.
2. A summary, naming the relevant registrant or registrants, of the basis on which the issuer or selling securityholder is a connected issuer or a related issuer of the registrant or registrants.
3. A cross-reference to the applicable section in the body of the prospectus or other document where further information concerning the relationship between the issuer or selling securityholder and registrant or registrants is provided.

REQUIRED INFORMATION FOR THE BODY OF THE PROSPECTUS OR OTHER DOCUMENT

4. A statement, naming the relevant registrant or registrants, that the issuer or the selling securityholder is a connected issuer or a related issuer of a registrant or registrants for the distribution.
5. The basis on which the issuer or selling securityholder is a connected issuer or a related issuer for each registrant referred to in paragraph 4, including
 - (a) if the issuer or selling securityholder is a related issuer of the registrant, the details of the holding,

- power to direct voting, or direct or indirect beneficial ownership of, securities that cause the issuer or selling securityholder to be a related issuer;
- (b) if the issuer or selling securityholder is a connected issuer of the registrant because of indebtedness, the disclosure required by paragraph 6 of this Appendix; and
 - (c) if the issuer or selling securityholder is a connected issuer of the registrant because of a relationship other than indebtedness, the details of that relationship.
6. If the issuer or selling securityholder is a connected issuer of the registrant because of indebtedness,
- (a) the amount of the indebtedness;
 - (b) the extent to which the issuer or selling securityholder is in compliance with the terms of the agreement governing the indebtedness,
 - (c) the extent to which a related issuer has waived a breach of the agreement since its execution;
 - (d) the nature of any security for the indebtedness; and
 - (e) the extent to which the financial position of the issuer or selling securityholder or the value of the security has changed since the indebtedness was incurred.
7. The involvement of each registrant referred to in paragraph 4 and of each related issuer of the registrant in the decision to distribute the securities being offered and the determination of the terms of the distribution, including disclosure concerning whether the issue was required, suggested or consented to by the registrant or a related issuer of the registrant and, if so, on what basis.
8. The effect of the issue on each registrant referred to in paragraph 4 and each related issuer of that registrant, including
- (a) information about the extent to which the proceeds of the issue will be applied, directly or indirectly, for the benefit of the registrant or a related issuer of the registrant, or
 - (b) if the proceeds will not be applied for the benefit of the registrant or a related issuer of the registrant, a statement to that effect.
9. If a portion of the proceeds of the distribution is to be directly or indirectly applied to or towards
- (a) the payment of indebtedness or interest owed by the issuer, an associate or related issuer of the issuer, a person or company of which the issuer is an associate, the selling securityholder, an associate or related issuer of the selling securityholder, a person or company of which the selling securityholder is an associate, to the registrant or a related issuer of the registrant, or
 - (b) the redemption, purchase for cancellation or for treasury, or other retirement of shares other than equity securities of the issuer, an associate or related issuer of the issuer, a person or company of which the issuer is an associate, the selling securityholder, an associate or related issuer of the selling securityholder, or of a person or company of which the selling securityholder is an associate, held by the registrant or a related issuer of the registrant
- particulars of the indebtedness or shares in respect of which the payment is to be made and of the payment proposed to be made.
10. Any other material facts with respect to the relationship or connection between each registrant referred to in paragraph 4, a related issuer of each registrant and the issuer that are not required to be described by the foregoing.

REGISTRANT AS ISSUER OR SELLING SECURITYHOLDER

11. If the registrant is the issuer or selling securityholder in the distribution, then the information required by this Appendix shall be provided to the extent applicable.

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APPENDIX A - EXEMPT SECURITIES

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APPENDIX C - REQUIRED INFORMATION

**COMPANION POLICY 33-105CP
TO NATIONAL INSTRUMENT 33-105
UNDERWRITING CONFLICTS**

PART 1 INTRODUCTION

1.1 Purpose - The purpose of this Policy is to state the views of the Canadian Securities Administrators (the "CSA") on various matters relating to National Instrument 33-105 Underwriting Conflicts (the "Instrument"), and to provide market participants with guidance in understanding the operation of the Instrument and the policy concerns that lie behind some of the provisions of the Instrument. This Policy includes, as Appendix A, a series of flow charts designed to illustrate the analysis required to be made in determining whether a party falls under certain of the defined terms of the Instrument and whether the requirements of the Instrument apply to a given distribution. The flow charts are for illustrative purposes only and, in all cases, reference should be made to the precise language of the Instrument.

1.2 General Policy Rationale for the Instrument

- (1) Two of the basic objectives of securities legislation are to ensure that investors purchasing securities in the course of a distribution purchase those securities at a price determined through a process unaffected by conflicts of interest, and receive full, true and plain disclosure of all material facts regarding the issuer and the securities offered. The Instrument is based upon the premise

that those objectives are best achieved if the issuer and the underwriters deal with each other as independent parties, free of any relationship that might negatively affect the performance of their respective roles.

- (2) The Instrument seeks to protect the integrity of the underwriting process in circumstances in which there is a direct or indirect relationship between the issuer or selling securityholder and the underwriter that might give rise to a perception that they are not independent of each other in connection with a distribution. The Instrument imposes two basic requirements in those circumstances. First, full disclosure of the relationships giving rise to the potential conflict of interest is required to be given to investors, and second, an independent underwriter is required in certain circumstances to participate in the transaction.

PART 2 GENERAL STRUCTURE OF THE INSTRUMENT

2.1 Relationships of Concern

- (1) The Instrument identifies three types of relationships between a registrant acting as underwriter on a distribution and the issuer or selling securityholder of securities in the distribution that give rise to concerns over conflicts of interest; each of these relationships may be subject to the requirements of the Instrument.
 - (a) The registrant as issuer or selling securityholder. This relationship represents the relationship with the highest degree of conflict of the three recognized by the Instrument.
 - (b) An issuer or selling securityholder that is a "related issuer" of the registrant. This relationship is created primarily as the result of cross-ownership between an issuer or selling securityholder and the registrant. Subsection 1.2(2) of the Instrument provides that an entity is a related issuer to another entity if one of them is an "influential securityholder" of the other, or each of them is a related issuer of the same third party.
 - (c) An issuer or selling securityholder that is not a related issuer of the registrant, but that has some other relationship with the registrant that would cause a reasonable prospective purchaser of the securities being offered to question if the registrant and the issuer or selling securityholder are independent of each other for the distribution. This type of issuer is a "connected issuer" of the relevant registrant.
- (2) The Instrument recognizes the relative degrees of relationships and the resulting potential for conflict by imposing additional requirements for distributions by registrants and their related issuers than for distributions by connected issuers.
- (3) The term "independent underwriter" is defined in the Instrument to mean a registrant acting as direct underwriter in a distribution if the registrant does not have one of the relationships with the issuer or selling securityholder described in this section. The term "non-independent underwriter" is used in this Policy to describe a registrant acting as direct underwriter that does have one of those relationships.

2.2 General Requirements of the Instrument - The general requirements of the Instrument, contained in section 2.1, provide, in effect, that a registrant that would be a non-independent underwriter on a distribution may not act as a direct underwriter in the distribution, unless certain requirements are satisfied or an exemption is available. The requirements are the disclosure obligation, required by subsection 2.1(1) of the Instrument and discussed in section 2.3 of this Policy, and, in the case of related issuer distributions, the independent underwriter obligation, required by the combination of subsections 2.1(2) and (3) of the Instrument and discussed in section 2.4 of this Policy. An exemption from the independent underwriter obligation is contained in section 3.2 of the Instrument and discussed in Part 3 of this Policy.

2.3 Disclosure Obligation

- (1) The disclosure obligation applicable to a distribution in which a non-independent underwriter participates, contained in subsection 2.1(1) of the Instrument, requires that the distribution be made under a prospectus or other document that contains the information described in Appendix C of the Instrument. This requirement is applicable both to transactions made under a prospectus and to those done by way of a private placement without a prospectus. Appendix C is designed to require full disclosure of the relationship between the underwriter and issuer or selling

securityholder.

- (2) Market participants are reminded that section 10.1 of National Instrument 71-101 The Multijurisdictional Disclosure System exempts distributions under that National Instrument from the disclosure requirements of the Instrument.

2.4 Requirement for Independent Underwriter Involvement

- (1) Subsection 2.1(2) of the Instrument provides that, in the case of a distribution of special warrants or a distribution made under a prospectus, a registrant may not act
 - (a) as an underwriter if the registrant is the issuer or selling securityholder in the distribution; or
 - (b) as a direct underwriter if a related issuer of the registrant is the issuer or selling securityholder in the distribution.
- (2) Subsection 2.1(3) of the Instrument provides that subsection 2.1(2) of the Instrument does not apply to a distribution otherwise caught by that subsection if there is an independent underwriter and if certain disclosure is made in a disclosure document or prospectus. The requirement for independent underwriter involvement is satisfied if at least one independent underwriter participates in the offering to the extent specified in subsection 2.1(3). Subsection 2.1(3) provides alternate threshold criteria for such involvement, depending upon whether the distribution is a "firm commitment" underwriting or a "best efforts agency" offering.

In the case of a firm commitment underwriting, an independent underwriter is required to underwrite not less than the lesser of

- (a) 20 percent of the dollar value of the distribution, and
- (b) the largest portion of the distribution underwritten by a registrant that is not an independent underwriter.

In the case of a best efforts agency offering, an independent underwriter must receive a portion of the total management fees equal to an amount not less than the lesser of

- (a) 20 percent of the total management fees for the distribution, and
- (b) the largest portion of the management fees paid or payable to a registrant that is not an independent underwriter.

- (3) Subsection 2.1(3) of the Instrument requires the relevant disclosure document to disclose what role the independent underwriter played in the structuring, pricing and due diligence activities of the distribution. The Instrument does not specify what functions the independent underwriter must fulfil, because it is recognized that the appropriate role will vary according to the nature of the distribution and the issuer or selling securityholder, and because it is expected that the requirement to disclose the role actually played will impose a measure of market discipline on the process. Subsection 2.1(3) of the Instrument also requires the name of the independent underwriter to be disclosed.
- (4) Section 2.2 of the Instrument sets out the rules for calculating the size of a distribution and the requirements for independent underwriter involvement. These rules deal with issues that may arise when distributions occur in more than one jurisdiction, or only partly in Canada.
- (5) Market participants are directed to National Instrument 44-102 Shelf Distributions for applicable provisions on how the requirements of the Instrument are satisfied for shelf distributions.

PART 3 EXEMPTION FROM INDEPENDENT UNDERWRITER REQUIREMENT

- 3.1 Exemption from Independent Underwriter Requirement** - Section 3.2 of the Instrument provides an exemption from the independent underwriter requirement for distributions of securities of a foreign issuer if more than 85 percent of the dollar value of the distribution is effected outside of Canada or if more than 85 percent of the management fees relating to the distribution are paid or payable outside of Canada. This

exemption is expected to be primarily used in the context of international offerings of major issuers.

PART 4 COMMENTARY ON RELATIONSHIPS DESCRIBED IN THE INSTRUMENT

4.1 Related Issuers

- (1) Common ownership is the traditional measure of a non-arm's length relationship in which a conflict of interest is seen to arise. The definition of "related issuer", together with the definitions of "influential securityholder" and "professional group", contain the test used in the Instrument for these non-arm's length relationships.
- (2) The Instrument provides that two persons or companies are related issuers of each other if one of them is an influential securityholder of the other, or if each of them are related issuers to a third person or company.
- (3) The term "influential securityholder" is defined to include relationships between an issuer and another person or company or, in some cases, a professional group, that involve specified thresholds of share ownership or rights to elect directors, as summarized in subsection (4).
- (4) Briefly stated, a person or company or professional group ("A") is an influential securityholder of an issuer ("I") under the definition of "influential securityholder" in the following circumstances.
 - (a) A owns or controls 20 percent of the voting or equity securities of I (paragraph (a) of the definition), or controls or is a general partner of the issuer, if the issuer is either a general partnership or a limited partnership.
 - (b) A owns or controls 10 percent of the voting or equity securities of I and either
 - (i) A is entitled to nominate 20 percent of the directors of I or has officers, directors or shareholders that constitute 20 percent of the directors of I; or
 - (ii) I is entitled to nominate 20 percent of the directors of A or has officers, directors or shareholders that constitute 20 percent of the directors of A (paragraph (b) of the definition).
 - (c) I owns or controls 10 percent of the voting or equity securities of A (other than a professional group) and either
 - (i) A is entitled to nominate 20 percent of the directors of I or has officers, directors or shareholders that constitute 20 percent of the directors of I; or
 - (ii) I is entitled to nominate 20 percent of the directors of A or has officers, directors or shareholders that constitute 20 percent of the directors of A (paragraph (c) of the definition).

Paragraph (c) of the definition contains no reference to professional groups in recognition of the fact that it is not possible to hold a voting or equity interest in such an entity nor does such an entity have a board of directors.
 - (d) If a professional group is an influential securityholder of I within paragraphs (a) or (b) of the definition, then the registrant that is part of that professional group will also be an influential securityholder of I (paragraph (d) of the definition).
- (5) It is noted that under subsection 1.2(2) of the Instrument only a person or company can be a related issuer of another person or company; therefore, a professional group cannot be a related issuer of a person or company even if it is an influential securityholder of that person or company. Professional groups have been included in the definition of "influential securityholder" in order to allow paragraph (d) of the definition of "influential securityholder" to operate; this ensures that the registrant that is part of a professional group that is an influential securityholder of a person or company is itself an influential securityholder, and therefore a related issuer, of that person or company.
- (6) The CSA note the following matters relating to the "influential securityholder" tests:

- (a) The definition of "influential securityholder" requires an aggregation of all securities held, directly or indirectly beneficially owned and ones over which the holder has the right to direct the voting.
- (b) Paragraphs 1.2(2)(a) and (b) provide that A is a related issuer of B if A is an influential securityholder of B or if B is an influential securityholder of A. Paragraph 1.2(2)(c) of the Instrument ties together all related issuers by providing that two persons or companies that are related issuers of a third person or company are related issuers of each other. The following examples illustrate the operation of paragraph 1.2(2)(c).
 - (i) If A is an influential securityholder of B, meaning that A is a related issuer of B under paragraph 1.2(2)(a), and B is an influential securityholder of C, meaning that C is a related issuer of B under paragraph 1.2(2)(b), then A is a related issuer of C, since both A and C are related issuers of the same person, B.
 - (ii) If D is an influential securityholder of both E and F, meaning that D is a related issuer of both E and F, then E and F are related issuers of each other.
- (c) There is no provision in the Instrument for "diluting" indirect ownership interests in making calculations. Therefore, if A owns 45 percent of the voting shares of B that in turn owns 22 percent of the voting shares of C, all three of A, B, and C are related issuers of each other.
- (d) The operation of paragraph 1.2(1)(a) of the Instrument requires, in effect, the calculation of a person or company's percentage ownership in another person or company to be done twice; first, only the outstanding voting or equity securities held would be counted, and, second, if the 10 percent or 20 percent ownership level is not reached, the calculation should be repeated on a fully diluted basis, assuming all convertible or exchangeable securities of the relevant class issued and outstanding were converted or exchanged.

4.2 Connected Issuers

- (1) One relationship described in section 2.1 of this Policy as being of concern in connection with conflict matters is that of an issuer that is a connected issuer, but not a related issuer, to a registrant in a distribution. This relationship historically has led to some difficulties of interpretation under analogous provisions of securities legislation. The definition of "connected issuer" in the Instrument provides that the test for whether an issuer/selling securityholder and registrant are "connected" is whether the relationship between the issuer or selling securityholder (or their related issuers) and a registrant (or its related issuers) may lead a reasonable prospective purchaser of the securities to question the independence of such parties for purposes of the distribution.
- (2) The test contained in the definition requires that the question of independence, or lack of independence, of a registrant be determined with reference to the activities of concern in a distribution and from the viewpoint of a reasonable prospective purchaser. The key issues in making that assessment are
 - (a) whether the investor would perceive that the relationship would interfere with the ability or inclination of the registrant to do proper due diligence, or to ensure complete disclosure of all material facts related to the issuer or affect the price placed on the securities being distributed; and
 - (b) whether the investor would perceive that the relationship would make the issuer or selling securityholder more subject to influence in the disclosure, due diligence or pricing process from the underwriter or its related issuer.

In either case, would the result be that some party's interests are perceived to be favoured to the detriment of those of investors?
- (3) As in the case of related issuers, a relationship of concern may arise directly between the issuer or selling securityholder and the registrant or indirectly through one or more related issuers of either the issuer or selling securityholder or the registrant or any of them.

4.3 Issues Relating to "Connected Issuer" Relationships

- (1) The definition of "connected issuer" is designed to catch relationships of concern between the issuer/selling securityholder and the registrant that are not related issuer relationships. For example, if a significant shareholder of the registrant is the chairman of the board of directors of the issuer and another related issuer of the registrant owns a large number of preferred shares that are to be repaid out of the proceeds of a distribution, the issuer may be a connected issuer of the registrant for the purposes of the distribution. In each case, the issuer, registrant and their advisers will have to weigh the totality of the relationships between the issuer and the registrant against whether a prospective purchaser might question the independence of the issuer and dealer to determine if there is a connected issuer relationship.
- (2) The mere existence of a debtor/creditor relationship between the issuer and the registrant, or any of their respective related issuers, does not necessarily give rise to a connected issuer relationship. The test is whether in the circumstances the relationships among the parties might, in the view of a reasonable prospective purchaser, affect their independence from one another. Factors that may be relevant in reaching the conclusion in cases in which the relationship is debtor/creditor may include the size of the debt, the materiality of the amount of the debt to both the creditor and debtor, the terms of the debt, whether the lending arrangement is in good standing, and whether the proceeds of the issue are being used for repayment of the debt.
- (3) Preference shares are not presently treated by Canadian GAAP as liabilities on the balance sheet of issuers, although they may be held by investors as an alternative to making loans or holding securities more conventionally thought of as debt. If there is cross-ownership of a material number of preference shares, there may be a relationship of concern between the issuer or selling securityholder and the registrant. Factors to be considered include the terms of the preference shares (whether the shares are term preferred shares, redeemable at the option of the holder, or represent relatively permanent capital of the issuer or selling securityholder) and the materiality of the shareholding to the issuer or selling securityholder or to the preference shareholder.
- (4) Most relationships of concern are likely to arise through debtor/creditor relationships or cross-ownership. However, in some circumstances there may be other relationships between the issuer or selling securityholder and the underwriter that raise concerns. These other business relationships would have to be material to the issuer, selling securityholder, underwriter or one or more of their related entities and give rise to some special interest in the continued viability of the other entity or the success of the distribution over and above that of other entities with a similar relationship with that company. The following relationships, among others, could be material in this context.
 - (a) A relationship in which an issuer was a joint venture partner with a person that owed money to a related party of a registrant could raise conflict issues. In circumstances in which the joint venture party needed funds to be able to satisfy its obligations to the related party of the registrant, and those funds would be provided by the issuer following a distribution, there is the possibility that the registrant might be motivated in an underwriting for the issuer by interests other than those of an independent underwriter.
 - (b) A relationship in which an issuer's supplier was a related party of a registrant could also raise conflict issues, particularly if the financial condition of the issuer could put the supply arrangements in jeopardy. The registrant could be motivated to act inappropriately in raising equity for the issuer.
 - (c) Franchise relationships could also raise conflict issues. An issuer that is a franchisor might need to raise funds to support its franchisees or to keep the entire franchise arrangement in place. If the registrant was a related party of creditors of the franchisees that were dependent upon a successful offering to raise such funds, the independence of the registrant might be compromised.

PART 5 CONTROL MEASURES

- 5.1 **Control Measures** – The CSA encourage registrants to adopt written internal control measures to ensure that, in connection with the distribution of securities of a "related issuer" or a "connected issuer", they deal with the issuer as an independent party, as if acting at arm's length. Although this recommendation is not

intended to be prescriptive, registrants should note that they may be asked, in the normal course of inspections, whether such control measures have been adopted and a copy thereof may be requested in the course of such inspections.

PART 6 APPENDICES

- 6.1 **Appendices** - To illustrate the analysis required to be made in determining the application of the Instrument to a distribution, Appendices A-1, A-2, A-3 and A-4 have been included in this Policy. Appendices A-1 and A-2 assist in determining whether parties are related issuers. Appendix A-3 assists in determining whether parties are connected issuers to registrants. Appendix A-4 provides a general analysis of whether, or how, the Instrument applies to a given distribution.

**Applications to
Provincial Parliament — Private Bills
Demandes au Parlement
provincial — Projets de loi d'intérêt privé**

PUBLIC NOTICE

The rules of procedure and the fees and costs related to applications for Private Bills are set out in the Standing Orders of the Legislative Assembly. Copies of the Standing Orders, and the guide "Procedures for Applying for Private Legislation", may be obtained from the Legislative Assembly's Internet site at <http://www.ontla.on.ca> or from:

Committees Branch
Room 1405, Whitney Block, Queen's Park
Toronto, Ontario M7A 1A2

Telephone: 416/325-3500 (Collect calls will be accepted.)

Applicants should note that consideration of applications for Private Bills that are received after the first day of September in any calendar year may be postponed until the first regular Session in the next following calendar year.

(8699) T.F.N. CLAUDE L. DESROSIERS,
Clerk of the Legislative Assembly.

**Corporation Notices
Avis relatifs aux compagnies**

**MUSKOKA DISTRICT HOUSING CORPORATION
Ontario Corporation Number 2000534**

TAKE NOTICE CONCERNING WINDING UP of Muskoka District Housing Corporation. Date of Incorporation: December 14, 2000. Liquidator, David G. Royston, District Solicitor, c/o The District Municipality of Muskoka, 70 Pine Street, Bracebridge, Ontario, P1L 1N3. Date Appointed: January 1, 2002.

This notice is filed under subsection 193 (4) of the *Business Corporations Act*. The special resolution requiring the corporation to be wound up voluntarily was passed/consented to by the shareholders of the corporation on December 12, 2001.

Dated this 21st day of December, 2001.

(3817) 1 MAUREEN WYLIE
Secretary
Liquidator

CIS CANADA, INC

TAKE NOTICE CONCERNING WINDING UP of CIS CANADA, INC. Ontario Incorporation 968802, Date of Incorporation: December 20, 1991, Liquidator: Michael Roy David Roller, Kingsworthy Court, Kingsworthy Hampshire S023 7QA, UK. Date Appointed as Liquidator: 19 day of November, 2001.

This notice is filed under subsection 205(2) of the *Business Corporations Act*. A meeting of the shareholders of the Corporation pursuant to subsection 205(1) of the Act was held on 27 day of December, 2001.

Pursuant to subsection 205(3) of the *Business Corporations Act*, on the expiration of three months after the date of filing of this notice, the Corporation is dissolved.

Dated this 27th day of December, 2001.

(3818) 1 MICHAEL ROY DAVID ROLLER
Liquidator

**Sales of Lands for Tax Arrears
by Public Tender
Ventes de terrains par appel d'offres
pour arriéré d'impôt**

MUNICIPAL TAX SALES ACT
R.S.O. 1990, c. M.60, s. 9 (2) (d), R.R.O. 1990, Reg. 824

THE CORPORATION OF THE TOWNSHIP OF CRAMAHE

TAKE NOTICE that tenders are invited for the purchase of the land(s) described below and will be received until 3:00 p.m. local time on February 5th, 2002, at Cramahe Township Municipal Office Colborne, Ontario.

The tenders will then be opened in public on the same day at 6:15 p.m. Cramahe Township Municipal Office.

Description of Land(s)	Minimum Tender Amount
Part of Lot 35, Concession 1, Township of Cramahe, County of Northumberland, which is bounded on the north by the road allowance between Concession 1 & 2, on the south by the Grand Trunk Railway (now Canadian National Railway) described as Part 1 on Plan 38R-1112.	
Last Instrument No. 108960	\$6,614.34
Part of Lot 35, Concession 1, Township of Cramahe, County of Northumberland. Designated as part 2 on Plan 38R-4804.	
Last Instrument No. 165384	\$2,489.29
Part of Lot 16, Concession 4, Township of Cramahe, County of Northumberland. Designated as part 45 on RD 86.	
Last Instrument No. 59029	\$2,056.01
Part of Lot 15, Concession 4, Township of Cramahe, County of Northumberland. Designated as part 32 on RD - 87.	
Last Instrument No. 60536	\$1,621.92
Part of Lot 18, Concession 6, Township of Cramahe, County of Northumberland.	
Last Instrument No. 94701 & 108231	\$2,617.96
Part of Lot 22, Concession 6, Township of Cramahe, County of Northumberland. Part 48, RD Plan 79.	
Last Instrument No. 58054	\$1,315.78

Description of Land(s)	Minimum Tender Amount
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Part of Lot 22, Concession 6, Township of
Cramahe, County of Northumberland.
Designated as Part 72 RD Plan 79.

Last Instrument No. 57050 \$1,424.35

Part of Lot 22, Concession 6, Township of
Cramahe, County of Northumberland.
Designated as Part 86 on RD Plan 79.

Last Instrument No. 54819 \$1,457.22

Part of Lot 23, Concession 6, Township of
Cramahe, County of Northumberland.
Designated as Part 120 RD Plan 81.

Last Instrument No. 58428 \$1,531.15

Part of Lot 32, Concession 6, Township of
Cramahe, County of Northumberland.
Designated as Part 6 Plan 38R-3049.

Last Instrument No. 155544 \$1,915.09

Tenders must be submitted in the prescribed form and must be accompanied by a deposit in the form of a money order or of a bank draft or cheque certified by a bank, trust corporation or Province of Ontario Savings Office payable to the municipality or board and representing at least 20 per cent of the tender amount.

The municipality makes no representation regarding the title to or any other matters relating to the land to be sold. Responsibility for ascertaining these matters rests with the potential purchasers.

This sale is governed by the *Municipal Tax Sales Act* and the Municipal Tax Sales Rules made under that Act. The successful purchaser will be required to pay the amount tendered plus accumulated taxes and the relevant land transfer tax.

For further information regarding this sale and a copy of the prescribed form of tender, contact:

G.M. MORRISON
Clerk-Treasurer-Administrator
The Corporation of the
Township of Cramahe
1 Toronto Rd., P.O. Box 357
Colborne, ON K0K 1S0

(3815) 1

MUNICIPAL TAX SALES ACT
R.S.O. 1990, c. M.60, s. 9 (2) (d), R.R.O. 1990, Reg. 824

THE CORPORATION OF THE TOWNSHIP OF SOUTH ALGONQUIN

TAKE NOTICE that tenders are invited for the purchase of the land(s) described below and will be received until 3:00 p.m. local time on February 8, 2002, at the Municipal Offices, Highway No. 60, P.O. Box 240, Madawaska, ON K0J 2C0.

The tenders will then be opened in public on the same day at the Municipal Offices, Highway No. 60, P.O. Box 240, Madawaska, ON K0J 2C0.

Description of Land(s)	Minimum Tender Amount
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Parcel 4-1 in the register for Section 36M-220 being Lot 4, Plan M-220, Geographic Township of Airy, Municipality of South Algonquin, District of Nipissing	\$5,000.00
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Tenders must be submitted in the prescribed form and must be accompanied by a deposit in the form of a money order or of a bank draft or cheque certified by a bank, trust corporation or Province of Ontario Savings Office payable to the municipality or board and representing at least 20 per cent of the tender amount.

The municipality makes no representation regarding the title to or any other matters relating to the land to be sold. Responsibility for ascertaining these matters rests with the potential purchasers.

This sale is governed by the *Municipal Tax Sales Act* and the Municipal Tax Sales Rules made under that Act. The successful purchaser will be required to pay the amount tendered plus accumulated taxes and the relevant land transfer tax.

For further information regarding this sale and a copy of the prescribed form of tender, contact:

HAROLD J. LUCKASAVITCH
Clerk-Treasurer
The Corporation of the
Township of South Algonquin
P.O. Box 240
Madawaska, ON K0J 2C0
Tel: (613) 637-2650

(3816) 1

Publications under the Regulations Act Publications en vertu de la Loi sur les règlements

2002—01—05

ONTARIO REGULATION 493/01

made under the

ELECTRICITY ACT, 1998

Made: December 14, 2001

Filed: December 17, 2001

DEBT RETIREMENT CHARGE — RATES AND EXEMPTIONS

Definitions

1. (1) In this Regulation,

“exempt self-generated electricity” means electricity,

(a) that is consumed by the person who generates it or by another person at the expense of the person who generates it, and

(b) that is,

(i) generated and consumed on a temporary, occasional or emergency basis,

(ii) generated by a generation unit that has a maximum load capacity of not more than 15 kilowatts, or

(iii) generated and consumed within a vehicle or vessel used to transport people or goods;

“Minister” means the Minister of Finance;

“reserve” means a reserve as defined in the *Indian Act* (Canada) or an Indian Settlement located on Crown land, the Indian inhabitants of which are treated by the Department of Indian Affairs and Northern Development (Canada) in the same manner as Indians residing on a reserve as defined in the *Indian Act* (Canada);

“self-generated electricity” means electricity, other than exempt self-generated electricity, that is consumed by the person who generates it or by another person at the expense of the person who generates it.

(2) The definitions in subsection 85 (1) of the Act apply for the purposes of this Regulation.

Debt retirement charge

2. (1) The debt retirement charge payable by a user for a period commencing on or after the day subsection 26 (1) of the Act comes into force is the amount calculated by multiplying the prescribed rate, as determined under subsection (2) for the location at which the electricity is consumed, by the number of kilowatt hours of electricity consumed at that location during the period, as determined,

(a) by a collector or the collector’s agent;

(b) by the user, if the user is a self-generating user; or

(c) by the user, if the user is a collector who does not pay the debt retirement charge for the period to another collector.

(2) The prescribed rate for the purposes of subsection 85 (4) of the Act is,

(a) the rate set out in Table 1 opposite the name of the local utility whose service area on October 30, 1998 included the location at which the electricity is consumed;

(b) the rate set out in Table 2 opposite the name of the local utility and the description of the area as of October 30, 1998, if the electricity is consumed at a location in that area; or

(c) 0.7 cents if the electricity is consumed at a location that is not within an area referred to in clause (a) or (b).

(3) The amount of a debt retirement charge calculated under this section must be rounded to the nearest whole cent and if the amount ends in a half cent, the amount must be rounded up to the next whole cent.

Exemptions

3. (1) The following users are exempt from the requirement to pay debt retirement charges in respect of electricity consumed in the following manner:

1. An Indian or band, as defined in the *Indian Act* (Canada), in respect of electricity consumed by the Indian or the band on a reserve.

2. A foreign state, international organization or individual that is exempt from tax under subsection 7 (5) of the *Retail Sales Tax Act*, in respect of electricity consumed by the foreign state, international organization or individual.

3. A transmitter or distributor, in respect of electricity lost or unaccounted for in transmitting or distributing electricity.

4. A self-generating user and a person who consumes electricity at the expense of the self-generating user, in respect of exempt self-generated electricity generated by the self-generating user.

5. A person, in respect of electricity the person consumes that is generated by a self-generating user and supplied to the person at the expense of the self-generating user.

(2) Despite subsection (1), an entity mentioned in paragraph 1 or 2 of that subsection is required to pay to a collector the amount of the debt retirement charge that would otherwise be payable under subsection 85 (4) of the Act for a period, unless the entity claiming the exemption submits to the collector to whom the entity is required to pay the debt retirement charge,

(a) a valid certificate of Indian status issued by the Government of Canada, that identifies him or her as an Indian;

(b) a valid identity card issued by the Government of Canada that identifies him or her as an individual described in subsection 7 (5) of the *Retail Sales Tax Act*, in the case of an individual referred to in paragraph 2 of subsection (1); or

(c) an exemption certificate, in any other case.

Exemption, station service

4. A generator who is a self-generating user but generates electricity primarily for sale to another user directly or through the IMO-administered markets is exempt from the requirement to pay a debt retirement charge in respect of the number of kilowatt hours of electricity,

(a) that is not conveyed through the IMO-controlled grid; and

(b) that is consumed directly in the generation of electricity at the generation facility at which it is generated.

Annual exemption, self-generating users

5. (1) A self-generating user is exempt from the requirement to pay a debt retirement charge for a calendar year in respect of the number of kilowatt hours of electricity that is the lesser of,

- (a) the number of kilowatt hours of electricity in its exemption account at the end of the year; and
- (b) the number of kilowatt hours of self-generated electricity consumed in the year by the self-generating user or by another person at the expense of the self-generating user, other than self-generated electricity consumed in a location for which the prescribed rate of the debt retirement charge is zero.

(2) Despite subsection (1), a self-generating user is not entitled to an exemption under this section for a year unless,

- (a) the self-generating user,
 - (i) owned and operated generating units or facilities on October 30, 1998 and consumed self-generated electricity generated by those generating units or facilities at any time after December 31, 1988 and before October 31, 1998, or
 - (ii) acquired before the end of the year part or all of an exemption account from a self-generating user who was entitled to it; and
- (b) the self-generating user is not entitled to claim an exemption for the year under section 4.

(3) Except as provided in subsection (4), the number of kilowatt hours of electricity in a self-generating user's exemption account at the end of a year is the number of kilowatt hours, if any, determined using the formula,

$$A + B - C$$

in which,

"A" is the average number of kilowatt hours per year of self-generated electricity consumed by the self-generating user,

- (a) that was generated by generating units or facilities that were owned or operated by the self-generating user on October 30, 1998, and
- (b) that was consumed during,
 - (i) any five calendar years in the period commencing on January 1, 1989 and ending on December 31, 1998, if the self-generating user consumed self-generated electricity during five or more calendar years in that period, or
 - (ii) during the period commencing on January 1, 1989 and ending on December 31, 1998, if the self-generating user consumed self-generated electricity during fewer than five calendar years in that period,

"B" is the number of kilowatt hours of electricity from the exemption account of another self-generating user that has been transferred in accordance with this Regulation to the self-generating user during the year or during a prior year, and

"C" is the number of kilowatt hours of electricity that has been transferred from the self-generating user's exemption account in accordance with this Regulation to another self-generating user during the year or during a prior year.

(4) For the year in which subsection 26 (1) of the Act comes into force, the number of kilowatt hours determined as "A" in subsection (3) must be reduced to the amount determined by multiplying the number of days in the year on which subsection 26 (1) of the Act is in force by the quotient determined by dividing the number of kilowatt

hours that would otherwise be determined under subsection (3) as "A" by 365.

Determining the amount of electricity

6. (1) For the purposes of sections 2 and 3, the amount of electricity consumed in a period by a user that is not self-generated electricity is determined in accordance with the Board's *Retail Settlement Code* without any adjustment for total losses, as defined in that Code.

(2) Despite subsection (1), the amount of electricity consumed in a period by a user in respect of whom the IMO is the collector is the amount of electricity withdrawn during the period by the user from the IMO-controlled grid, as determined under the market rules.

(3) Upon the written request of the user or the Minister, the person making a determination in a manner described in subsection (1) or (2) shall provide to the user or the Minister, as the case may be, a written explanation of the basis on which the determination was made and details of the calculations used in the determination.

(4) For the purposes of sections 2 and 5, the amount of self-generated electricity consumed by a self-generating user in a period is calculated using the formula,

$$D - E - F$$

in which,

"D" is the total amount of electricity the self-generating user generated in the period,

"E" is the total amount of electricity the self-generating user generated in the period and sold to another entity, and

"F" is the total amount of exempt self-generated electricity generated in the period and consumed by the self-generating user or by another person at the expense of the self-generating user.

(5) If a self-generating user cannot prove to the satisfaction of the Minister that it sold to another entity electricity that it generated, the self-generating user shall be considered to have consumed the electricity.

Transfer of exemption account of self-generating user

7. (1) A self-generating user may transfer all or part of its exemption account to a person to whom the self-generating user transfers ownership of generating units or facilities if,

- (a) the generating units or facilities were owned and operated on October 30, 1998 by a self-generating user who consumed self-generated electricity generated by those generating units or facilities at any time after December 31, 1988 and before October 31, 1998; and
- (b) the generating units or facilities were not owned at any time after October 30, 1998 and before the day of the transfer by any owner who was not a self-generating user.

(2) The maximum amount of the exemption account that may be transferred under subsection (1) is the amount that is reasonably related to the generating units or facilities transferred.

(3) Despite subsection (1), a transfer of part or all of an exemption account does not take effect unless the following conditions are satisfied:

1. Both the transferor and the transferee are registered under subsection 85.4 (1) of the Act.
2. The transferor and the transferee are not in default in respect of any obligation either of them may have to pay, collect or remit debt retirement charges.
3. The transferor and the transferee have applied for and received the Minister's written consent in respect of the calculation of the amount of the exemption to be transferred and any alloca-

tion of that amount between the transferor and the transferee for the year in which the transfer occurs.

(4) The effective date of a transfer of part or all of an exemption account is the date specified by the Minister in the consent referred to in paragraph 3 of subsection (3).

TABLE 1

Item	Local Utility	Cents
1.	Cornwall Street Railway Light and Power Company Limited	0
2.	Canadian Niagara Power Company Limited	0
3.	Public Utilities Commission of the City of Sault Ste. Marie	0.20
4.	Great Lakes Power Limited	0.20
5.	Bracebridge Hydro-Electric Commission	0.46
6.	The Public Utilities Commission of the Corporation of the Town of Fort Frances	0.47
7.	Orillia Water, Light and Power Commission	0.49
8.	Hydro Electric Commission of the City of Pembroke	0.49
9.	Granite Power Corporation	0.51
10.	Public Utilities Commission of the Village of Eganville	0.60
11.	The Hydro Electric Commission of the Town of Renfrew	0.61
12.	Public Utilities Commission of the Town of Parry Sound	0.65
13.	Public Utilities Commission for the Town of Bancroft	0.66
14.	Peterborough Utilities Commission	0.67
15.	St. Catharines Hydro-Electric Commission	0.68
16.	Elora Hydro Electric Commission	0.69
17.	The Hydro-Electric Commission of the City of Ottawa	0.69

TABLE 2

Item	Local Utility	Cents
1.	Town of Mississippi Mills Public Utilities Commission, in respect of the Ward of Almonte	0.42
2.	The Campbellford/Seymour Public Utilities Commission, in respect of the Town of Campbellford as it existed on December 31, 1997	0.49

1/02

ONTARIO REGULATION 494/01

made under the

ELECTRICITY ACT, 1998

Made: December 13, 2001

Filed: December 17, 2001

DEBT RETIREMENT CHARGE — ADMINISTRATION

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PART I INTERPRETATION

Interpretation

1. (1) In this Regulation,

“billing period” means the normal period for which a collector issues an invoice;

“exempt self-generated electricity” means electricity,

(a) that is consumed by the person who generates it or by another person at the expense of the person who generates it, and

(b) that is,

(i) generated and consumed on a temporary, occasional or emergency basis,

(ii) generated by a generation unit that has a maximum load capacity of not more than 15 kilowatts, or

(iii) generated and consumed within a vehicle or vessel used to transport people or goods;

“invoice” includes a bill, statement, receipt or other document that contains a request for payment or a notice or acknowledgement of a payment;

“Minister” means the Minister of Finance;

“reserve” means a reserve as defined in the *Indian Act* (Canada) or an Indian Settlement located on Crown land, the Indian inhabitants of which are treated by the Department of Indian Affairs and Northern Development (Canada) in the same manner as Indians residing on a reserve as defined in the *Indian Act* (Canada);

“Retail Settlement Code” means the Retail Settlement Code approved by the Board under the *Ontario Energy Board Act, 1998*;

“self-generated electricity” means electricity, other than exempt self-generated electricity, that is consumed by the person who generates it or by another person at the expense of the person who generates it.

(2) The definitions in subsection 85 (1) of the Act apply for the purposes of this Regulation.

PART II REGISTRATION

Collectors

2. The following persons are appointed as collectors of debt retirement charges under subsection 85.3 (1) of the Act:

1. Every distributor required to be licensed under the *Ontario Energy Board Act, 1998*.
2. Every retailer required to be licensed under the *Ontario Energy Board Act, 1998*.
3. The IMO.

Registration

3. (1) Every collector shall register with the Minister before the collector sells or supplies electricity to a user, if the sale or supply takes place on or after the day subsection 26 (1) of the Act comes into force.

(2) A collector shall use a form approved by the Minister to register and shall provide such information as the Minister may require.

(3) Subsections (1) and (2) apply, with necessary modifications, to the IMO.

Self-generating user

4. (1) Every self-generating user shall register with the Minister before doing either of the following on or after the day subsection 26 (1) of the Act comes into force:

1. Consuming self-generated electricity.
2. Supplying self-generated electricity to another person at its own expense.

(2) A self-generating user shall use a form approved by the Minister to register and shall provide such information as the Minister may require.

(3) A self-generating user who sells electricity to another user is also a collector and shall register as both a collector and a self-generating user.

Registration number

5. (1) The Minister shall notify every collector and self-generating user of its registration number and the effective date of registration.

(2) No registration or registration number is transferable.

(3) Every collector and self-generating user shall promptly notify the Minister of the following:

1. Any change in its name or address.
2. The transfer or termination of its business in Ontario.
3. Any change in its business through which it becomes or ceases to be a collector or a self-generating user.
- (4) All notices required under this section must be in writing.

PART III COLLECTION OF DEBT RETIREMENT CHARGES

Collection obligations

6. (1) Every collector shall collect debt retirement charges in accordance with this Part.

(2) The IMO shall collect a debt retirement charge from every entity who withdraws electricity from the IMO-controlled grid.

(3) A distributor described in section 2 shall collect a debt retirement charge from every entity to whom it provides Standard Supply Service, within the meaning of the Retail Settlement Code, and from

every embedded distributor, within the meaning of the Retail Settlement Code.

(4) Every retailer described in section 2 shall collect a debt retirement charge from every entity to whom it sells or supplies electricity.

(5) Despite subsection (4), if a distributor described in section 2 invoices an entity under distributor-consolidated billing or split billing under the Retail Settlement Code, the distributor and not the retailer shall collect the debt retirement charge from the entity in respect of the electricity.

(6) Despite subsection (4), a retailer described in section 2 shall not collect a debt retirement charge from a user in respect of electricity withdrawn by the user from the IMO-controlled grid.

(7) Despite subsections (1) to (5), a collector is not required to collect a debt retirement charge from an entity who provides to the collector,

- (a) a valid certificate of Indian status issued by the Government of Canada that identifies him or her as an Indian, within the meaning of the *Indian Act* (Canada), unless the electricity will not be consumed by an Indian on a reserve;
- (b) a valid identity card issued by the Government of Canada that identifies him or her as an individual described in subsection 7 (5) of the *Retail Sales Tax Act*; or
- (c) an exemption certificate.

Time of payment

7. A collector shall collect and a user shall pay a debt retirement charge for a billing period on the day that is the earliest of,

- (a) the date of the collector's invoice to the user for the billing period;
- (b) the day on which the collector issues an invoice to the user for the billing period;
- (c) the day the collector would normally be expected to issue an invoice to the user for the billing period, if there is undue delay in issuing the invoice;
- (d) the day on which the user is required to pay the amount owing to the collector for the billing period; or
- (e) the day on which the user pays an amount to the collector for the billing period.

Invoice requirements

8. Unless otherwise authorized by the Minister, every collector, other than the IMO, shall set out the following information on every invoice for a billing period issued to a user who is liable to pay a debt retirement charge to the collector for the period:

1. The amount of the debt retirement charge for the period that is payable by the user, clearly labelled as the debt retirement charge.
2. The following statement: "The debt retirement charge pays down the debt of the former Ontario Hydro".

Exemption certificate

9. (1) No entity shall issue an exemption certificate except as permitted under subsection (2).

(2) The following entities may issue an exemption certificate to a collector in respect of electricity sold or supplied by the collector to the entity:

1. A band, within the meaning of the *Indian Act* (Canada), if the electricity will be consumed by the band on a reserve.

2. An entity, other than an individual, who is exempt from retail sales tax under subsection 7 (5) of the *Retail Sales Tax Act*, if the electricity will be consumed by the entity.
3. A collector who is registered under section 3.
4. A self-generating user who is registered under section 4 if,
 - i. the self-generating user does not generate electricity primarily for sale to another user,
 - ii. the collector is the IMO,
 - iii. the self-generating user is entitled to an exemption in respect of part or all of its self-generated electricity, and
 - iv. the self-generating user is a market participant under the market rules, with both a registered generation facility and a registered load facility, as defined in the market rules.
5. An entity authorized in writing by the Minister to issue an exemption certificate in respect of electricity described in the authorization.

(3) Subsection (2) applies with necessary modifications if the collector is the IMO.

(4) Every exemption certificate must include the following:

1. The name and address of the entity to whom the certificate applies.
2. The entity's registration number, if the entity is a collector registered under section 3 or a self-generating user registered under section 4.
3. A statement setting out the basis on which the entity is claiming an exemption from the obligation to pay debt retirement charges.
4. The date of issue of the certificate by the entity and, if it is different, the effective date of the certificate.
5. The name and signature of the individual who is the entity or is authorized by the entity to issue the certificate on behalf of the entity.
6. A statement by the individual mentioned in paragraph 5, certifying that the contents of the certificate are complete and accurate.
7. If the certificate is issued to the IMO, a list of the delivery points under the market rules in respect of which the exemption certificate applies.

(5) An exemption certificate remains in effect for the purposes of determining the obligations under this Part of the collector to whom it is given until,

- (a) it is withdrawn or revoked in writing by the entity that issued it; or
- (b) the collector is advised in writing by the Minister that the Minister has cancelled the certificate.

PART IV

PAYMENT OF SELF-ASSESSED DEBT RETIREMENT CHARGE

Self-assessed debt retirement charge

10. (1) Every collector shall determine the amount of the debt retirement charge payable by it in respect of its own consumption of electricity during a period and shall pay that amount directly to the Financial Corporation, to the extent that the collector does not pay the debt retirement charge to another collector.

(2) A self-generating user who is not a collector shall determine the amount of the debt retirement charge payable by it during a period in respect of,

- (a) the amount of self-generated electricity consumed during the period; and
- (b) the amount of electricity that it consumed during the period, other than self-generated electricity, exempt self-generated electricity and electricity in respect of which it paid the debt retirement charge to a collector.

(3) A self-generating user referred to in subsection (2) shall pay the amount of its debt retirement charge for a period directly to the Financial Corporation, to the extent that it has not paid the debt retirement charge to a collector.

PART V

REQUIREMENT TO METER ELECTRICITY CONSUMPTION

Requirement to meter electricity

11. (1) Except as permitted by the Minister, every self-generating user shall measure the consumption of self-generated electricity after the day subsection 26 (1) of the Act comes into force by means of a meter that would satisfy the requirements for a meter to be used for the purpose of obtaining the basis for a charge for electricity under the *Electricity and Gas Inspection Act* (Canada) and the regulations made under that Act.

(2) Except as permitted by the Minister, every collector shall measure its own consumption of electricity after the day subsection 26 (1) of the Act comes into force by means of a meter described in subsection (1).

(3) Subsection (2) does not apply to electricity in respect of which the collector pays an amount as a debt retirement charge to another collector.

PART VI

RETURNS, REMITTANCES AND RECORDS

Returns and remittances

12. (1) On or before the 18th day of each month, commencing with the month after the month in which subsection 26 (1) of the Act comes into force, every collector other than the IMO shall,

- (a) deliver a return to the Minister, using a form provided or approved by the Minister;
- (b) remit to the Financial Corporation the amount of all debt retirement charges required to be collected by the collector during the prior month; and
- (c) pay to the Financial Corporation the amount of the debt retirement charge, if any, payable by the collector in respect of its own consumption during the prior month, to the extent the collector has not paid the debt retirement charge to another collector.

(2) On or before the 22nd day of each month, commencing with the month after the month in which subsection 26 (1) of the Act comes into force, the IMO shall,

- (a) deliver a return to the Minister, using a form provided or approved by the Minister;
- (b) remit to the Financial Corporation the amount of all debt retirement charges required to be collected by the IMO during the month; and
- (c) pay to the Financial Corporation the amount of the debt retirement charge, if any, payable by the IMO in respect of its own consumption during the prior month, to the extent the IMO has not paid the debt retirement charge to another collector.

(3) On or before the 18th day of each month, commencing with the month after the month in which subsection 26 (1) of the Act comes into force, every self-generating user who is not a collector shall,

- (a) deliver a return to the Minister, using a form provided or approved by the Minister; and
- (b) pay to the Financial Corporation the amount of the debt retirement charge, if any, payable by it in respect of,
 - (i) the amount of self-generated electricity consumed during the prior month, and
 - (ii) the amount of electricity that it consumed during the prior month, other than self-generated electricity, exempt self-generated electricity and electricity in respect of which it paid the debt retirement charge to a collector.

(4) With the prior written consent of the Minister, a collector or self-generating user may deliver returns and make remittances and payments on the following basis in the following circumstances, until the consent of the Minister is revoked in writing:

1. Every six months in the calendar year, by delivering the return and remitting and paying the debt retirement charges for each six-month period on or before the 18th day of the month following the end of the six-month period, if the Minister is satisfied that the total of all debt retirement charges required to be remitted or paid by the collector or self-generating user for the calendar year is not reasonably likely to exceed \$6,000.
2. Every three months in the calendar year, by delivering the return and remitting and paying the debt retirement charges for each three-month period on or before the 18th day of the month following the end of the three-month period, if the Minister is satisfied that the total of all debt retirement charges required to be remitted or paid by the collector or self-generating user for the calendar year is reasonably likely to exceed \$6,000, but is not reasonably likely to exceed \$12,000.

(5) Despite subsections (1), (3) and (4), if the Minister is satisfied that the total of all debt retirement charges required to be collected or paid by a collector or self-generating user is nil for a calendar year, the Minister may consent in writing to the collector or self-generating user delivering one return to the Minister for the year, on or before January 18 of the following year, using a form provided or approved by the Minister.

(6) Immediately on the occurrence of the following, a collector or self-generating user shall notify the Minister of the change in the amount of debt retirement charges it is liable to collect or pay for a calendar year:

1. The collector or self-generating user becomes liable to collect or pay a debt retirement charge in the year, if the collector or self-generating user is permitted to deliver one return for the year under subsection (5).
2. The total amount of debt retirement charges collected or paid by the collector or self-generating user during the year exceeds \$6,000, if the collector or self-generating user is permitted to deliver returns in accordance with paragraph 1 of subsection (4).
3. The total amount of debt retirement charges collected or paid by the collector or self-generating user during the year exceeds \$12,000, if the collector or self-generating user is permitted to deliver returns in accordance with paragraph 2 of subsection (4).

(7) The Minister may extend the date by which returns must be delivered and debt retirement charges must be remitted and paid, and any extension may apply to one or more collectors or self-generating users, as specified by the Minister.

(8) With the written consent of the Minister, a collector or self-generating user may deliver separate returns and make separate remittances and payments of debt retirement charges, if it has more than one place of business.

(9) A collector or self-generating user who is permitted to deliver separate returns and make separate remittances and payments shall continue to do so until directed otherwise by the Minister.

(10) Every collector and self-generating user shall deliver to the Minister such additional returns as the Minister may demand, by the day specified by the Minister in the demand.

(11) An additional return under subsection (10) must contain such information and pertain to such time period as the Minister specifies in the demand.

(12) Every collector and self-generating user shall make such additional remittances and payments of debt retirement charges as the Minister may demand, by the day specified by the Minister in the demand.

Records, collectors

13. (1) Every collector who is not a self-generating user shall keep records that include the following:

1. Details of all purchases and acquisitions of electricity by the collector, including,
 - i. the amounts of electricity purchased and acquired,
 - ii. the entities from whom the collector purchased or acquired electricity, and
 - iii. the amounts of debt retirement charges, if any, paid by the collector to other collectors or the Financial Corporation in respect of the electricity it purchased or acquired.
2. Details of all transactions in which the collector sold or supplied electricity to another entity, including,
 - i. the names and addresses of all entities to whom the collector sold or supplied electricity,
 - ii. the amount of electricity sold or supplied to each entity,
 - iii. the amount of the debt retirement charge collected from each entity to whom the collector sold or supplied electricity, and
 - iv. the amount of the debt retirement charge remitted to the Financial Corporation in respect of electricity it sold or supplied to another entity.
3. The amounts of electricity consumed by the collector and the debt retirement charges, if any, the collector paid to another collector or the Financial Corporation in respect of electricity it consumed.

(2) The provisions of subsection (1) apply, with necessary modifications, if the collector is the IMO.

Records, self-generating users

14. (1) Subject to subsection (2), every self-generating user shall keep records that include the following:

1. Details of all purchases and acquisitions of electricity by the self-generating user, including,
 - i. the amounts of electricity purchased and acquired,
 - ii. the entities from whom the self-generating user purchased or acquired electricity, and
 - iii. the amount of debt retirement charges, if any, paid by the self-generating user to a collector or the Financial Corporation in respect of the electricity it purchased or acquired.

2. Details of all electricity the self-generating user consumed, sold or supplied, including,
 - i. the amount of electricity generated by the self-generating user,
 - ii. the amount of self-generated electricity consumed by the self-generating user and by other persons at its expense,
 - iii. the amount of electricity, other than self-generated electricity or exempt self-generated electricity, consumed by the self-generating user,
 - iv. the amount of debt retirement charges paid to the Financial Corporation by the self-generating user in respect of self-generated electricity,
 - v. the names and addresses of entities to whom the self-generating user sold or supplied electricity,
 - vi. the amount of electricity sold or supplied to each entity,
 - vii. the amount of the debt retirement charges collected from each entity to whom the self-generating user sold or supplied electricity, and
 - viii. the amount of debt retirement charges remitted to the Financial Corporation in respect of electricity sold or supplied to another entity.

(2) Despite subsection (1), a self-generating user who generates and consumes only exempt self-generated electricity and who does not supply electricity to another entity, other than exempt self-generated electricity, is required to keep only sufficient records to document that it generates and consumes only exempt self-generated electricity and that it does not supply electricity to another entity other than exempt self-generated electricity that it supplies to the other entity at its own expense.

Location and form of records

15. (1) Every collector and self-generating user shall keep its records at its principal place of business in Ontario in sufficient form and containing sufficient information in order that the Minister may determine the amounts of debt retirement charges that were required to be collected and that were collected, payable, paid or remitted.

(2) Records may be kept in a form that is a reproduction made by any photographic, photostatic, microfilming or other process that reproduces an exact copy of the original record, if the entity required to keep the records provides reasonable access to any equipment required in order to read the reproduced record.

(3) Records may be kept by the use of electronic data processing media if the entity required to keep the records,

- (a) allows the Minister to conduct reasonable tests on the hardware and software comprising the system in order to verify the accuracy of the processing of transactions and the accuracy of data processing controls;
- (b) provides full information on all computer programs and changes to the programs; and
- (c) maintains an accounting system designed to provide access to primary source documents and data containing the transactions recorded by the data processing system.

Destruction of records

16. (1) The records required by the Act and this Regulation to be kept by a collector or self-generating user and all exemption certificates received by the collector must not be destroyed until written authorization has been obtained from the Minister.

(2) Despite subsection (1), a collector or self-generating user may destroy records if,

- (a) the records relate to a calendar year that ended not later than six years before the start of the year during which the records will be destroyed;
- (b) the records are for a period for which all returns required under Part V.1 of the Act have been filed and all debt retirement charges assessed by the Minister have been paid;
- (c) the records are for a period for which there is no unresolved dispute concerning any debt retirement charge payable by the entity retaining the records, and for which the time limit for filing a Notice of Objection to any assessment or statement of disallowance has expired;
- (d) any demand for the production of the records has been met to the satisfaction of the Minister; and
- (e) written notice has not been given by the Minister requiring the retention of the records.

PART VII REFUNDS

Refunds by collector

17. (1) A collector may make a refund to an entity if the following conditions are satisfied:

1. If the entity was not required to pay a debt retirement charge in respect of the consumption of electricity by reason of an exemption in a regulation made under clause 86 (1) (f) of the Act, the collector may pay a refund to the entity upon receipt of the documentation that the entity is required by that regulation to provide in order to prove that the entity is exempt from the requirement to pay a debt retirement charge.
2. If an entity provides an exemption certificate to the collector that is effective for a period in respect of which the entity paid a debt retirement charge to the collector, the collector may refund the debt retirement charge.
3. If a refund is payable to an entity for any reason other than an exemption described in paragraph 1 or 2, the collector may allow the refund if the collector is satisfied that the entity made an overpayment of a debt retirement charge that was caused by a clerical error, by an arithmetic error in calculating the amount of the required payment, by an inaccurate measurement or estimate of electricity consumed or by the use of an incorrect rate of debt retirement charge.

(2) No entity shall make more than one application to a collector for a refund of the same overpayment of a debt retirement charge.

Refund in respect of uncollectible accounts

18. (1) The Financial Corporation may refund a debt retirement charge to a collector if,

- (a) the collector has remitted the debt retirement charge to the Financial Corporation;
- (b) the collector shows to the satisfaction of the Minister that the debt retirement charge was payable by a user in respect of electricity consumed by the user and the user has defaulted in the payment to the collector of all or part of the amount payable to the collector in respect of the electricity;
- (c) the collector has written off as a bad debt in its books of account the unpaid amount owing to the collector in respect of the electricity; and
- (d) at the time of the write-off of the unpaid amount as a bad debt, the write-off was in accordance with generally accepted accounting principles, as recommended by the Accounting Standards Board of the Canadian Institute of Chartered Accountants and as set out in the CICA Handbook.

(2) Despite subsection (1), no refund shall be made to a collector under this section in respect of an unpaid amount if,

- (a) the collector fails to claim the refund within four years from the end of the collector's fiscal year in which it wrote off the unpaid amount as a bad debt;
- (b) the collector and the user were not dealing at arm's length at the time the user consumed the electricity or at the time the collector wrote off the unpaid amount as a bad debt;
- (c) the collector is entitled to offset the unpaid amount against an amount payable by the collector to the user;
- (d) the collector has assigned, without recourse and for consideration, other than for security purposes, part or all of the unpaid amount, whether or not the assignee and the collector are related persons for the purposes of the *Income Tax Act* (Canada); or
- (e) the payment for the electricity was made through the use of a credit card that was not issued by the collector or a corporation that is associated with the collector within the meaning of section 256 of the *Income Tax Act* (Canada).

(3) In this section, a collector shall not be considered to deal with a user at arm's length if the collector and user would not be considered to deal with each other at arm's length for the purposes of the *Income Tax Act* (Canada).

(4) The amount of a debt retirement charge that may be refunded to a collector under this section in respect of an unpaid amount shall be calculated using the formula,

$$A \times B/C$$

in which,

"A" is the amount of the debt retirement charge remitted by the collector with respect to the electricity consumed by the user,

"B" is the amount by which the unpaid amount in respect of the electricity exceeds the sum of all interest, finance, carrying, collection or similar charges imposed by the collector with respect to the electricity consumed by the user and all amounts received by the collector on the realization of any security given to secure the unpaid amount, and

"C" is the total amount that was payable by the user in respect of the electricity, including the amount of the debt retirement charge, but excluding the amount of goods and services tax imposed by the Government of Canada.

(5) The following rules apply for the purposes of claiming a refund under this section:

- 1. The collector may claim only one refund under this section of the debt retirement charge relating to an amount of electricity consumed by a user.
- 2. The collector shall claim the refund by deducting the amount of the refund from the amount of debt retirement charges the collector is required to remit to the Financial Corporation.
- 3. The collector shall make only one deduction described in paragraph 2 during any 12-month period for all claims for refund under this section, unless the collector has obtained the prior written consent of the Minister to make more than one deduction.
- 4. The collector shall retain in its records sufficient information and documentation to permit confirmation to the satisfaction of the Minister of the correct amount of the refund.
- 5. If payment for the electricity was made through the use of a credit card issued by the collector or by a corporation referred

to in clause (2) (e), but the electricity was not supplied by the collector or the corporation,

- i. no part of the amount paid through the credit card shall be included in the unpaid amount specified as "B" under subsection (4), and
- ii. any payments made on the credit card account shall be applied to the earliest indebtedness before determining the unpaid amount specified as "B" under subsection (4).

(6) If a collector subsequently recovers from any entity or through any means, other than a refund under this section, any of the unpaid amount in respect of which the refund was claimed, the collector shall repay to the Financial Corporation, by way of adjustment to the amount of debt retirement charges the collector is required to remit, the same percentage of any refund made under this section in respect of the unpaid amount that the amount recovered is of the amount designated as "B" in the formula in subsection (4) in respect of the unpaid amount.

PART VIII INTEREST AND FEE

Prescribed interest

19. (1) For the purposes of Part V.1 of the Act, the prescribed rates of interest shall be determined in accordance with the following rules:

- 1. A base rate of interest shall be determined for January 1, 2002 and for each adjustment date after January 1, 2002 and shall be equal to the average prime rate on,
 - i. October 15 of the previous year, if the adjustment date is January 1,
 - ii. January 15 of the same year, if the adjustment date is April 1,
 - iii. April 15 of the same year, if the adjustment date is July 1, and
 - iv. July 15 of the same year, if the adjustment date is October 1.
- 2. The base rate of interest in effect on a particular date shall be,
 - i. the base rate for the particular date, if the particular date is an adjustment date, and
 - ii. the base rate for the last adjustment date before the particular date, otherwise.
- 3. The prescribed rate of interest payable by an entity under the Act in respect of a particular day shall be an annual interest rate that is three percentage points higher than the base rate of interest in effect on that day.
- 4. The prescribed rate of interest to be paid or allowed to an entity under the Act in respect of a particular day shall be an annual interest rate that is two percentage points lower than the base rate of interest in effect for that day.
- 5. For an overpayment that results from a decision of the Minister or a court on an objection to, or an appeal from, an assessment or a statement of disallowance, the prescribed rate of interest to be paid or allowed in respect of a particular day is the base rate of interest in effect for that day.

(2) In this section,

"adjustment date" means January 1, April 1, July 1 or October 1;

"average prime rate", on a particular date, means the mean, rounded to the nearest whole percentage point, of the annual rates of interest announced by each of the Royal Bank of Canada, The Bank of

Nova Scotia, the Canadian Imperial Bank of Commerce, the Bank of Montreal and The Toronto-Dominion Bank to be its prime or reference rate of interest in effect on that date for determining interest rates on Canadian dollar commercial loans by that bank in Canada.

Additional Fee

20. For the purposes of subsection 85.14 (4) of the Act, the prescribed amount of the additional fee is \$35 for each payment or remittance described in that subsection.

JAMES M. FLAHERTY
Minister of Finance

Dated on December 13, 2001.

1/02

(j.1) authorizing the fixing of prompt payment discounts, delayed payment penalties and interest on licence fees and service charges owing by any person engaged in the producing, marketing or processing of wheat;

ONTARIO FARM PRODUCTS MARKETING COMMISSION:

ROD STORK
Chair

GLORIA MARCO BORYS
Secretary

Dated on December 13, 2001.

1/02

ONTARIO REGULATION 495/01

made under the

FARM PRODUCTS MARKETING ACT

Made: December 13, 2001
Filed: December 17, 2001

Amending Reg. 442 of R.R.O. 1990
(Wheat — Marketing)

Note: Regulation 442 has not previously been amended.

1. (1) Subsection 4 (2) of Regulation 442 of the Revised Regulations of Ontario, 1990 is revoked and the following substituted:

(2) Every producer shall be deemed to be the holder of a licence while not in default of payment of the fees required under section 5 and not in breach of any terms and conditions imposed on the licence.

(2) Section 7 of the Regulation is amended by adding the following clause:

(a.1) providing that the local board may impose such terms and conditions upon a licence as the local board considers proper;

(3) Clause 7 (b) of the Regulation is revoked and the following substituted:

(b) prohibiting persons from engaging in the marketing of wheat except under the authority of a licence and except in compliance with the terms and conditions of the licence;

(4) Clause 7 (c) of the Regulation is amended by striking out “or for any other reason that the local board considers proper”.

(5) Section 7 of the Regulation is amended by adding the following clauses:

(d.1) providing for the imposition, amount, disposition and use of penalties where, after a hearing, the local board is of the opinion that the applicant or licensee has failed to comply with or has contravened any term or condition of a licence or any provision of this Act, the regulations, any plan or any order or direction of the Commission, Director or local board;

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ONTARIO REGULATION 496/01

made under the

FARM PRODUCTS MARKETING ACT

Made: December 13, 2001
Filed: December 17, 2001

Amending Reg. 390 of R.R.O. 1990
(Asparagus — Marketing)

Note: Regulation 390 has previously been amended. Those amendments are listed in the Table of Regulations published in *The Ontario Gazette* dated January 20, 2001.

1. Section 13 of Regulation 390 of the Revised Regulations of Ontario, 1990 is revoked and the following substituted:

13. Every producer shall, not later than May 21 in each year, complete and file with the local board at its head office a return as required by the local board.

2. Form 1 of the Regulation is revoked.

ONTARIO FARM PRODUCTS MARKETING COMMISSION:

ROD STORK
Chair

GLORIA MARCO GORYS
Secretary

Dated on December 13, 2001.

1/02

ONTARIO REGULATION 497/01

made under the

FARM PRODUCTS MARKETING ACT

Made: December 13, 2001

Filed: December 17, 2001

Amending Reg. 433 of R.R.O. 1990

(Tender Fruit — Marketing)

Note: Regulation 433 has previously been amended. Those amendments are listed in the Table of Regulations published in *The Ontario Gazette* dated January 20, 2001.

1. Forms 1 and 2 of Regulation 433 of the Revised Regulations of Ontario, 1990 are revoked.

ONTARIO FARM PRODUCTS MARKETING COMMISSION:

ROD STORK
Chair

GLORIA MARCO BORYS
Secretary

Dated on December 13, 2001.

1/02

ONTARIO REGULATION 498/01

made under the

INCOME TAX ACT

Made: December 3, 2001

Filed: December 17, 2001

EQUITY IN EDUCATION TAX CREDIT**Eligible child**

1. For the purposes of subsection 8.4.2 (1) of the Act,

- (a) an individual who is at least five years of age throughout the taxation year, but is not 21 years of age or older at any time in the taxation year is an eligible child throughout the taxation year;
- (b) an individual who attains the age of four years in a taxation year is an eligible child for the period from September 1 to December 31 in the year; and
- (c) an individual who attains the age of 21 years in a taxation year is an eligible child for the period from January 1 to June 30 in the year.

Eligible course of study

2. For the purposes of clause (b) of the definition of “eligible course of study” in subsection 8.4.2 (1) of the Act, an eligible course of study must be an elementary or secondary course of study that complies with any requirements with respect to the length of the instructional program of each school day, as may be prescribed in regulations made under the *Education Act*.

Eligible fees

3. (1) For the purposes of subsection 8.4.2 (1) of the Act,

“eligible fees” means, in respect of an eligible child for a taxation year,

- (a) the amount determined under subsection (2), if the eligible child is less than six years of age throughout the taxation year, or
- (b) the sum of all net tuition fees reasonably attributable to the taxation year paid by one or more qualifying taxpayers to an eligible independent school in respect of the enrolment of the eligible child in one or more eligible courses of study at the school during the taxation year, if the eligible child is at least six years of age at any time in the taxation year.

(2) For the purposes of clause (a) of the definition of “eligible fees” in subsection (1), the amount in respect of the eligible child for a taxation year is the least of,

- (a) \$3,500;
- (b) the amount equal to \$350 multiplied by the number of months in the taxation year the eligible child is enrolled in one or more eligible courses of study at an eligible independent school; and
- (c) the sum of all net tuition fees reasonably attributable to the taxation year paid by one or more qualifying taxpayers to an eligible independent school in respect of the enrolment of the eligible child in one or more eligible courses of study at the school during the taxation year.

(3) In this section,

“net tuition fees” means, in respect of an eligible child, the tuition fees paid less the sum of the following amounts:

- 1. The sum of all amounts, each of which is the value of a scholarship or bursary available to any person in respect of the eligible child, to the extent the value of the scholarship or bursary has not been deducted in determining the amount of the tuition fees.
- 2. The sum of all amounts, each of which is paid in consideration for ancillary goods or services in respect of the eligible child, including amounts paid for meals, computers, books, clothing, travel, sports and equipment, if those amounts are separately identified or included in a separate charge.
- 3. The sum of all amounts, each of which is paid in consideration for accommodation in respect of the eligible child.
- 4. The sum of all amounts, each of which is an amount included in determining the amount of the tuition fees,
 - i. that is paid to the eligible independent school in respect of the eligible child, and
 - ii. that may be taken into consideration in determining the amount of a deduction to which an individual is entitled under section 63 of the Federal Act for the taxation year.
- 5. The sum of all amounts, each of which is equal to 40 per cent of an amount included in determining the amount of the tuition fees,
 - i. that is paid to an eligible independent school in respect of an eligible child, and
 - ii. that may be taken into consideration in determining the amount of a deduction for a taxation year under subsection 118.1 (3) of the Federal Act or under paragraph 18 of subsection 4 (3.1) of the Act.
- 6. The amount, if any, calculated using the formula,

$$A \times B$$

in which,

"A" is the sum of all amounts, if any, each of which is,

- (a) included in determining the amount of the tuition fees,
- (b) paid to an eligible independent school in respect of the eligible child, and
- (c) described in paragraph 118.2 (2) (e) of the Federal Act as a medical expense that is deductible by an individual in the taxation year under subsection 118.2 (1) of the Federal Act and under paragraph 17 of subsection 4 (3.1) of the Act, and

"B" is the percentage equal to the sum of the lowest rate of tax payable by an individual under subsection 118 (2) of the Federal Act for the taxation year and the lowest tax rate as defined in subsection 4 (1) of the Act for the year.

Eligible independent school

4. (1) For the purposes of subsection 8.4.2 (1) of the Act, a school is an eligible independent school for a taxation year if it satisfies all of the following conditions:

- 1. The school is not a school, other than a private school, for the purposes of the *Education Act*.
- 2. The school has at least five pupils, each of whom is an eligible child, during each school term in which it operates in the taxation year.
- 3. The school's principal places of instruction are in Ontario.
- 4. The school requires every pupil to take not less than 75 per cent of the pupil's normal course of study at locations in Ontario.
- 5. The school carries out a criminal reference check of every individual associated with the school who comes into regular contact with pupils of the school,
 - i. by January 1, 2003 in the case of individuals currently associated with the school or who becomes associated with the school in 2002, or
 - ii. before the individual becomes associated with the school, in any other case.
- 6. The school provides to every parent or legal guardian who is considering enrolling or has enrolled a child at the school the information listed in subsection (3) in either English or French, and in any other language that is the primary language of instruction at the school.

(2) The following rules apply in respect of the information to be provided by a school under paragraph 6 of subsection (1):

- 1. The information must be provided annually and be current to October 30 of the year before it is provided.
- 2. The information must be provided by the last day of February if the parent or legal guardian is considering enrolling or has enrolled a child at the school for any period after September 1 of the same year and before September 1 of the following year.
- 3. Despite paragraph 2, the information may be provided by March 31, 2002 if the parent or legal guardian is considering enrolling or has enrolled a child at the school for any period after December 31, 2001 and before September 1, 2003.
- 4. A copy of the information must be provided to the Provincial Minister and the Minister by the day referred to in paragraph 2 or 3.

(3) The following is the information referred to in paragraph 6 of subsection (1):

- 1. The legal name of the school, the school's operating name if it is different and the municipal addresses of the principal places of instruction and all other locations of instruction.
- 2. A description of the academic program taught at the school and the academic achievement expected of each pupil at the end of the program of study.
- 3. Whether the school participates in annual student evaluations and a description of the method of evaluation if it participates in annual evaluations.
- 4. Whether the school has collected the information described in paragraph 5 of subsection (1).
- 5. The professional credentials of the teachers associated with the school.
- 6. The school's policy on refunds of tuition and any other charges or fees.
- 7. A brief history of the school, including the number of years the school has been in operation.
- 8. Information relating to pupil health and safety, including whether the school is in compliance with the Building Code and the Fire Code and with any requirements under the *Health Protection and Promotion Act*, and whether it has a code of conduct for pupils or staff.
- 9. Whether financial statements of the school are available to a parent or legal guardian who is considering enrolling or has enrolled a child at the school.

Qualifying taxpayer

5. For the purposes of clause (c) of the definition of "qualifying taxpayer" in subsection 8.4.2 (1) of the Act, a person must be a parent or legal guardian of an eligible child in order to be a qualifying taxpayer in respect of the eligible child.

Apportionment of tax credit

6. For the purposes of subsection 8.4.2 (4) of the Act, the amount of the equity in education tax credit in respect of an eligible child for a taxation year determined under subsection 8.4.2 (2) of the Act must be apportioned between qualifying taxpayers based on the proportion of the tuition fees paid by each of them.

Commencement

7. **This Regulation comes into force on January 1, 2002.**

JAMES M. FLAHERTY
Minister of Finance

Dated on December 3, 2001.

1/02

ONTARIO REGULATION 499/01

made under the

MUNICIPAL ACT

Made: December 13, 2001

Filed: December 17, 2001

CHANGES TO THE OXFORD COUNTY BOARD OF HEALTH

1. (1) The council of the County of Oxford may change the composition of the Oxford County Board of Health to be the same as the

composition of the council of the County of Oxford, effective immediately upon the passing of the by-law.

(2) Subsection (1) applies despite subsection 64 (1) of the *County of Oxford Act*.

CHRIS HODGSON
Minister of Municipal Affairs and Housing

Dated on December 13, 2001.

1/02

ONTARIO REGULATION 500/01

made under the

DEVELOPMENT CORPORATIONS ACT

Made: December 12, 2001
Filed: December 17, 2001

Amending O. Reg. 619/98
(Ontario Exports Inc)

Note: Ontario Regulation 619/98 has not previously been amended.

1. Subsection 16 (1) of Ontario Regulation 619/98 is amended by striking out “December 31, 2001” and substituting “December 31, 2006”.

1/02

ONTARIO REGULATION 501/01

made under the

ENVIRONMENTAL PROTECTION ACT

Made: November 28, 2001
Filed: December 18, 2001

Amending Reg. 347 of R.R.O. 1990
(General — Waste Management)

Note: Regulation 347 has previously been amended. Those amendments are listed in the Table of Regulations published in *The Ontario Gazette* dated January 20, 2001.

1. (1) The definition of “intact manifest” in subsection 1 (1) of Regulation 347 of the Revised Regulations of Ontario, 1990 is revoked and the following substituted:

“intact manifest” means a paper manifest as provided by the Ministry, with all six parts intact;

(2) Clause (e) of the definition of “liquid industrial waste” in subsection 1 (1) of the Regulation is revoked and the following substituted:

- (e) waste directly discharged by a generator from a waste generation facility into a sewage works subject to the *Ontario Water Resources Act* or established before April 3, 1957 or into a sewage system regulated under Part 8 of the building code made under the *Building Code Act, 1992*,

(3) The definition of “manifest” in subsection 1 (1) of the Regulation is revoked and the following substituted:

“manifest” means a numbered document called a manifest that was obtained from the Ministry and includes a paper or electronic manifest;

(4) Subsection 1 (1) of the Regulation is amended by adding the following definition:

“Ministry website” means the website at www.ene.gov.on.ca;

2. (1) Subsections 18 (1) to (7) of the Regulation are revoked and the following substituted:

(1) Every generator who operates a waste generation facility that is involved in the production, collection, handling or storage of subject waste shall,

- (a) before transferring any subject waste from that waste generation facility, submit an initial Generator Registration Report to the Director in respect of the facility; and
- (b) on or before February 15 in each year, submit an annual Generator Registration Report to the Director in respect of each waste generation facility operated by the generator.

(2) Every report referred to in subsection (1) or (6) shall be in the form or format provided or approved by the Ministry, shall comply with the Manual and shall contain such data, analysis and information as will enable the Director to satisfy himself or herself as to the quality and nature of the waste.

(3) Upon receipt of an initial or annual Generator Registration Report and the required fee, the Director shall post on the Ministry website a generator registration document for the waste generation facility that is the subject of the Generator Registration Report setting out the date of the posting, the name of the generator, a generator registration number and the applicable waste numbers accepted by the Director.

(4) A generator registration document posted under subsection (3) is valid until the earlier of the posting of a revised or subsequent generator registration document in respect of the same waste generation facility and February 15 of the year after the year in which the document was posted.

(5) A generator registration document issued to a generator before January 1, 2002 remains valid until the earlier of the posting of a generator registration document under subsection (3) and February 15, 2002.

(6) Where there is a change from the information submitted in an initial Generator Registration Report or in the most recent annual Generator Registration Report or any previous supplementary Generator Registration Reports in respect of the generator’s name, address or telephone number, the name of the contact for the generator, the name of the responsible official for the generator or the addition of subject wastes or where there is a significant change from such previously submitted information in respect of the description or physical or chemical characteristics of the subject wastes, the generator who submitted the applicable report shall send a supplementary Generator Registration Report to the Director within 15 days after the change.

(7) Upon receipt of a supplementary Generator Registration Report that relates to a valid generator registration document, the Director shall post on the Ministry website a revised generator registration document.

(7.1) No generator shall transfer a particular subject waste from a waste generation facility to a waste transportation system unless a valid generator registration document for that waste generation facility with a waste number for that particular subject waste is posted on the Ministry website.

(7.2) In all transfers of subject waste under this Regulation, every generator shall use the generator registration number issued in respect of the waste generation facility from which the subject waste is being transferred and the applicable waste numbers set out in the Manual.

(2) Subsections 18 (13) and (14) of the Regulation are revoked and the following substituted:

(13) Where a generator registration number is assigned under subsection (12), subsection (7.1) does not apply and subsections (1) and (2) shall be complied with within ninety days.

(14) Where a waste number is accepted under subsection (12), subsection (7.1) does not apply.

(14.1) Subsection (11) does not apply if an electronic manifest is used.

3. Clause 19 (1) (b) of the Regulation is revoked and the following substituted:

- (b) by direct discharge to a sewage works subject to the *Ontario Water Resources Act* or established before August 3, 1957 or into a sewage system regulated under Part 8 of the Building Code made under the *Building Code Act, 1992*.

4. Section 20 of the Regulation is amended by adding the following subsection:

(2) Every carrier shall return to the Director every intact manifest or partial manifest supplied to the carrier that is not used for the purposes of this Regulation because it has been spoiled or completed erroneously or for any other reason, within three days after the carrier has decided not to use the manifest.

5. The Regulation is amended by adding the following section:

20.1 (1) No carrier shall have possession of subject waste in Ontario unless the waste was accepted from a generator and waste generation facility for which a valid generator registration document for that waste generation facility with a waste number for that particular subject waste is posted on the Ministry website.

(2) Subsection (1) does not apply in respect of subject waste,

- (a) accepted from a generator to whom section 18 does not apply; or
- (b) accepted from outside Ontario for the purpose of being transported for transfer to a receiving facility outside Ontario.

6. Section 21 of the Regulation is amended by adding the following subsection:

(3) A printed copy of an electronic manifest with sections A and B completed shall be sufficient for the purposes of subsection (1).

7. (1) Subsection 23 (2) of the Regulation is amended by striking out the portion before clause (a) and substituting the following:

(2) Where subject waste is transferred to a waste transportation system by a generator and a paper manifest is used,

.

(2) Section 23 of the Regulation is amended by adding the following subsection:

(2.1) Where subject waste is transferred to a waste transportation system by a generator and an electronic manifest is used, for each truckload or part thereof transferred, at the time of the transfer,

- (a) the generator shall give the carrier electronic access to the manifest;

(b) the carrier shall electronically complete section B (Carrier) of the manifest; and

(c) the generator shall,

- (i) electronically complete section A (Generator) of the manifest in accordance with the Manual,
- (ii) give the receiver electronic access to the manifest,
- (iii) electronically submit the manifest, with sections A and B completed, to the Director, and
- (iv) if requested by the carrier, print a paper copy of the manifest, as submitted under subclause (iii), and give it to the carrier.

(3) Subsection 23 (4) of the Regulation is revoked and the following substituted:

(4) Every carrier transferring waste under subsection (3) shall, at the time of the transfer, give the receiver the remaining four parts of the paper manifest, or the number of the electronic manifest, completed for that load of waste.

(4) Subsection 23 (5) of the Regulation is amended by striking out the portion before clause (a) and substituting the following:

(5) Where a transfer of subject waste takes place under subsection (3) and a paper manifest is used, the receiver shall obtain from the carrier the remaining four parts of the manifest completed for that load and shall,

.

(5) Section 23 of the Regulation is amended by adding the following subsection:

(5.1) Where a transfer of subject waste takes place under subsection (3) and an electronic manifest is used, the receiver shall obtain from the carrier the number of the manifest completed for that load, shall electronically access the manifest and shall, at the time of the transfer,

- (a) electronically complete section C (Receiver) of the manifest; and
- (b) electronically submit the manifest, with sections A, B and C completed, to the Director.

(6) Subsection 23 (7) of the Regulation is amended by striking out the portion before clause (a) and substituting the following:

(7) Where a paper manifest is used, every carrier who is the operator of a waste transportation system for which a certificate of approval or provisional certificate of approval as a dust suppression waste management system is issued may deposit for the purpose of dust suppression, in accordance with the approval, dust suppressant at a dust suppression site designated in the approval and, where that is done, shall,

.

(7) Section 23 of the Regulation is amended by adding the following subsection:

(8) Where an electronic manifest is used, every carrier described in subsection (7) may deposit for the purpose of dust suppression, in accordance with the approval described in subsection (7), dust suppressant at a dust suppression site designated in the approval and, where that is done, shall, as quickly as is reasonably possible following completion of the deposit,

- (a) electronically access the manifest completed for that load;

- (b) electronically complete section C (Receiver) of the manifest; and
- (c) electronically submit the manifest, with sections A, B and C completed, to the Director.

8. (1) Subsection 24 (4) of the Regulation is amended by striking out the portion before clause (a) and substituting the following:

(4) Where subject waste is transferred to a waste transportation system by a generator and a paper manifest is used,

.

(2) Section 24 of the Regulation is amended by adding the following subsection:

(4.1) Where subject waste is transferred to a waste transportation system by a generator and an electronic manifest is used, for each truckload or part thereof transferred, at the time of the transfer,

- (a) the generator shall give the carrier electronic access to the manifest;
- (b) the carrier shall electronically complete section B (Carrier) of the manifest; and
- (c) the generator shall,
 - (i) electronically complete section A (Generator) of the manifest in accordance with the Manual,
 - (ii) give the receiver electronic access to the manifest,
 - (iii) electronically submit the manifest, with sections A and B completed, to the Director, and
 - (iv) if requested by the carrier, print a paper copy of the electronic manifest, as submitted under subclause (iii), and give it to the carrier.

(3) Subsection 24 (5) of the Regulation is amended by adding at the end “and, in the case of an electronic manifest, electronically submit the completed manifest to the Director”.

(4) Subsection 24 (6) of the Regulation is revoked and the following substituted:

(6) Where a paper manifest is used, every carrier transferring subject waste to a receiving facility outside Ontario shall, at the time of the transfer, give the receiver the remaining four parts of the manifest for completion of section C (Receiver).

(5) Subsection 24 (7) of the Regulation is amended by striking out the portion before clause (a) and substituting the following:

(7) Where a paper manifest is used, every carrier who transfers waste under subsection (6) shall,

.

(6) Section 24 of the Regulation is amended by adding the following subsections:

(9) Where an electronic manifest is used, every carrier who transfers subject waste under subsection (6) shall, at the time of the transfer, give the receiver the number of the electronic manifest completed for that load of waste and request that the receiver electronically access the manifest and, at the time of the transfer,

- (a) electronically complete section C (Receiver) of the manifest; and
- (b) electronically submit the manifest, with sections A, B and C completed, to the Director.

(10) Every carrier shall notify the Director forthwith of the number of the electronic manifest, the name of the receiver, if it is not the same as that set out in section A of the manifest, and the date of the transfer to the receiver, where the carrier is aware that the receiver has not complied with a request made under subsection (9).

9. (1) Subsection 25 (3) of the Regulation is amended by striking out the portion before clause (a) and substituting the following:

(3) Where a paper manifest is used, no carrier shall bring subject waste into Ontario for purposes of transport to a receiving facility in Ontario unless,

.

(2) Clause 25 (3) (a) of the Regulation is revoked.

(3) Section 25 of the Regulation is amended by adding the following subsection:

(3.1) Where an electronic manifest is used, no carrier shall bring subject waste into Ontario for purposes of transport to a receiving facility in Ontario unless, for each truckload or portion thereof to be transferred, at the time of the transfer from the generator,

- (a) the carrier electronically completed section B (Carrier) of the manifest; and
- (b) the generator electronically completed section A (Generator) of the manifest and electronically submitted the manifest, with sections A and B completed, to the Director.

(4) Subsection 25 (4) of the Regulation is revoked and the following substituted:

(4) Where a paper manifest is used, every carrier who brings subject waste into Ontario for transfer to a receiving facility in Ontario shall forward to the Director, within three working days after the out of province transfer, Copy 1 (White) of the manifest showing the generator registration number and the applicable waste number.

(5) Subsection 25 (6) of the Regulation is revoked and the following substituted:

(6) Every carrier transferring waste under subsection (5) shall, at the time of the transfer, give the receiver the remaining four parts of the paper manifest completed in respect of the waste or number of the electronic manifest completed in respect of the waste, as the case may be.

(6) Subsection 25 (7) of the Regulation is amended by striking out the portion before clause (a) and substituting the following:

(7) Where a transfer of subject waste takes place under subsection (5) and a paper manifest is used, the receiver shall obtain from the carrier the remaining four parts of the manifest completed in respect of that load of waste and shall,

.

(7) Section 25 of the Regulation is amended by adding the following subsection:

(7.1) Where a transfer of subject waste takes place under subsection (5) and an electronic manifest is used, the receiver shall obtain from the carrier the number of the manifest completed for that load, shall electronically access the manifest and shall, at the time of the transfer,

- (a) electronically complete section C (Receiver) of the manifest; and
- (b) electronically submit the manifest, with sections A, B and C completed, to the Director.

(8) Subsection 25 (8) of the Regulation is revoked and the following substituted:

(8) Where a paper manifest is used, every carrier who has transferred waste under subsection (5) shall, prior to leaving the site of the transfer, obtain from the receiver Copy 4 (Pink) of the manifest and shall retain it for two years.

(9) Subsection 25 (9) of the Regulation is amended by striking out the portion before clause (a) and substituting the following:

(9) Where a paper manifest is used, every carrier who is the operator of a waste transportation system for which a certificate of approval or provisional certificate of approval as a dust suppression waste management system is issued may deposit for the purpose of dust suppression, in accordance with the approval, dust suppressant at a dust suppression site designated in the approval and, where that is done, shall,

(10) Section 25 of the Regulation is amended by adding the following subsection:

(10) Where an electronic manifest is used, every carrier described in subsection (9) may deposit for the purpose of dust suppression, in accordance with the approval described in subsection (9), dust suppressant at a dust suppression site designated in the approval and, where that is done, shall, as quickly as is reasonably possible following completion of the deposit,

- (a) electronically access the manifest completed for that load;
- (b) electronically complete section C (Receiver) of the manifest; and
- (c) electronically submit the manifest, with sections A, B and C completed, to the Director.

10. Subsection 26 (1) of the Regulation is revoked and the following substituted:

(1) No carrier shall transport through Ontario subject waste from outside Ontario for transfer to a receiving facility outside Ontario unless the generator has with the waste, for each truckload or portion thereof, a manifest, or a paper copy of an electronic manifest, completed in accordance with the requirements of the jurisdiction issuing the manifest.

11. (1) Subsection 27 (1) of the Regulation is revoked and the following substituted:

(1) A receiver who refuses to accept a transfer of subject waste shall prepare a refusal report in a form or format provided or approved by the Ministry and return it to the Director within three working days after the refusal.

(2) Subsection 27 (3) of the Regulation is revoked and the following substituted:

(3) If waste is refused by the intended receiver at the receiving facility and if the carrier cannot conveniently make a different transfer in accordance with this Regulation, the carrier may transfer the unadulterated waste to the waste generation facility set out in section A (Generator) of the applicable manifest and the carrier shall, at the time of the transfer, give the generator four parts of the paper manifest or the number of the electronic manifest, as the case may be, that was completed in respect of the waste.

(3) Subsection 27 (5) of the Regulation is amended by striking out the portion before clause (a) and substituting the following:

(5) Where a transfer of subject waste occurs under subsection (3) and a paper manifest is used, the generator shall obtain from the carrier the remaining four parts of the applicable manifest completed by the generator in accordance with this Regulation and shall,

(4) Section 27 of the Regulation is amended by adding the following subsection:

(5.1) Where a transfer of subject waste occurs under subsection (3) and an electronic manifest is used, the generator shall obtain from the carrier the number of the electronic manifest completed for that load, shall electronically access the manifest and shall, at the time of the transfer,

- (a) electronically complete section C (Receiver) of the manifest; and
- (b) electronically submit the manifest, with sections A, B and C completed, to the Director.

(5) Subsection 27 (6) of the Regulation is revoked and the following substituted:

(6) Where a paper manifest is used, every carrier who has transferred waste under subsection (3) shall, prior to leaving the site of the transfer, obtain from the receiver Copy 4 (Pink) of the manifest and shall retain it for two years.

12. Forms 1 and 2 of the Regulation are revoked.

13. This Regulation comes into force on January 1, 2002.

1/02

ONTARIO REGULATION 502/01

made under the

HEALTH PROTECTION AND PROMOTION ACT

Made: December 14, 2001
Filed: December 18, 2001

Amending Reg. 562 of R.R.O. 1990
(Food Premises)

Note: Regulation 562 has previously been amended. Those amendments are listed in the Table of Regulations published in *The Ontario Gazette* dated January 20, 2001.

1. Sections 40 and 41 of Regulation 562 of the Revised Regulations of Ontario, 1990 are revoked and the following substituted:

40. (1) At a food premise where meat is sold, the only meat permitted to be on the premises is meat that has been obtained from an animal inspected under the *Meat Inspection Act* or the *Meat Inspection Act* (Canada) and that has been stamped and labelled under one of those Acts.

(2) Despite subsection (1), a food premise where meat is sold may have uninspected meat on the premises for the purpose of custom-cutting, wrapping and freezing it for its owner if,

- (a) the uninspected meat is stored so that it does not come into contact with inspected meat;
- (b) each quarter or larger section of the carcass bears a tag showing the name and address of the owner of the uninspected meat; and
- (c) each quarter or larger section of the carcass is legibly stamped "Consumer Owned, Not for Sale" on each of the primal cut

areas using ink made from non-toxic edible ingredients and in letters at least 1.25 centimetres in height.

(3) Despite subsection (1), a food premise located at the Sioux Lookout Meno-Ya-Win Health Centre may have on the premises uninspected meat from wild moose, wild duck, wild goose, wild caribou, wild muskrat, wild rabbit, wild deer, wild beaver, wild elk and wild muskox if the animal or bird was killed in the course of hunting and if the following conditions are met:

1. The uninspected meat is handled, prepared, processed and stored for the sole purpose of serving it to patients, visitors and staff at the Health Centre.
2. The uninspected meat is handled, prepared, processed and stored so that it does not come into contact with other food before the other food is served.
3. Patients, visitors and staff at the Health Centre are informed in writing each time before they are served uninspected meat that the meat has not been inspected under the *Meat Inspection Act* or the *Meat Inspection Act* (Canada) and that meat that has been inspected is available for consumption.
4. Patients, visitors and staff at the Health Centre are informed in writing that meat that has been inspected under the *Meat Inspection Act* or the *Meat Inspection Act* (Canada) is always available to be served on the premises.

41. In a food premise, utensils, equipment and food contact surfaces used in connection with uninspected meat shall be washed and sanitized in accordance with sections 73, 74, 75, 76, 77 and 81, whichever apply in the circumstances, before being used in connection with any other food, including inspected meat.

1/02

ONTARIO REGULATION 503/01

made under the

MUNICIPAL ACT

Made: December 3, 2001
Filed: December 18, 2001

TAX MATTERS — REGIONAL MUNICIPALITY OF PEEL

Designation

1. The Regional Municipality of Peel is designated for 2001 for the purposes of section 364 of the Act.

Delegation

2. (1) If The Regional Municipality of Peel passes a by-law under section 364 of the Act delegating the authority to establish tax ratios for 2001 to its lower-tier municipalities, a lower-tier municipality shall, for 2001,

- (a) use the tax ratios it establishes to calculate, with respect to each local municipality levy of the lower-tier municipality under section 368 of the Act, a separate tax rate on the assessment in each property class in the lower-tier municipality rateable for purposes of the local municipality levy;
- (b) establish and levy, with respect to each upper-tier levy of The Regional Municipality of Peel under section 366 of the Act, a separate tax rate on the assessment in each property class in the lower-tier municipality rateable for purposes of the upper-tier levy sufficient to raise the lower-tier municipality's portion of the upper-tier levy calculated under section 3.

(2) The tax rates the lower-tier municipality establishes under clause (1) (b) must be in the same proportion to each other as the tax ratios established by the lower-tier municipality for the property classes are to each other.

(3) Subsections 366 (4.1) to (4.4) and (16.1) to (16.4) of the Act apply with necessary modifications to the tax rates established by the lower-tier municipality under clause (1) (b) as if the lower-tier municipality were an upper-tier municipality.

(4) An upper-tier levy by-law of The Regional Municipality of Peel under section 366 of the Act shall set out a lower-tier municipality's portion of an upper-tier levy calculated under section 3 and shall not establish tax rates to be levied by the lower-tier municipality to raise the lower-tier municipality's portion.

Portion to be raised

3. For the purposes of the upper-tier levy or any special upper-tier levy of The Regional Municipality of Peel under section 366 of the Act, the portion to be raised in each lower-tier municipality shall be as follows:

Mississauga	66.2551%
Brampton	28.6511%
Caledon	5.0938%

Date extended

4. The last day for making a designation under subsection 364 (4) of the Act is extended to the day this regulation is filed.

Date by-law in force

5. A by-law of a lower-tier municipality of The Regional Municipality of Peel under subsection 364 (1) of the Act establishing tax ratios for 2001 is deemed to have come into force on the day it was passed.

CHRIS HODGSON
Minister of Municipal Affairs and Housing

Dated on December 3, 2001.

1/02

ONTARIO REGULATION 504/01

made under the

SECURITIES ACT

Made: October 2, 2001
Filed: December 18, 2001

Amending Reg. 1015 of R.R.O. 1990
(General)

Note: Since the end of 2000, Regulation 1015 has been amended by Ontario Regulations 67/01, 91/01, 126/01, 273/01, 338/01, 393/01, 423/01 and 424/01. Previous amendments are listed in the Table of Regulations published in *The Ontario Gazette* dated January 20, 2001.

1. (1) The definition of "connected issuer" in subsection 219 (1) of Regulation 1015 of the Revised Regulations of Ontario, 1990 is revoked and the following substituted:

"connected issuer" has the same meaning as in section 1.1 of National Instrument 33-105 *Underwriting Conflicts*;

(2) The definition of "influence" in subsection 219 (1) of the Regulation is revoked.

(3) The definition of “related issuer” in subsection 219 (1) of the Regulation is revoked and the following substituted:

“related issuer” has the same meaning as in section 1.1 of National Instrument 33-105 *Underwriting Conflicts*;

(4) Subsection 219 (2) of the Regulation is revoked.

(5) Subsection 219 (4) of the Regulation is revoked.

2. Section 224 of the Regulation is revoked.

3. Subsection 230 (3) of the Regulation is amended by striking out “Sections 224 and 225 do not apply” and substituting “Section 225 does not apply”.

4. This Regulation comes into force on the day that the rule made by the Ontario Securities Commission on October 2, 2001 entitled “National Instrument 33-105 *Underwriting Conflicts*” comes into force.

ONTARIO SECURITIES COMMISSION:

PAUL M. MOORE
Vice Chair

R. STEPHEN PADDON
Commissioner

Dated on October 2, 2001.

Note: The rule made by the Ontario Securities Commission on October 2, 2001 entitled “National Instrument 33-105 *Underwriting Conflicts*” comes into force on January 3, 2002.

1/02

ONTARIO REGULATION 505/01

made under the

ONTARIO WATER RESOURCES ACT

Made: December 5, 2001
Filed: December 19, 2001

DRINKING WATER PROTECTION — SMALLER WATER WORKS SERVING DESIGNATED FACILITIES

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Interpretation

1. (1) In this Regulation,

“approval” means an approval under subsection 52 (1) of the Act;

“day nursery” means a day nursery as defined in the *Day Nurseries Act*;

“delivery agent care facility” means,

- (a) a place where an emergency hostel service that receives funding under the *Ontario Works Act, 1997* is provided,
- (b) a domiciliary hostel that receives funding under the *Ministry of Community and Social Services Act*,
- (c) a place where a resource centre program that receives funding under the *Day Nurseries Act* is provided, or
- (d) a place where a recreational program that receives funding under the *Day Nurseries Act* is provided;

“designated facility” means,

- (a) a delivery agent care facility,
- (b) a health care facility,
- (c) a school or private school,
- (d) a social care facility,
- (e) a university, a college of applied arts and technology, or an institution with authority to grant degrees;

“health care facility” means a facility that provides overnight accommodation and that is,

- (a) a hospital within the meaning of the *Public Hospitals Act* or the *Community Psychiatric Hospitals Act*,
- (b) a private hospital within the meaning of the *Private Hospitals Act*,
- (c) a psychiatric facility within the meaning of the *Mental Health Act*,
- (d) a nursing home within the meaning of the *Nursing Homes Act*,
- (e) a home within the meaning of the *Homes for the Aged and Rest Homes Act*,
- (f) an approved charitable institution within the meaning of the *Charitable Institutions Act* that is approved under section 3 of that Act as,
 - (i) a halfway house where rehabilitative residential group care may be provided for adult persons,
 - (ii) a home for the aged, or
 - (iii) a home where residential group care may be provided for handicapped or convalescent adult persons,
- (g) a cancer centre established by the Ontario Cancer Treatment and Research Foundation under the *Cancer Act*,

- (h) a home for special care within the meaning of the *Homes for Special Care Act*,
- (i) an approved home within the meaning of the *Mental Hospitals Act*,
- (j) a commercially operated residence for seniors or retired persons, or any other similar commercially operated residence, where attainment of a mature age is a factor in being accepted for occupancy,
- (k) a nursing station, health centre, clinic or other facility that receives funding through the Ministry of Health and Long-Term Care's Underserved Area Program, or
- (l) a facility owned or leased by a person who receives funding from the Ministry of Health and Long-Term Care for one or more of the following health care support services that are provided to or are available to residents of the facility:
 - (i) a residential treatment services program,
 - (ii) a withdrawal management services program,
 - (iii) a dedicated supportive housing project;

"infiltration gallery" means a subsurface ground water collection system constructed with open-jointed or perforated pipes that discharge collected water into a watertight chamber;

"interested authority" means,

- (a) with respect to a delivery agent care facility, the delivery agent designated under the *Ontario Works Act, 1997* or the *Day Nurseries Act* for the geographic area in which the facility is located, or any successor of that delivery agent,
- (b) with respect to a health care facility, the Ministry of Health and Long-Term Care, or any successor of that ministry,
- (c) with respect to a school, the Ministry of Education, or any successor of that ministry,
- (d) with respect to a social care facility, the Ministry of Community and Social Services, or any successor of that ministry, or
- (e) with respect to a university, a college of applied arts and technology, or an institution with authority to grant degrees, the Ministry of Training, Colleges and Universities, or any successor of that ministry;

"plumbing" means plumbing to which the *Building Code Act, 1992* applies;

"private school" means a private school as defined in the *Education Act*;

"professional engineer" means a professional engineer as defined in the *Professional Engineers Act*;

"school" means a school as defined in the *Education Act*;

"social care facility" means,

- (a) a facility designated by the regulations under the *Developmental Services Act* as a facility to which that Act applies,
- (b) a residence licensed as a children's residence under the *Child and Family Services Act*,
- (c) a facility where child development services, child treatment services, child welfare services, community support services or young offenders services, within the meaning of the *Child and Family Services Act*, are provided, unless the facility is located in a private residence,

- (d) a facility where child and family intervention services, within the meaning of Regulation 70 of the Revised Regulations of Ontario, 1990 made under the *Child and Family Services Act*, are provided, unless the facility is located in a private residence,
- (e) a place where an emergency shelter service that receives funding under the *Ministry of Community and Social Services Act* is provided, unless the place is located in a private residence,
- (f) a day nursery,
- (g) a sheltered workshop that receives funding under the *Developmental Services Act* or the *Ministry of Community and Social Services Act*,
- (h) a place where a supported employment program that receives funding under the *Developmental Services Act* or the *Ministry of Community and Social Services Act* is provided,
- (i) a place where an adults' community support service that receives funding under the *Developmental Services Act* is provided, unless the place is located in a private residence,
- (j) a place where an employment preparation, training and job placement program that receives funding under the *Developmental Services Act* or the *Ontario Disability Support Program Act, 1997* is provided,
- (k) a place where a violence against women program that receives funding under the *Ministry of Community and Social Services Act* is provided, unless the place is located in a private residence,
- (l) a place where an aboriginal healing and wellness program is provided;

"trained person" means,

- (a) with respect to any water treatment or distribution system, a person who holds a Class I, Class II, Class III or Class IV water treatment facility operator's licence or water distribution facility operator's licence issued under Ontario Regulation 435/93 (Water Works and Sewage Works), or
- (b) with respect to a water treatment or distribution system for which none of the water works that are part of the system require an approval, a person who, in the preceding 36 months, successfully completed a course approved by the Director relating to functions that are required by this Regulation to be performed by trained persons.

(2) For the purposes of this Regulation, a school or private school is open on a day if, at any time during that day, there are any persons inside any school building, other than the principal, a vice-principal or other academic administrator, or a member of the teaching, custodial or security staff.

(3) For the purposes of this Regulation, a day nursery is open on a day if, at any time during that day, any of the children cared for are present in the day nursery.

(4) For the purpose of this Regulation, a laboratory is an accredited laboratory for a parameter if,

- (a) the laboratory is accredited for analysis of that parameter by the Standards Council of Canada; or
- (b) the laboratory has obtained an accreditation for analysis of that parameter that, in the Director's opinion, is equivalent to accreditation by the Standards Council of Canada.

(5) For the purpose of this Regulation, analysis for a microbiological parameter shall be deemed to be carried out in an accredited laboratory for that parameter if it is carried out in an Ontario Ministry of

Health and Long-Term Care laboratory by a member of the College of Medical Laboratory Technologists of Ontario.

Application

2. (1) This Regulation applies to a water treatment or distribution system if the following conditions are met:

1. Ontario Regulation 459/00 does not apply.
2. Water from the water treatment or distribution system is used to provide water for human consumption at a designated facility.

(2) For the purpose of subsection (1), the provision of water for human consumption includes the provision of water to washbasins, bathtubs, showers, kitchens or food preparation areas.

(3) Despite subsection (1), this Regulation does not apply to a water treatment or distribution system that obtains all of its water from another water treatment or distribution system to which this Regulation or Ontario Regulation 459/00 does apply.

Exemption from approval

3. (1) Subsections 52 (1) and (3) of the Act do not apply to a water works that is part of a water treatment or distribution system to which this Regulation applies, if the system does not obtain water from,

- (a) a surface water source;
- (b) a well, any part of which is within 15 metres of surface water; or
- (c) an infiltration gallery.

(2) Subsection (1) applies to an alteration, extension or replacement of a water works only if, in the absence of subsection (1), the water treatment or distribution system that the water works is part of would be exempt from Ontario Regulation 459/00 after the alteration, extension or replacement because of subsection 3 (2), (3) or (4) of that regulation.

Minimum level of treatment

4. (1) The owner of a water treatment or distribution system shall ensure the following:

1. Any well used as a water source is constructed and maintained to prevent surface water and other foreign materials from entering the well.
2. Water treatment equipment is provided in accordance with this section.
3. The water treatment equipment is in operation whenever water is being obtained or supplied.
4. The water treatment equipment is operated in a manner that achieves the capabilities it is required to have under paragraph 2.
5. The water treatment equipment is properly maintained.
6. Written operating instructions for the water treatment equipment are kept near the equipment.
7. Clearly marked adequate supplies of chemicals or other materials necessary for the operation of the water treatment equipment are kept nearby, separate from other chemicals and materials that are not used for the water treatment or distribution system.
8. Replacement parts are kept nearby for those parts of the water treatment equipment that may be expected to require periodic replacement.

9. Maintenance of and adjustments to the water treatment equipment are carried out only by trained persons.

(2) If a water treatment or distribution system obtains water from a ground water source, the owner of the system shall ensure that disinfection equipment is provided that,

- (a) in the case of chlorination equipment,
 - (i) is capable of providing a contact time of not less than the minimum contact time set out for the system's baffling conditions in the Table that follows this subsection, and
 - (ii) is capable of providing a minimum chlorine residual of 0.2 milligrams per litre, measured as free chlorine, at maximum flow in all water that has been treated by the equipment; or
- (b) in the case of other disinfection equipment,
 - (i) is capable of being equivalent to or better than chlorination with respect to the ability to achieve at least 99 per cent inactivation of viruses in water that has a temperature of approximately 10°C and a pH of between 6 and 9, and
 - (ii) is capable of being equivalent to or better than chlorination, having regard to reliability, ease of use and minimization of the formation of disinfection by-products.

TABLE

GROUND WATER SOURCE — CHLORINATION —
MINIMUM CONTACT TIMES
(subclause 4 (2) (a) (i))

Item	Baffling Conditions	Minimum Contact Time (minutes)
1.	Unbaffled (mixed flow) separate inlet-outlet: none, agitated basin, very low length to width ratio, high inlet and outlet flow velocities	150
2.	Poor: single or multiple unbaffled inlets and outlets, no intra-basin baffles	50
3.	Average: baffled inlet or outlet with some intra-basin baffles	30
4.	Superior: perforated inlet baffle, serpentine or perforated intra-basin baffles, outlet weir or perforated launders	22
5.	Perfect (plug flow): very high length to width ratio (pipeline flow)	15

(3) If a water treatment or distribution system obtains water from a surface water source, the owner of the system shall ensure that,

- (a) filtration and disinfection equipment is provided that is capable of satisfying the requirements of clause 2.2 a and section 3 of the procedure entitled "Chlorination of Potable Water Supplies in Ontario" in the Ministry of the Environment publication entitled "Ontario Drinking Water Standards", originally dated August 2000, as amended from time to time; or
- (b) filtration and disinfection equipment is provided that,
 - (i) is capable of being equivalent to or better than filtration and chlorination with respect to the ability to achieve at least 99.99 per cent removal or inactivation of viruses in water of every temperature and pH that is likely to be encountered in the surface water source when the water treatment or distribution system is in operation,

(ii) is capable of being equivalent to or better than filtration and chlorination with respect to the ability to achieve at least 99.9 per cent removal or inactivation of *giardia lamblia* cysts in water of every temperature and pH that is likely to be encountered in the surface water source when the water treatment or distribution system is in operation, and

(iii) is capable of being equivalent to or better than filtration and chlorination, having regard to reliability, ease of use and minimization of the formation of disinfection by-products.

(4) Subsection (3) applies, and subsection (2) does not apply, to a water treatment or distribution system that obtains water from,

- (a) a well, any part of which is within 15 metres of surface water; or
- (b) an infiltration gallery.

(5) Subsection (3) does not apply to the extent that an approval granted on or after December 19, 2001 imposes different requirements and provides that they apply instead of requirements that would otherwise be imposed by subsection (3).

(6) If a water treatment or distribution system includes a water distribution system or provides water to plumbing, and any part of the water distribution system or plumbing is in the natural environment, the owner of the water treatment or distribution system shall, in addition to complying with subsection (2) or (3), whichever is applicable, ensure that disinfection equipment is provided that,

- (a) in the case of chlorination equipment,
 - (i) is capable of providing disinfection that persists into the water distribution system or plumbing, and
 - (ii) is capable of providing a free chlorine residual of at least 0.2 milligrams per litre at every point in the water distribution system or plumbing; or
- (b) in the case of other disinfection equipment,
 - (i) is capable of being equivalent to or better than chlorination with respect to the ability to achieve disinfection that persists into the water distribution system or plumbing and the ability to ensure disinfection at every point in the water distribution system or plumbing, and
 - (ii) is capable of being equivalent to or better than chlorination, having regard to reliability, ease of use and minimization of the formation of disinfection by-products.

(7) Subsection (6) does not apply if the owner complies with subsection (2) or (3), whichever is applicable, and all disinfection provided in accordance with subsection (2) or (3) takes place at a point or points in the water treatment or distribution system that is after all parts of the water distribution system or plumbing that are in the natural environment.

(8) This section prevails over an approval granted before December 19, 2001 that provides for less stringent requirements.

(9) If a water treatment or distribution system commenced operation before December 19, 2001 and, immediately before that day, was not in compliance with this section, the owner of the system is not required to comply with this section until,

- (a) September 1, 2002, if the water treatment or distribution system serves a school; or
- (b) December 31, 2002, if the water treatment or distribution system does not serve a school.

Notice of compliance

5. (1) The owner of a water treatment or distribution system that commenced operation before December 19, 2001 shall ensure that, not later than the date specified in subsection (2),

- (a) a professional engineer submits a report to the Director, and to the interested authority for each designated facility served by the system, that complies with subsection (5); or
- (b) the owner submits a written notice to the Director, and to the interested authority for each designated facility served by the system, describing the action proposed in order to achieve compliance with all applicable requirements of section 4 and setting out a timetable for the action.

(2) The date referred to in subsection (1) is,

- (a) the 60th day after December 19, 2001, if the water treatment or distribution system serves a school;
- (b) the 90th day after December 19, 2001, if the water treatment or distribution system serves a health care facility or delivery agent care facility but does not serve a school; or
- (c) the 120th day after December 19, 2001, if the water treatment or distribution system does not serve a health care facility, delivery agent care facility or school.

(3) If a notice is submitted under clause (1) (b), the owner of the water treatment or distribution system shall ensure that, not later than 30 days after the date the owner is required, pursuant to subsection 4 (9), to comply with section 4, a professional engineer submits a report to the Director, and to the interested authority for each designated facility served by the system, that complies with subsection (5).

(4) If a water treatment or distribution system is established, altered, extended or replaced on or after December 19, 2001, the owner of the system shall ensure that, not later than 30 days after the system first commences operation after the establishment, alteration, extension or replacement, a professional engineer submits a report to the Director, and to the interested authority for each designated facility served by the system, that complies with subsection (5).

(5) For the purposes of clause (1) (a) and subsections (3) and (4), a report complies with this subsection if the professional engineer who submits the report certifies in the report that he or she has visited the water treatment or distribution system and that, in his or her opinion,

- (a) section 4 is being complied with; and
- (b) all equipment required in order to ensure compliance with section 7 is being provided.

(6) Subsection (3) does not apply if, before the date the report is required to be submitted under that subsection, a report is submitted to the Director under subsection (4) in respect of the water treatment or distribution system.

(7) This section does not apply in respect of a water treatment or distribution system that includes a water works for which an approval is in force.

(8) The provisions of this section that require a report or notice to be submitted to the interested authority for a designated facility do not apply to a designated facility that is,

- (a) a private school; or
- (b) a commercially operated residence for seniors or retired persons, or any other similar commercially operated residence, where attainment of a mature age is a factor in being accepted for occupancy.

Schools, private schools and day nurseries, weekly flushing

6. (1) If a water treatment or distribution system serves a school, private school or day nursery, the operator of the school, private school or day nursery shall ensure that,

- (a) the plumbing is flushed on the first day that the school, private school or day nursery is open each week; and
- (b) the flushing required by clause (a) continues until the temperature of the water stabilizes and is completed before the school, private school or day nursery opens for the day.

(2) The operator of a school, private school or day nursery to which subsection (1) applies shall ensure that a record is made of the date and time of every flushing required by clause (1) (a) and the name of the person who performed the flushing.

Periodic checks

7. (1) The owner of a water treatment or distribution system shall ensure that all water treatment equipment is checked at least once each week by a trained person to confirm proper functioning and that, for each check, a record is made of the date and time of the check, the name of the person who performed the check and the results of the check.

(2) Subject to subsection (5), if chlorination equipment described in clause 4 (2) (a), 4 (3) (a) or 4 (6) (a) is used in a water treatment or distribution system that serves a designated facility, the owner of the system shall ensure that,

- (a) a water sample is taken at least once every day from the water distribution system or plumbing that serves the designated facility;
- (b) the sample is tested immediately for free chlorine residual by a trained person using an electronic direct readout colourimetric or amperometric chlorine analyzer or a device described in subsection (3); and
- (c) a record is made of the date and time the sample was tested, the name of the person who performed the test and the results of the test.

(3) A device other than an electronic direct readout colourimetric or amperometric chlorine analyzer may be used to perform tests under clause (2) (b) if, based on an inspection of the device and on a review of relevant records and documentation, a professional engineer certifies in writing that it is equivalent to or better than an electronic direct readout colourimetric or amperometric chlorine analyser for performing those tests, having regard to accuracy, reliability and ease of use.

(4) Subject to subsection (5), if filtration is used in a water treatment or distribution system, the owner of the system shall ensure that,

- (a) a sample of water that has not been disinfected is taken at least once every day from a point in the water treatment or distribution system where all filtration has been completed;
- (b) the sample is tested immediately for turbidity by a trained person using a turbidity meter that measures turbidity in Nephelometric Turbidity Units (NTU); and
- (c) a record is made of the date and time the sample was tested, the name of the person who performed the test and the results of the test.

(5) An owner of a water treatment or distribution system who is required to comply with subsection (2) or (4) may instead sample and test water using automated sampling and testing equipment if the following requirements are met:

- 1. The automated equipment must take water samples at least as often as samples would otherwise be taken under subsection (2) or (4), as the case may be.

2. The water samples must be taken from locations from which samples would otherwise be taken under subsection (2) or (4), as the case may be.

3. The automated equipment must test the water samples, immediately after they are taken, for free chlorine residual or turbidity, as the case may be, using an analyzer or device referred to in clause (2) (b) or a meter referred to in clause (4) (b), as the case may be.

4. If any of the following circumstances arise, the automated equipment must cause an alarm to sound at a location where a person designated by the owner for the purpose of paragraph 8 is available at all times to hear the alarm:

- i. A test of free chlorine residual under paragraph 3 shows a concentration of less than 0.05 milligrams per litre.
- ii. A test of turbidity under paragraph 3 shows a level of more than 1.0 Nephelometric Turbidity Units (NTU).
- iii. The automated equipment malfunctions or loses power.

5. The automated equipment must also cause an alarm to sound at each designated facility served by the water treatment or distribution system, if any of the circumstances described in paragraph 4 arise.

6. The automated equipment must record the date, time and results of every test performed under paragraph 3 and must transmit the record to a location where a person designated by the owner for the purpose of paragraph 8 will examine the record.

7. The record made of a test under paragraph 3 must be examined on the day of the test by a person designated by the owner for the purpose of paragraph 8.

8. A person designated by the owner for the purpose of this paragraph must promptly dispatch a trained person to the water treatment or distribution system if an alarm sounds under paragraph 4, a record of a test result indicates that an alarm should have sounded, or a record of a test result is not available for examination when it would normally have been expected to be available.

9. A trained person must arrive at the water treatment or distribution system within four hours after being dispatched under paragraph 8, unless water use has ceased at all designated facilities served by the water treatment or distribution system.

(6) If the only designated facilities the water treatment or distribution system serves are schools, private schools and day nurseries, subsections (2) and (4) and paragraph 7 of subsection (5) apply only on days when a school, private school or day nursery is open.

(7) Until the date that the owner of the water treatment or distribution system is required to comply with section 4, the references in this section to trained persons shall be deemed to be references to any person.

Sampling and analysis for microbiological parameters

8. (1) The owner of a water treatment or distribution system that serves a designated facility shall ensure that,

- (a) a water sample is taken, at least once every two weeks or, if chlorination is not used, at least once every week, from the water distribution system or plumbing that serves the designated facility; and

(b) the sample is analyzed for,

- (i) total coliforms,
- (ii) *Escherichia coli* or fecal coliforms, and

(iii) heterotrophic plate count.

(2) The owner of a water treatment or distribution system shall ensure that,

(a) a water sample is taken at least once every month from the water treatment or distribution system's water source, before any treatment is applied to the water sample; and

(b) the sample is analyzed for,

(i) total coliforms, and

(ii) *Escherichia coli* or fecal coliforms.

(3) If the water treatment or distribution system's water source is ground water, a sample shall be taken under subsection (2) from each well in the system.

(4) If, for a period of 24 consecutive months, analytical results obtained under clause (1) (b) never disclose an indicator of adverse water quality described in paragraph 2, 3 or 4 of Schedule 1, the owner of the water treatment or distribution system may reduce the sampling frequency under clause (1) (a) so that samples are taken at least once every four weeks or, if chlorination is not used, at least once every two weeks, instead of with the sampling frequency referred to in clause (1) (a).

(5) Subsection (4) ceases to apply if, for any period of 24 consecutive months, analytical results obtained under clause (1) (b) disclose an indicator of adverse water quality described in paragraph 2, 3 or 4 of Schedule 1 on two or more occasions.

(6) If the only designated facility served by a water treatment or distribution system operates on a seasonal basis, sampling under subsections (1) and (2) is required only for the operating season, but the first sample taken under each subsection must be taken at a time that will ensure that analytical results will be received before the operating season begins.

(7) This section prevails over an approval granted before December 19, 2001 that provides for less stringent sampling or analysis.

(8) If the water treatment or distribution system uses disinfection equipment described in clause 4 (2) (b) or filtration and disinfection equipment described in clause 4 (3) (b), the system shall be deemed, for the purpose of clause (1) (a) and subsection (4), not to use chlorination.

(9) This section does not apply until the 60th day after December 19, 2001.

Sampling and analysis for chemical parameters

9. (1) The owner of a water treatment or distribution system that serves a designated facility shall ensure that,

(a) a water sample is taken at least once every 60 months from the water distribution system or plumbing that serves the designated facility; and

(b) every sample taken under clause (a) is analyzed for every parameter set out in Schedule 2.

(2) Subsection (1) prevails over an approval granted before December 19, 2001 that provides for less stringent sampling or analysis.

(3) If a water treatment or distribution system commenced operation before December 19, 2001, the first sample taken under clause (1) (a) shall be taken not later than,

(a) the 90th day after December 19, 2001, if the water treatment or distribution system serves a school;

(b) the 180th day after December 19, 2001, if the water treatment or distribution system serves a health care facility or delivery agent care facility but does not serve a school; or

(c) the 270th day after December 19, 2001, if the water treatment or distribution system does not serve a health care facility, delivery agent care facility or school.

(4) If a water treatment or distribution system commences operation on or after December 19, 2001, the first sample taken under clause (1) (a) shall be taken not later than three months after the system commences operations.

Analysis of samples

10. (1) The owner of a water treatment or distribution system shall ensure that analysis of a water sample required under section 8 or 9 for a parameter is carried out in accordance with the following:

1. The analysis must be carried out by an accredited laboratory for that parameter.

2. If the laboratory that does the analysis is located outside Ontario,

i. the laboratory must be provided with a copy of this Regulation, and

ii. the laboratory must agree to comply with the requirements of subsection (2) and subsection 11 (2).

(2) A laboratory shall, within 14 days after carrying out the analysis of a water sample required under section 8 or 9, prepare a report of the results of the analysis and send a copy of the report to the owner of the water treatment or distribution system and to the Director.

(3) If analysis of a water sample for a parameter is required by section 8 or 9, the owner of the water treatment or distribution system shall ensure that written notice of the identity of the laboratory that will carry out the analysis is delivered to the Director at least three working days before the sample is analyzed, unless the Director has previously been notified under this subsection that a water sample from the water treatment or distribution system will be analyzed for that parameter by that laboratory.

Notice of problems

11. (1) The owner of a water treatment or distribution system shall ensure that notice is given in accordance with this section if,

(a) a sample of water that has been treated or is otherwise ready for human consumption is analyzed by a laboratory and the result,

(i) is an indicator of adverse water quality described in Schedule 1, or

(ii) shows that a parameter exceeds the Maximum Acceptable Concentration (MAC) or Interim Maximum Acceptable Concentration (IMAC) set out for the parameter in Schedule 2; or

(b) other observations disclose an indicator of adverse water quality described in Schedule 1.

(2) In addition to the obligation of the owner under subsection (1) to ensure that notice is given in accordance with this section, a laboratory shall give notice in accordance with this section and shall immediately advise the owner if an analysis carried out by the laboratory of a sample of water that has been treated or is otherwise ready for human consumption,

(a) is an indicator of adverse water quality described in Schedule 1; or

(b) shows that a parameter exceeds the Maximum Acceptable Concentration (MAC) or Interim Maximum Acceptable Concentration (IMAC) set out for the parameter in Schedule 2.

- (3) Notice under this section must be given immediately to,
 - (a) the medical officer of health for the health unit in which the water treatment or distribution system is located;
 - (b) the Ministry; and
 - (c) the operator of each designated facility served by the water treatment or distribution system, if the owner of the water treatment or distribution system is not the operator of the designated facility.
- (4) Clause (3) (c) does not apply to a notice given by a laboratory under subsection (2).
- (5) The immediate notice required by subsection (3) must be given by speaking in person or by telephone with a person referred to in subsection (6).
- (6) For the purpose of subsection (5), the immediate notice required by subsection (3) must be given,
 - (a) to a medical officer of health, by speaking with a person at the office of the medical officer of health or, if the office is closed, by speaking with a person at the on-call system of the health unit;
 - (b) to the Ministry, by speaking with a person at the Ministry's Spills Action Centre; and
 - (c) to the operator of a designated facility, by speaking with a responsible individual at the facility.
- (7) If a school, private school or day nursery is closed at a time when subsection (3) requires notice to be given to the operator of the school, private school or day nursery, the notice must be given not later than the time that the school, private school or day nursery re-opens.
- (8) Within 24 hours after giving the immediate notice required by subsection (3), written notice must be given to,
 - (a) the medical officer of health for the health unit in which the water treatment or distribution system is located;
 - (b) the Ministry;
 - (c) the operator of each designated facility served by the water treatment or distribution system, if the owner of the water treatment or distribution system is not the operator of the designated facility; and
 - (d) the interested authority for each designated facility served by the water treatment or distribution system.
- (9) Clauses (8) (c) and (d) do not apply to a notice given by a laboratory under subsection (2).
- (10) The written notice required by subsection (8) must be given,
 - (a) to a medical officer of health, by delivering the written notice to the office of the medical officer of health;
 - (b) to the Ministry, by delivering the written notice to the Ministry's Spills Action Centre;
 - (c) to the operator of a designated facility, by delivering the written notice to the facility; and
 - (d) to the interested authority for each designated facility served by the water treatment or distribution system, by delivering the written notice to,
 - (i) the minister responsible for the ministry or a person designated by the minister, if the interested authority is a ministry, or

- (ii) the head of the interested authority, if the interested authority is not a ministry.

(11) A notice given under this section by the owner of a water treatment or distribution system must confirm that appropriate corrective action is being taken.

(12) If notice is given under this section to the interested authority for a designated facility and the issue that gave rise to the notice is resolved, the owner shall ensure that, within 30 days, written notice is given to the interested authority summarizing the action taken and the results that were achieved.

(13) Clauses (8) (d) and (10) (d) and subsection (12) do not apply to a designated facility that is,

- (a) a private school; or
- (b) a commercially operated residence for seniors or retired persons, or any other similar commercially operated residence, where attainment of a mature age is a factor in being accepted for occupancy.

(14) Subsections (1) and (2) do not apply to a sample of water if the taking of the sample is not required by this Regulation and the water from which the sample is taken is not intended for human consumption.

Corrective action

12. If notice is required under subsection 11 (1) with respect to an indicator of adverse water quality described in Schedule 1, the owner of the water treatment or distribution system shall ensure that the corrective action specified in Schedule 1 for the relevant indicator is taken.

Posting warning notice

13. (1) The owner of a water treatment or distribution system shall ensure that a warning notice is posted in accordance with subsection (2) if,

- (a) the owner does not comply with the sampling or analysis requirements of section 8; or
- (b) notice is required under subclause 11 (1) (a) (i) or clause 11 (1) (b) and,
 - (i) the corrective action specified in Schedule 1 for the relevant indicator of adverse water quality is not taken, or
 - (ii) the corrective action specified in Schedule 1 for the relevant indicator of adverse water quality indicates that water use be stopped or that water be boiled.

(2) The warning notice required by this section shall be posted at each designated facility served by the water treatment or distribution system in a prominent location where it is likely to come to the attention of persons who enter the facility, and, if the facility consists of more than one building, a copy of the warning notice shall be posted in every building that persons other than staff of the facility are allowed to enter at a prominent location where it is likely to come to the attention of those persons.

(3) If the owner of a water treatment or distribution system provides the operator of a designated facility with a copy of a warning notice required by this section, the operator of the facility shall ensure that the warning notice is posted at the facility in accordance with subsection (2).

(4) If a warning notice required by this section is not posted at a designated facility in accordance with this section, the warning notice may be posted by,

- (a) a provincial officer;
- (b) a public health inspector under the *Health Protection and Promotion Act*; or

- (c) an officer or agent of the interested authority for the designated facility.
- (5) Clause (4) (c) does not apply to a designated facility that is,
 - (a) a private school; or
 - (b) a commercially operated residence for seniors or retired persons, or any other similar commercially operated residence, where attainment of a mature age is a factor in being accepted for occupancy.

Information to be available

14. (1) The owner of a water treatment or distribution system shall ensure that the following information is available at each designated facility served by the system, between 9 a.m. and 5 p.m. or during normal business hours, for inspection without charge by any person allowed to enter the facility:

1. A copy of every report given to the owner by an accredited laboratory on the analysis of water samples taken under sections 8 and 9.
2. A copy of every approval and every order or direction under the Act that applies to the system and is still in effect, if the approval, order or direction was issued after December 19, 2001.
3. A copy of every annual report prepared under section 15.
4. A copy of this Regulation.

(2) Paragraph 1 of subsection (1) does not apply to a report until the day after it comes into the owner's possession.

(3) Paragraphs 1 and 3 of subsection (1) do not apply to a report that is more than two years old.

(4) If the owner of a water treatment or distribution system provides the operator of a designated facility with a copy of the information referred to in subsection (1), the operator of the facility shall ensure that the information is available at the facility, between 9 a.m. and 5 p.m. or during normal business hours, for inspection without charge by any person allowed to enter the facility.

Annual report

15. (1) The owner of a water treatment or distribution system shall ensure that an annual report is prepared in accordance with this section and submitted to the Director, and to the interested authority for each designated facility served by the system, on or before,

- (a) September 1 in each year after 2001, if the system serves a school or private school; or
- (b) September 1 in each year after 2002, if the system does not serve a school or private school.

(2) The annual report must cover the period from August 1 in the previous year to July 31 in the year in which the report is due.

(3) The annual report must,

- (a) contain a brief description of the water treatment or distribution system;
- (b) summarize any reports or notices submitted to the Director under section 5 during the period covered by the report;
- (c) summarize the results of tests done under section 7 during the period covered by the report;
- (d) summarize the results received of analyses of water samples taken under section 8 during the period covered by the report;
- (e) summarize the results received of analyses of water samples taken under section 9 during the period covered by the report or, if no samples were taken under that section during that

period, summarize the results received of analyses of the most recent water samples taken under that section;

- (f) describe any corrective action taken under section 12 during the period covered by the report;
- (g) describe any major expenses incurred during the period covered by the report to install, repair or replace equipment required by section 4.

(4) The owner of the water treatment or distribution system shall ensure that a copy of an annual report is given, without charge, to every person who requests a copy.

(5) Subsection (4) does not apply to an annual report that is more than two years old.

(6) The owner of the water treatment or distribution system shall ensure that, every time an annual report is prepared, effective steps are taken to advise persons allowed to enter each designated facility served by the system that copies of the report are available, without charge, and of how a copy may be obtained.

(7) The provisions of this section that require a report to be submitted to the interested authority for a designated facility do not apply to a designated facility that is,

- (a) a private school; or
- (b) a commercially operated residence for seniors or retired persons, or any other similar commercially operated residence, where attainment of a mature age is a factor in being accepted for occupancy.

Retention of documents and other records

16. (1) The owner of a water treatment or distribution system shall ensure that the following documents and other records are kept for at least five years:

1. Every notice or report prepared under section 5.
2. Every record made under section 7.
3. Every report given to the owner by an accredited laboratory on the analysis of water samples taken under section 8.
4. Every annual report prepared under section 15.

(2) The owner of a water treatment or distribution system shall ensure that every report given to the owner by an accredited laboratory on the analysis of water samples taken under section 9 is kept for at least 15 years.

(3) A laboratory that carries out the analysis of a water sample taken under section 8 or 9 shall ensure that the following documents and other records are kept for at least five years:

1. All documents related to the submission, receipt, storage, handling of the water sample.
2. The analytical results, including working papers.
3. The report of the results of the analysis prepared under section 10.

(4) The operator of a school, private school or day nursery shall ensure that every record made under subsection 6 (2) is kept for at least five years.

Forms

17. (1) Where this Regulation requires a written notice, warning notice, or report, the notice or report must be in a form provided by or approved by the Director.

(2) The Director may require that a document or other record that is submitted under this Regulation be submitted in an electronic format specified by the Director.

Purpose of notice to interested authorities

18. The sole purpose of the provisions of this Regulation that require notice to be given to interested authorities is to provide interested authorities with information relating to compliance with this Regulation.

Schedule 1**INDICATORS OF ADVERSE WATER QUALITY**

Each of the following is an indicator of adverse water quality:

1. Water that has not been disinfected is directed to users, if disinfection is used or required. (Corrective action: Stop water use or bring water to a rapid, rolling boil for at least one minute. Restore disinfection immediately. The local Medical Officer of Health may give further instructions and may authorize resumption of normal use of the water.)
2. *Escherichia coli* (*E. coli*) or fecal coliform is detected in any required sample of water that has been treated or is otherwise ready for human consumption. (Corrective action: Stop water use or bring water to a rapid, rolling boil for at least one minute. Increase the chlorine dose and flush the water distribution system and plumbing to ensure a free chlorine residual of at least 0.2 mg/L at all points in the affected part(s) of the distribution system and plumbing. Resample and analyze. Corrective action should begin immediately. The local Medical Officer of Health may give further instructions and may authorize resumption of normal use of the water.)
3. Total coliforms are detected (but *Escherichia coli* or other fecal coliforms are not detected) in any required sample of water that has been treated or is otherwise ready for human consumption. (Corrective action: Normal use of the water may continue. Resample at the same site and analyze. If confirmed to be positive, stop water use or bring water to a rapid, rolling boil for at least one minute, increase the chlorine dose and flush the water distribution system and plumbing to ensure a free chlorine residual of at least 0.2 mg/L at all points in the affected part(s) of the distribution system and plumbing, and call the Medical Officer of Health again and consult. Corrective action should begin immediately. The local Medical Officer of Health may give further instructions and may authorize resumption of normal use of the water.)
4. More than 500 colonies per millilitre are detected on a heterotrophic plate count analysis (but *Escherichia coli* or other fecal coliforms are not detected) in any required sample of water that has been treated or is otherwise ready for human consumption. (Corrective action: Normal use of the water may continue. Resample at the same site and analyze. If confirmed to be positive, stop water use or bring water to a rapid, rolling boil for at least one minute and call the local Medical Officer of Health again and consult. The local Medical Officer of Health may give further instructions and may authorize resumption of normal use of the water.)
5. Sodium concentration exceeds 20 mg/L. The aesthetic objective for sodium in drinking water is 200 mg/L, but the local Medical Officer of Health must be notified when the sodium concentration exceeds 20 mg/L so that this information may be communicated to local physicians for their use with patients on sodium restricted diets. (Corrective action: Normal use of the water may continue. Resample and analyze. On confirmation, call the local Medical Officer of Health again.)
6. A pesticide not listed in Schedule 2 is detected. Drinking water should be free of pesticides and every effort should be made to prevent pesticides from entering raw water sources. Pesticides may be reported by their most common trade name, a listing of which, called the Compendium of Scheduled Pesticides, is accessible on the Internet through the web site of the Ontario Pesticides Advisory Committee at

www.opac.gov.on.ca or the web site of the Ministry of the Environment at www.ene.gov.on.ca. (Corrective action: Normal use of the water may continue. Resample, take a corresponding raw water sample and analyze. On confirmation, call the local Medical Officer of Health again and consult.)

7. If chlorination is used, the concentration of free chlorine residual is less than 0.05 mg/L in any required sample. (Corrective action: Stop water use. Resample and test again. If the free chlorine residual is still less than 0.05 mg/L, increase the chlorine dose and flush the water distribution system and plumbing to ensure the free chlorine residual is at least 0.2 mg/L at all points in the distribution system and plumbing. Resample and test again. If the free chlorine residual is less than 0.05 mg/L, stop water use until otherwise directed by the local Medical Officer of Health. Corrective action should begin immediately.)
8. If filtration is used, the turbidity is more than 1.0 Nephelometric Turbidity Units (NTU) in any required sample. (Corrective action: Normal use of the water may continue. Resample and test again. If the turbidity is still more than 1.0 Nephelometric Turbidity Units (NTU), review the operation of all treatment processes that are installed upstream of filtration to determine the possible impact on filtration and other downstream processes and,
 - (a) backwash the filter in accordance with the manufacturer's recommendations and flush the water distribution system and plumbing; or
 - (b) replace the filter cartridge or filter element and flush the water distribution system and plumbing.)

Schedule 2**CHEMICAL STANDARDS**

PARAMETER	MAC (mg/L)	IMAC (mg/L)
Alachlor		0.005
Aldicarb	0.009	
Aldrin + Dieldrin	0.0007	
Arsenic		0.025
Atrazine + N-dealkylated metabolites		0.005
Azinphos-methyl	0.02	
Barium	1.0	
Bendiocarb	0.04	
Benzene	0.005	
Boron		5.0
Bromoxynil		0.005
Cadmium	0.005	
Carbaryl	0.09	
Carbofuran	0.09	
Carbon Tetrachloride	0.005	
Chlordane (total)	0.007	
Chlorpyrifos	0.09	
Chromium	0.05	
Copper		
Cyanazine		0.01
Diazinon	0.02	

PARAMETER	MAC (mg/L)	IMAC (mg/L)
Dicamba	0.12	
1,2-Dichlorobenzene	0.2	
1,4-Dichlorobenzene	0.005	
Dichlorodiphenyltrichloroethane (DDT) + Metabolites	0.03	
1,2-Dichloroethane		0.005
1,1-Dichloroethylene (vinylidene chloride)	0.014	
Dichloromethane	0.05	
2,4-Dichlorophenol	0.9	
2,4-Dichlorophenoxyacetic acid (2,4-D)		0.1
Diclofop-methyl	0.009	
Dimethoate		0.02
Dinoseb	0.01	
Diquat	0.07	
Diuron	0.15	
Ethylbenzene		
Fluoride	1.5 ^a	
Glyphosate		0.28
Heptachlor + Heptachlor Epoxide	0.003	
Iron		
Lead	0.01	
Lindane (total)	0.004	
Malathion	0.19	
Manganese		
Mercury	0.001	
Methoxychlor	0.9	
Metolachlor		0.05
Metribuzin	0.08	
Monochlorobenzene	0.08	
Nitrate (as nitrogen)	10.0	
Nitrite (as nitrogen)	1.0	
Paraquat		0.01
Parathion	0.05	
Pentachlorophenol	0.06	
Phorate		0.002
Picloram		0.19
Polychlorinated Biphenyls (PCBs)		0.003
Prometryne		0.001
Selenium	0.01	
Simazine		0.01
Sodium		
Temephos		0.28
Terbufos		0.001
Tetrachloroethylene (perchloroethylene)	0.030	
2,3,4,6-Tetrachlorophenol	0.10	

PARAMETER	MAC (mg/L)	IMAC (mg/L)
Toluene		
Triallate	0.23	
Trichloroethylene	0.05	
2,4,6-Trichlorophenol	0.005	
2,4,5-Trichlorophenoxyacetic acid (2,4,5-T)	0.28	
Trifluralin		0.045
Trihalomethanes (total)	0.100	
Uranium	0.10	
Vinyl Chloride	0.002	
Xylenes (total)		

Notes:

Short forms:

MAC — Maximum Acceptable Concentration

IMAC — Interim Maximum Acceptable Concentration

mg/L — milligrams per litre

MAC and IMAC are health-related standards. Where neither a MAC or IMAC is indicated, the parameter is listed for reasons related to aesthetics.

Footnotes:

^a Where fluoride is added to drinking water, it is recommended that the concentration be adjusted to between 0.5 and 0.8 mg/L, the optimum level for control of tooth decay.

1/02

ONTARIO REGULATION 506/01

made under the

ONTARIO WATER RESOURCES ACT

Made: November 21, 2001

Filed: December 19, 2001

Amending O. Reg. 459/00

(Drinking Water Protection)

Note: Ontario Regulation 459/00 has not previously been amended.

1. The title to Ontario Regulation 459/00 is revoked and the following substituted:

**DRINKING WATER PROTECTION —
LARGER WATER WORKS**

1/02

ONTARIO REGULATION 507/01

made under the

EDUCATION ACTMade: December 5, 2001
Filed: December 19, 2001**LEGISLATIVE GRANTS — CAPITAL
SUPPLEMENT FOR DRINKING WATER SYSTEMS****Interpretation**

1. (1) In this Regulation,

“eligible expenditures” means, in respect of a board, expenditures made by the board for the acquisition of equipment, supplies and services that are required by the board to comply with standards under the *Ontario Water Resources Act* relating to water treatment and distribution systems that provide water for human consumption at the board’s school sites.

(2) The definitions in section 1 of Ontario Regulation 154/01 apply in respect of grants and expenditures mentioned in this Regulation.

Grant for water treatment and distribution systems

2. (1) A district school board shall be paid a grant relating to the water treatment and distribution systems to provide potable water for its school sites in the amount set out in Column 2 of Table 1 opposite the name of the board in Column 1 of the Table.

(2) A district school area board shall be paid a grant relating to the water treatment and distribution systems to provide potable water for its school sites in the amount set out in Column 2 of Table 2 opposite the name of the board in Column 1 of the Table.

District school boards

3. (1) A district school board shall apply a grant under this Regulation to fund the cost of eligible expenditures made by the board before or after this Regulation comes into force.

(2) Section 41 of Ontario Regulation 154/01 applies with the following modifications to grants to district school boards under this Regulation:

1. An eligible expenditure made by a board is deemed for the purposes of section 41 of Ontario Regulation 154/01 to be made to acquire a capital asset in the 2001-2002 fiscal year.
2. A grant paid under this Regulation during the board’s 2001-2002 fiscal year is deemed to be an amount included in a paragraph of subsection 41 (1) of Ontario Regulation 154/01.
3. A grant paid under this Regulation during the board’s 2001-2002 fiscal year is deemed not to be revenue from other sources for the purposes of Ontario Regulation 154/01.

District school area board

4. (1) A district school area board shall apply a grant under this Regulation to fund the cost of eligible expenditures made by the board before or after this Regulation comes into force.

(2) If not all of a district school area board’s grant under this Regulation is applied as required by subsection (1), the board shall apply the remainder of the grant to the acquisition of capital assets.

TABLE 1

**DRINKING WATER SYSTEMS —
DISTRICT SCHOOL BOARDS**

ITEM	COLUMN 1	COLUMN 2
	Name of Board	Amount \$
1.	District School Board Ontario North East	67,500
2.	Algoma District School Board	225,000
3.	Rainbow District School Board	135,000
4.	Near North District School Board	315,000
5.	Keewatin-Patricia District School Board	157,500
6.	Rainy River District School	135,000
7.	Lakehead District School Board	270,000
8.	Superior-Greenstone District School Board	22,500
9.	Bluewater District School Board	360,000
10.	Avon Maitland District School Board	360,000
11.	Greater Essex County District School Board	22,500
12.	Lambton Kent District School Board	90,000
13.	Thames Valley District School Board	607,500
14.	Toronto District School Board	495,000
15.	Durham District School Board	315,000
16.	Kawartha Pine Ridge District School Board	855,000
17.	Trillium Lakelands District School Board	630,000
18.	York Region District School Board	202,500
19.	Simcoe County District School Board	517,500
20.	Upper Grand District School Board	382,500
21.	Peel District School Board	157,500
22.	Halton District School Board	135,000
23.	Hamilton-Wentworth District School Board	315,000
24.	District School Board of Niagara	45,000
25.	Grand Erie District School Board	652,500
26.	Waterloo Region District School Board	247,500
27.	Ottawa-Carleton District School Board	450,000
28.	Upper Canada District School Board	1,102,500
29.	Limestone District School Board	562,500
30.	Renfrew County District School Board	247,500
31.	Hastings and Prince Edward	405,000

ITEM	COLUMN 1	COLUMN 2
	Name of Board	Amount \$
	District School Board	
32.	Northeastern Catholic District School Board	0
33.	Nipissing-Parry Sound Catholic District School Board	22,500
34.	Huron-Superior Catholic District School Board	0
35.	Sudbury Catholic District School Board	0
36.	Northwest Catholic District School Board	22,500
37.	Kenora Catholic District School Board	0
38.	Thunder Bay Catholic District School Board	0
39.	Superior North Catholic District School Board	0
40.	Bruce-Grey Catholic District School Board	45,000
41.	Huron Perth Catholic District School Board	112,500
42.	Windsor-Essex Catholic District School Board	0
43.	English-language Separate District School Board No. 38	112,500
44.	St. Clair Catholic District School Board	0
45.	Toronto Catholic District School Board	0
46.	Peterborough Victoria Northumberland and Clarington Catholic District School Board	112,500
47.	York Catholic District School Board	0
48.	Dufferin-Peel Catholic District School Board	22,500
49.	Simcoe Muskoka Catholic District School Board	112,500
50.	Durham Catholic District School Board	0
51.	Halton Catholic District School Board	0
52.	Hamilton-Wentworth Catholic District School Board	22,500
53.	Wellington Catholic District School Board	22,500
54.	Waterloo Catholic District School Board	45,000
55.	Niagara Catholic District School Board	0
56.	Brant/Haldimand-Norfolk Catholic District School Board	112,500
57.	Catholic District School Board of Eastern Ontario	135,000

ITEM	COLUMN 1	COLUMN 2
	Name of Board	Amount \$
58.	Ottawa-Carleton Catholic District School Board	180,000
59.	Renfrew County Catholic District School Board	157,500
60.	Algonquin and Lakeshore Catholic District School Board	202,500
61.	Conseil scolaire de district du Nord-Est de l'Ontario	0
62.	Conseil scolaire de district du Grand Nord de l'Ontario	22,500
63.	Conseil scolaire de district du Centre Sud-Ouest	0
64.	Conseil de district des écoles publiques de langue française n° 59	0
65.	Conseil scolaire de district catholique des Grandes Rivières	0
66.	Conseil scolaire de district catholique Franco-Nord	112,500
67.	Conseil scolaire de district catholique du Nouvel-Ontario	90,000
68.	Conseil scolaire de district catholique des Aurores boréales	0
69.	Conseil scolaire de district des écoles catholiques du Sud-Ouest	0
70.	Conseil scolaire de district catholique Centre-Sud	112,500
71.	Conseil scolaire de district catholique de l'Est ontarien	382,500
72.	Conseil scolaire de district catholique du Centre-Est de l'Ontario	67,500

TABLE 2

DRINKING WATER SYSTEMS —
DISTRICT SCHOOL AREA BOARDS

ITEM	COLUMN 1	COLUMN 2
	Name of Board	Amount \$
1.	The Airy and Sabine District School Area Board	22,500
2.	The Asquith-Garvey District School Area Board	45,000
3.	The Caramat District School Area Board	22,500
4.	The Collins District School Area Board	45,000
5.	The Mine Centre District School Area Board	22,500
6.	The Missarenda District School Area Board	22,500
7.	The Murchison and Lyell District School Area Board	22,500

ITEM	COLUMN 1	COLUMN 2
	Name of Board	Amount \$
8.	The Northern District School Area Board	67,500
9.	The Upsala District School Area Board	22,500

RÈGLEMENT DE L'ONTARIO 507/01

pris en application de la

LOI SUR L'ÉDUCATION

pris le 5 décembre 2001
déposé le 19 décembre 2001

SUBVENTIONS GÉNÉRALES — SUPPLÉMENT AU TITRE DES IMMOBILISATIONS POUR L'ALIMENTATION EN EAU POTABLE

Interprétation

1. (1) La définition qui suit s'applique au présent règlement.

«dépenses admissibles» À l'égard d'un conseil, s'entend des dépenses qu'il engage pour l'acquisition de matériel, de fournitures et de services dont il a besoin pour se conformer aux normes — établies en vertu de la *Loi sur les ressources en eau de l'Ontario* — relatives aux systèmes de traitement ou de distribution de l'eau qui servent comme source d'eau potable aux emplacements scolaires du conseil.

(2) Les définitions à l'article 1 du Règlement de l'Ontario 154/01 s'appliquent à l'égard des subventions et des dépenses mentionnées dans le présent règlement.

Subventions au titre des systèmes de traitement ou de distribution de l'eau

2. (1) Les conseils scolaires de district reçoivent une subvention au titre des systèmes de traitement ou de distribution de l'eau pour alimenter leurs emplacements scolaires en eau potable selon le montant indiqué dans la colonne 2 du tableau 1 en regard de leur nom dans la colonne 1.

(2) Les conseils de secteur scolaire de district reçoivent une subvention au titre des systèmes de traitement ou de distribution de l'eau pour alimenter leurs emplacements scolaires en eau potable selon le montant indiqué dans la colonne 2 du tableau 2 en regard de leur nom dans la colonne 1.

Conseils scolaires de district

3. (1) Les conseils scolaires de district affectent la subvention qu'ils reçoivent en application du présent règlement au financement du coût des dépenses admissibles qu'ils engagent avant ou après l'entrée en vigueur du même règlement.

(2) L'article 41 du Règlement de l'Ontario 154/01 s'applique, avec les adaptations suivantes, aux subventions versées aux conseils scolaires de district en application du présent règlement :

1. Les dépenses admissibles qu'engagent les conseils sont réputées engagées pour faire l'acquisition d'immobilisations au cours de l'exercice 2001-2002 pour l'application de l'article 41 du Règlement de l'Ontario 154/01.
2. Les subventions versées au cours de l'exercice 2001-2002 des conseils en application du présent règlement sont réputées une somme comprise dans une disposition du paragraphe 41 (1) du Règlement de l'Ontario 154/01.

3. Les subventions versées au cours de l'exercice 2001-2002 des conseils en application du présent règlement sont réputées ne pas être des recettes provenant d'autres sources pour l'application du Règlement de l'Ontario 154/01.

Conseils de secteur scolaire de district

4. (1) Les conseils de secteur scolaire de district affectent la subvention qu'ils reçoivent en application du présent règlement au financement du coût des dépenses admissibles qu'ils engagent avant ou après l'entrée en vigueur du même règlement.

(2) Les conseils de secteur scolaire de district qui n'affectent pas la totalité de la subvention qu'ils reçoivent en application du présent règlement comme l'exige le paragraphe (1) affectent le reste à l'acquisition d'immobilisations.

TABEAU 1

SYSTÈMES D'ALIMENTATION EN EAU POTABLE — CONSEILS SCOLAIRES DE DISTRICT

POINT	COLONNE 1	COLONNE 2
	Nom du conseil	Montant \$
1.	District School Board Ontario North East	67,500
2.	Algoma District School Board	225,000
3.	Rainbow District School Board	135,000
4.	Near North District School Board	315,000
5.	Keewatin-Patricia District School Board	157,500
6.	Rainy River District School Board	135,000
7.	Lakehead District School Board	270,000
8.	Superior-Greenstone District School Board	22,500
9.	Bluewater District School Board	360,000
10.	Avon Maitland District School Board	360,000
11.	Greater Essex County District School Board	22,500
12.	Lambton Kent District School Board	90,000
13.	Thames Valley District School Board	607,500
14.	Toronto District School Board	495,000
15.	Durham District School Board	315,000
16.	Kawartha Pine Ridge District School Board	855,000
17.	Trillium Lakelands District School Board	630,000
18.	York Region District School Board	202,500
19.	Simcoe County District School Board	517,500
20.	Upper Grand District School Board	382,500
21.	Peel District School Board	157,500
22.	Halton District School Board	135,000
23.	Hamilton-Wentworth District School Board	315,000

POINT	COLONNE 1	COLONNE 2
	Nom du conseil	Montant \$
24.	District School Board of Niagara	45,000
25.	Grand Erie District School Board	652,500
26.	Waterloo Region District School Board	247,500
27.	Ottawa-Carleton District School Board	450,000
28.	Upper Canada District School Board	1,102,500
29.	Limestone District School Board	562,500
30.	Renfrew County District School Board	247,500
31.	Hastings and Prince Edward District School Board	405,000
32.	Northeastern Catholic District School Board	0
33.	Nipissing-Parry Sound Catholic District School Board	22,500
34.	Huron-Superior Catholic District School Board	0
35.	Sudbury Catholic District School Board	0
36.	Northwest Catholic District School Board	22,500
37.	Kenora Catholic District School Board	0
38.	Thunder Bay Catholic District School Board	0
39.	Superior North Catholic District School Board	0
40.	Bruce-Grey Catholic District School Board	45,000
41.	Huron Perth Catholic District School Board	112,500
42.	Windsor-Essex Catholic District School Board	0
43.	English-language Separate District School Board No. 38	112,500
44.	St. Clair Catholic District School Board	0
45.	Toronto Catholic District School Board	0
46.	Peterborough Victoria Northumberland and Clarington Catholic District School Board	112,500
47.	York Catholic District School Board	0
48.	Dufferin-Peel Catholic District School Board	22,500
49.	Simcoe Muskoka Catholic District School Board	112,500
50.	Durham Catholic District School Board	0

POINT	COLONNE 1	COLONNE 2
	Nom du conseil	Montant \$
51.	Halton Catholic District School Board	0
52.	Hamilton-Wentworth Catholic District School Board	22,500
53.	Wellington Catholic District School Board	22,500
54.	Waterloo Catholic District School Board	45,000
55.	Niagara Catholic District School Board	0
56.	Brant/Haldimand-Norfolk Catholic District School Board	112,500
57.	Catholic District School Board of Eastern Ontario	135,000
58.	Ottawa-Carleton Catholic District School Board	180,000
59.	Renfrew County Catholic District School Board	157,500
60.	Algonquin and Lakeshore Catholic District School Board	202,500
61.	Conseil scolaire de district du Nord-Est de l'Ontario	0
62.	Conseil scolaire de district du Grand Nord de l'Ontario	22,500
63.	Conseil scolaire de district du Centre Sud-Ouest	0
64.	Conseil de district des écoles publiques de langue française n° 59	0
65.	Conseil scolaire de district catholique des Grandes Rivières	0
66.	Conseil scolaire de district catholique Franco-Nord	112,500
67.	Conseil scolaire de district catholique du Nouvel-Ontario	90,000
68.	Conseil scolaire de district catholique des Aurores boréales	0
69.	Conseil scolaire de district des écoles catholiques du Sud-Ouest	0
70.	Conseil scolaire de district catholique Centre-Sud	112,500
71.	Conseil scolaire de district catholique de l'Est ontarien	382,500
72.	Conseil scolaire de district catholique du Centre-Est de l'Ontario	67,500

TABLEAU 2

SYSTÈMES D'ALIMENTATION EN EAU POTABLE —
CONSEILS DE SECTEUR SCOLAIRE DE DISTRICT

POINT	COLONNE 1	COLONNE 2
	Nom du conseil	Montant \$
1.	The Airy and Sabine District School Area Board	22,500
2.	The Asquith-Garvey District School Area Board	45,000
3.	The Caramat District School Area Board	22,500
4.	The Collins District School Area Board	45,000
5.	The Mine Centre District School Area Board	22,500
6.	The Missarenda District School Area Board	22,500
7.	The Murchison and Lyell District School Area Board	22,500
8.	The Northern District School Area Board	67,500
9.	The Upsala District School Area Board	22,500

1/02

ONTARIO REGULATION 508/01

made under the

FARM PRODUCTS MARKETING ACT

Made: December 13, 2001

Filed: December 19, 2001

Amending Reg. 387 of R.R.O. 1990
(Apples — Marketing)

Note: Since the end of 2000, Regulation 387 has been amended by Ontario Regulation 403/01. Previous amendments are listed in the Table of Regulations published in *The Ontario Gazette* dated January 20, 2001.

1. Clause 14 (h) of Regulation 387 of the Revised Regulations of Ontario, 1990 is revoked.

ONTARIO FARM PRODUCTS MARKETING COMMISSION:

ROD STORK
*Chair*GLORIA MARCO BORYS
Secretary

Dated on December 13, 2001.

1/02

ONTARIO REGULATION 509/01

made under the

FARM PRODUCTS MARKETING ACT

Made: December 13, 2001

Filed: December 19, 2001

Amending O. Reg. 404/01

(Licence Fees)

Note: Ontario Regulation 404/01 has not previously been amended.

1. Ontario Regulation 404/01 is amended by adding the following sections:

Deduction of fees by marketers

3. Despite the revocation by the Commission of clause 14 (h) of Regulation 387 of the Revised Regulations of Ontario, 1990, the regulations made by The Ontario Apple Marketing Commission under the regulation-making power delegated to that Commission by that clause continue in effect with respect to the obligation on marketers of apples to deduct the amount of unpaid licence fees, subject to the rules set out in paragraphs 1, 2 and 3 of section 1.

Deduction of fees by processors

4. When advised by the Commission to do so, every processor who purchases apples from a producer shall, at the time of paying for the apples, deduct from the amount payable to the producer the full amount of any unpaid licence fees owed by the producer to The Ontario Apple Marketing Commission and remit the full amount deducted to the Commission within 10 business days, subject to the rules set out in paragraphs 1, 2 and 3 of section 1.

ONTARIO FARM PRODUCTS MARKETING COMMISSION:

ROD STORK
*Chair*GLORIA MARCO BORYS
Secretary

Dated on December 13, 2001.

1/02

ONTARIO REGULATION 510/01

made under the

VITAL STATISTICS ACT

Made: December 12, 2001

Filed: December 19, 2001

Amending Reg. 1094 of R.R.O. 1990
(General)

Note: Since the end of 2000, Regulation 1094 has been amended by Ontario Regulation 176/01. Previous amendments are listed in the Table of Regulations published in *The Ontario Gazette* dated January 20, 2001.

1. Section 13 of Regulation 1094 of the Revised Regulations of Ontario, 1990 is revoked.

2. Subsection 59 (2) of the Regulation is revoked.
3. Subsection 60 (2) of the Regulation is revoked.
4. Subsection 61 (2) of the Regulation is revoked.
5. Subsection 62 (2) of the Regulation is revoked.
6. Section 63 of the Regulation is revoked.
7. Section 76 of the Regulation is revoked.
8. Section 79 of the Regulation is revoked.

1/02

ONTARIO REGULATION 511/01

made under the

VITAL STATISTICS ACT

Made: December 18, 2001
Filed: December 19, 2001

FEES FOR SERVICES PROVIDED BY THE REGISTRAR GENERAL**Registration more than one year after birth**

1. The fee for registration of the birth of a child that has not been registered within one year from the date of birth is \$50.

Change of name certificate

2. The fee for a change of name certificate is \$15.

Birth certificate

3. (1) The fee for a birth certificate is \$25.

(2) The fee for a replacement birth certificate is \$35.

Marriage certificate

4. The fee for a marriage certificate is \$15.

Death certificate

5. The fee for a death certificate is \$15.

Certified copy of birth registration

6. (1) The fee for a certified copy of a registration of birth is \$35.

(2) The fee for a replacement certified copy of a registration of birth is \$45.

Other certified copies

7. The fee for a certified copy of a registration of marriage, death or still-birth is \$22.

Fee surcharge

8. The fee payable for a service provided by the Registrar General under the Act is increased by \$15 if,

- (a) the person who requests the service requests that it be provided by the end of the next business day; and
- (b) the service is provided to the person by the end of the next business day.

NORMAN W. STERLING
Registrar General

Dated December 18, 2001.

1/02

ONTARIO REGULATION 512/01

made under the

REGISTRY ACT

Made: December 17, 2001
Filed: December 19, 2001

Amending O. Reg. 427/99
(Registry Divisions)

Note: Ontario Regulation 427/99 has not previously been amended.

1. (1) The item for Metropolitan Toronto (No. 64) in the Schedule to Ontario Regulation 427/99 is revoked.

(2) The Schedule to the Regulation is amended by adding the following:

TORONTO (No. 66)	Toronto	The Municipality of Metropolitan Toronto as it existed on September 3, 1982. (See Note 4)
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2. This Regulation comes into force on January 1, 2002.

NORM W. STERLING
Minister of Consumer and Business Services

Dated on December 17, 2001.

1/02

ONTARIO REGULATION 513/01

made under the

LAND TITLES ACT

Made: December 17, 2001
Filed: December 19, 2001

Amending O. Reg. 428/99
(Land Titles Divisions)

Note: Ontario Regulation 428/99 has previously been amended. Those amendments are listed in the Table of Regulations published in *The Ontario Gazette* dated January 20, 2001.

1. (1) The item for Metropolitan Toronto (No. 66) in the Schedule to Ontario Regulation 428/99 is revoked.

(2) The Schedule to the Regulation is amended by adding the following:

TORONTO (No. 66)	Toronto	The Municipality of Metropolitan Toronto as it existed on September 3, 1982. (See Note 2)
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2. This Regulation comes into force on January 1, 2002.

NORM W. STERLING
Minister of Consumer and Business Services

Dated on December 17, 2001.

1/02

ONTARIO REGULATION 514/01

made under the

MUNICIPAL ACT

Made: December 18, 2001

Filed: December 20, 2001

Amending O. Reg. 171/01

(Tax Matters — Part XXII.3 of the Act — 2001 Taxation Year)

Note: Ontario Regulation 171/01 has previously been amended by Ontario Regulation 327/01.

1. Ontario Regulation 171/01 is amended by adding the following sections:

Definitions**1.1** In this Part,

“former municipality” means a municipality as it existed on the day before a municipal restructuring took effect under the Act;

“merged area” means,

- (a) all or part of a former municipality which, as a result of municipal restructuring, forms part of the restructured municipality,
- (b) all or part of the territory without municipal organization in each geographic township which, as a result of municipal restructuring, forms part of the restructured municipality, or
- (c) all territory without municipal organization which is not located in a geographic township which, as a result of municipal restructuring, forms part of the restructured municipality.

Merged area deemed to be local municipality

4.1 Where a municipal restructuring has occurred in the current year or in the previous year and tax rates for municipal purposes have been adopted for the current year pertaining exclusively to a merged area, the merged area is deemed to be a local municipality for the purposes of sections 3 and 4.

2. Section 6 of the Regulation is amended by adding the following paragraphs:

- 3. For a property in the commercial property class that became part of the Municipality of Greenstone in 2001 on which taxes for school purposes were not levied in 2000, for the purposes of paragraph 1 of subsection 447.65 (2) of the Act, the taxes for school purposes shall be determined in accordance with the following formula:

$$T = 2001CVA \times 0.014825784$$

where,

T are the taxes for school purposes determined under paragraph 1 of subsection 447.65 (2) of the Act, and

2001 CVA is the assessment of the property on the 2001 assessment roll for the Municipality of Greenstone.

- 4. For a property in the commercial class that became part of the Municipality of Sioux Narrows-Nestor Falls in 2001 on which taxes for school purposes were not levied in 2000, for the purposes of paragraph 1 of subsection 447.65 (2) of the Act, the taxes for school purposes shall be determined in accordance with the following formula:

$$T = 2001CVA \times 0.01109693$$

where

T are the taxes for school purposes determined under paragraph 1 of subsection 447.65 (2) of the Act, and

2001 CVA is the assessment of the property on the 2001 assessment roll for the Municipality of Sioux Narrows Nestor Falls.

JAMES M. FLAHERTY
Minister of Finance

Dated on December 18, 2001.

1/02

ONTARIO REGULATION 515/01

made under the

FISH AND WILDLIFE CONSERVATION ACT, 1997

Made: December 20, 2001

Filed: December 20, 2001

Amending O. Reg. 670/98

(Open Seasons — Wildlife)

Note: Since the end of 2000, Ontario Regulation 670/98 has been amended by Ontario Regulations 21/01, 29/01, 32/01, 33/01, 115/01, 253/01 and 348/01. Previous amendments are listed in the Table of Regulations published in *The Ontario Gazette* dated January 20, 2001.

1. (1) Items 4 and 5 of Table 6 of Ontario Regulation 670/98 are amended by striking out “Wolf” in Column 1 in each case.

(2) On June 30, 2004, item 5 of Table 6 of the Regulation, as amended by this Regulation, is further amended by inserting “Wolf” in Column 1.

(3) Table 6 of the Regulation is amended by adding the following item:

5.1	Wolf	In any part of Ontario, except in the geographic townships of Chisholm, Boulter, Calvin, Lauder, Papineau, Boyd, Cameron, Clara, Maria, Head, Rolph, Wylie, Petawawa, McKay, Alice, Fraser, Hagarty, Richards, Burns, Dickens, Murchison, Airy, Sabine, Clyde, McClure, Bruton, Herschel, Harcourt, Dudley, Harburn, Eyre, Havelock, Livingstone, McClintock, Franklin, Finlayson, Sinclair, McCraney, Butt, Paxton and Ballantyne.	From October 1, in any year, to September 30 in the year next following.
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(4) On June 30, 2004, item 5.1 of Table 6 of the Regulation, as made by this Regulation, is revoked and the following substituted:

5.1	Wolf	In any part of Ontario, except in the geographic townships of Clyde, Bruton and the portion of Eyre (McRae addition) located within Algonquin Provincial Park and in the geographic townships of Hagarty, Richards and Burns in the County of Renfrew	From October 1, in any year, to September 30 in the year next following
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(5) Table 6 of the Regulation is amended by adding the following item:

5.2	Wolf	In the geographic townships of Chisholm, Boulter, Calvin, Lauder, Papineau, Boyd, Cameron, Clara, Maria, Head, Rolph, Wylie, Petawawa, McKay, Alice, Fraser, Hagarty, Richards, Burns, Dickens, Murchison, Airy, Sabine, McClure, Herschel, Harcourt, Dudley, Harburn, Eyre (portion located outside Algonquin Provincial Park), Havelock, Livingstone, McClintock, Franklin, Finlayson, Sinclair, McCraney, Butt, Paxton and Ballantyne.	Closed season
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(6) On June 30, 2004, item 5.2 of Table 6 of the Regulation, as made by this Regulation, is revoked.

(7) Table 6 of the Regulation is amended by adding the following item:

5.3	Wolf	In the geographic townships of Clyde, Bruton and the portion of Eyre (McRae addition) located within Algonquin Provincial Park.	Closed season
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TIMOTHY PATRICK HUDAK
*Minister of Tourism, Culture and Recreation
for the Minister of Natural Resources*

Dated on December 20, 2001.

1/02

ONTARIO REGULATION 516/01

made under the

PLANNING ACT

Made: December 19, 2001

Filed: December 20, 2001

ZONING AREAS — TOWN OF MARKHAM, REGIONAL MUNICIPALITY OF YORK

INTERPRETATION

Definitions

1. (1) In this Order,

“accessory”, when used to describe a use, building or structure, means a use, building or structure that is normally incidental or subordinate to the principal use, building or structure located on the same lot;

“agricultural use” means a use of land, buildings or structures for the purpose of forestry, field crops, fruit farming, market gardening,

dairying, animal husbandry, poultry raising, beekeeping and such uses as are customarily and normally related to agriculture;

“building” means any structure, whether temporary or permanent, used or built for the shelter, accommodation or enclosure of persons, animals, materials or equipment;

“burial plot” means a grave or burial site;

“cemetery” means a cemetery or columbarium within the meaning of the *Cemeteries Act (Revised)*;

“conservation and park use” means a use of land, buildings or structures for the purpose of conserving, preserving and protecting the natural heritage and the environment;

“height” means the vertical distance on a building or structure between the established grade and,

(a) the highest point of the roof surface or the parapet, whichever is the greater, of a flat roof, or

(b) the mean level between eaves and ridge of a gabled hip, gambrel or mansard roof, or other type of pitched roof;

“lot” means a parcel of land described in a deed or other document legally capable of conveying land;

"lot area" means the total horizontal area within the lot lines of a lot;

"lot line" means any boundary of a lot;

"setback" means the distance between a lot line or the centre line of a street and the nearest main wall of any building or structure;

"storey" means that portion of a building, other than a cellar or attic or half storey, included between the surface of any floor and the surface of the floor or roof above and includes a basement;

"street" means a common and public highway;

"structure" means anything that is erected, built or constructed of parts joined together with a fixed location on the ground, or attached to something having a fixed location in or on the ground and includes a building, wall or any sign, but does not include a fence that does not exceed 1.8 metres in height.

(2) In calculating the height of a building or structure, roof constructions such as bulkheads, penthouses and similar constructions enclosing equipment or stairs and which are less than 5.5 metres in height and do not occupy more than 30 per cent of the area of the roof upon which they are located, and any ornamental roof construction such as towers, steeples or chimneys shall be disregarded.

APPLICATION

Application of Order

2. This Order applies to land in the Town of Markham in The Regional Municipality of York described as part of Lots 1, 2 and 3, Concession X, more particularly described as Parts 1-17, 19-24 on Reference Plan 65R-24320 deposited in the Land Registry Office for the Land Titles Division of York (No. 65).

GENERAL

Use of land

3. (1) Every use of land and every erection, location or use of buildings or structures shall be in accordance with this Order.

(2) Nothing in this Order prevents the use of any land, building or structure for any use prohibited by this Order if the land, building or structure is lawfully so used on the day this Order comes into force.

(3) Nothing in this Order prevents the reconstruction of any building or structure that is damaged or destroyed by causes beyond the control of the owner if the dimensions of the original building or structure are not increased or its original use altered.

(4) Nothing in this Order prevents the strengthening or restoration to a safe condition of all or part of any building or structure.

Access to a street

4. Every use of land and every erection, location or use of a building or structure shall have direct access to a street.

5. (1) Every use of land and every erection, location or use of buildings or structures is prohibited on Parts 1, 6, 7, 8, 10, 11, 12, 13, 14, 15, 16, 19, 20, 21, 22, 23 and 24 on Reference Plan 65R-24320 except,

- (a) a cemetery together with accessory uses; and
- (b) agricultural uses.

(2) Requirements for buildings, structures and burial plots permitted by subsection (1) are as follows:

- | | | |
|----|---|---|
| 1. | Setback for buildings, structures and burial plots from lot lines | 9 metres |
| 2. | Setback for buildings and structures from residential lot lines | The greater of 9 metres and two times the height of the building or structure |

- | | | |
|----|--|---|
| 3. | Setback for buildings and structures from non-residential lot line | The greater of 9 metres and the height of the building or structure |
| 4. | Setback for buildings and structures from centre line of Provincial Highway or arterial road designated in Town of Markham Official Plan | 40 metres |
| 5. | Minimum lot area | 60 hectares |
| 6. | Maximum building height | 3 storeys |

Conservation and park uses

6. Every use of land and every erection or use of buildings or structures is prohibited on Parts 2, 3, 4, 5, 9 and 17 on Reference Plan 65R-24320, except for conservation and park uses.

By-law of the Town of Markham

7. This Order shall be deemed for all purposes, except the purposes of section 24 of the Act, to be a by-law passed by the council of the Town of Markham under section 34 of the Act to amend By-law 304/87, as amended, as it applies to the lands described in section 2.

CHRIS HODGSON

Minister of Municipal Affairs and Housing

Dated on December 19, 2001.

1/02

ONTARIO REGULATION 517/01

made under the

GO TRANSIT ACT, 2001

Made: December 20, 2001

Filed: December 21, 2001

GENERAL

Regional transit area

1. The regional transit area is comprised of the geographic area of jurisdiction of the cities of Toronto and Hamilton and the regional municipalities of Durham, Halton, Peel and York.

Application of the Corporations Act

2. Sections 279 (seal), 280 (contracts), 281 (power of attorney), 282 (authentication of documents), 292 (validity of acts of directors, etc.), 293 (annual meetings), 299 (minute books), 300 and 301 (documents and registers and their admissibility), 302 (books of account), 303 (untrue entries), 304 and 305 (keeping and inspecting records) and 325 (proof of matters) of the *Corporations Act* apply to GO Transit with necessary modifications.

Reimbursement of directors' expenses

3. The board of directors of GO Transit may pass by-laws for the reimbursement of its members for expenses necessarily incurred by them in the discharge of their duties.

Commencement

4. **This Regulation comes into force on the later of the day on which it is filed and January 1, 2002.**

BRAD CLARK

Minister of Transportation

Dated on December 20, 2001.

1/02

ONTARIO REGULATION 518/01

made under the

EDUCATION ACT

Made: December 19, 2001

Filed: December 21, 2001

**TAX MATTERS — ELIGIBLE
CONVENTION CENTRES****Eligible convention centres**

1. (1) For the purposes of subsection 257.6 (6) of the Act, an eligible convention centre means, subject to subsection (2), property or portions of property identified by the following roll numbers:

Centre	Roll Number
Toronto Congress Centre	19 19 038 200 01500 0000
	19 19 038 200 02800 0000
	19 19 038 980 02200 0000
International Centre	21 05 050 113 02600 0000
	21 05 050 113 02700 0000
	21 05 050 113 02800 0000

(2) An eligible convention centre includes only the portion of the property that is used exclusively,

- (a) for convention and trade show exhibits;
- (b) by food or merchandise concessions that are only open for business when a convention or trade show event is being staged or held on the property; or
- (c) as management or administration offices, parking areas or storage facilities for or in connection with the operations described in clause (a).

Application

2. This Regulation applies with respect to the 2001 and subsequent taxation years.

JAMES M. FLAHERTY
Minister of Finance

Dated on December 19, 2001.

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