

From: DGR-Project (IAAC/AEIC) [<mailto:iaac.dgr-project.aeic@canada.ca>]

Sent: Friday, June 26, 2020 1:43 PM

Cc: DGR-Project (IAAC/AEIC) <iaac.dgr-project.aeic@canada.ca>

Subject: Deep Geologic Repository for Low and Intermediate Level Radioactive Waste/Projet de stockage de déchets radioactifs à faible et moyenne activité dans des couches géologiques profondes: Notice/Avis

(le français suit)

Deep Geologic Repository (DGR) Project for Low and Intermediate Level Radioactive Waste

Interested Parties

June 26, 2020 — The Minister of Environment and Climate Change has **terminated** the environmental assessment of the Deep Geologic Repository for Low and Intermediate Level Radioactive Waste Project (the Project) pursuant to the *Canadian Environmental Assessment Act, 2012*. Ontario Power Generation notified the Minister that it wishes to terminate the federal environmental assessment for the Project. This letter can be viewed at the following link:

- <https://iaac-aeic.gc.ca/050/evaluations/document/135184> (CIAR #3824)

Letters from the Minister of Environment and Climate Change regarding this decision have been sent to Ontario Power Generation and the Canadian Nuclear Safety Commission and can be viewed at the following links:

- <https://iaac-aeic.gc.ca/050/evaluations/document/135185> (CIAR #3825)
- <https://iaac-aeic.gc.ca/050/evaluations/document/135186> (CIAR #3826)

You are receiving this message as a member of the distribution list for the environmental assessment of the DGR Project. If you would prefer not to receive emails regarding the environmental assessment, please send a message to CEAA.DGR.Project-Projet.DGR.ACEE@ceaa-acee.gc.ca.

Sincerely,

Deep Geologic Repository Project

Canadian Environmental Assessment Agency

160 Elgin Street, 22nd Floor

Ottawa, ON K1A 0H3

CEAA.DGR.Project-Projet.DGR.ACEE@ceaa-acee.gc.ca

Projet de stockage de déchets radioactifs à faible et moyenne activité dans des couches géologiques profondes

Parties intéressées

26 juin 2020 — Le Ministre de l'Environnement et du Changement climatique [a mis fin](#) à l'évaluation environnementale du projet de stockage de déchets radioactifs à faible et moyenne activité dans des couches géologiques profondes (le projet) en vertu de la *Loi canadienne sur l'évaluation environnementale, 2012*. Ontario Power Generation a fait la demande au Ministre de mettre fin à l'évaluation environnementale fédérale du projet. La lettre peut être consultée au lien suivant :

- <https://iaac-aeic.gc.ca/050/evaluations/document/135184> (CIAR#3824)

Le Ministre de l'Environnement et du Changement climatique a fait parvenir des lettres à Ontario Power Generation et la Commission canadienne de sûreté nucléaire l'informant de cette décision. Les lettres peuvent être consultées aux liens suivant :

- <https://iaac-aeic.gc.ca/050/evaluations/document/135185> (CIAR #3825)
- <https://iaac-aeic.gc.ca/050/evaluations/document/135186> (CIAR #3826)

Vous recevez ce message en tant que membre de la liste de distribution pour l'évaluation environnementale du Projet. Si vous préférez ne pas recevoir de messages concernant cette évaluation environnementale, prière d'envoyer un message à CEAA.DGR.Project-Projet.DGR.ACEE@acee-ceaa.gc.ca.

Sincèrement,

Projet de stockage de déchets radioactifs

Agence canadienne d'évaluation environnementale

160, rue Elgin, 22^e étage

Ottawa (Ontario) K1A 0H3

CEAA.DGR.Project-Projet.DGR.ACEE@acee-ceaa.gc.ca

May 27, 2020

CD# 00216-CORR-00521-00021

THE HONOURABLE JONATHAN WILKINSON
Federal Minister of Environment and Climate Change
Environment and Climate Change Canada
200 Sacré-Coeur Boulevard
Gatineau, Quebec K1A 0H3

Dear Minister Wilkinson:

Ontario Power Generation's Deep Geologic Repository for Low and Intermediate Level Radioactive Waste (L&ILW DGR) Project

Reference 1. Minister of Environment and Climate Change Letter, Honourable C. McKenna to L. Morton, August 21, 2017, CD# 00216-CORR-00521-00016 [CEAA Registry #3807]

Further to the correspondence of August 21, 2017, in Reference 1, the purpose of this letter is to advise you on the status of Ontario Power Generation's (OPG) Low and Intermediate Level Deep Geologic Repository Project (L&ILW DGR Project).

OPG and the Saugeen Ojibway Nation (SON) have had continuous, respectful and good faith engagement regarding the DGR project for over 15 years. On January 31, 2020, the SON leadership advised OPG that the SON Communities had voted and determined that they do not support OPG's project for a L&ILW DGR in their territory (attached).

Accordingly, and consistent with OPG's commitment to the SON, OPG has informed the Canadian Nuclear Safety Commission (CNSC) that we do not intend to carry out the Project and have asked that the application for a Site Preparation and Construction Licence be withdrawn. Similarly, OPG requests the Minister to cancel the environmental assessment for the Project.

In so doing we wish to acknowledge SON's commitment and efforts in engaging with OPG and its community members on the L&ILW DGR Project. SON's decision is significant for both SON and OPG and OPG remains committed to continuing dialogue with SON.

OPG also acknowledges the work of the federally appointed Joint Review Panel. The JRP concluded in 2015 after a four-year review of 12,000 pages of evidence, and participation by 300 interested individuals and organizations, that the science and safety case for the DGR were solid, the facility would have protected people and the environment in the very long term, and the Bruce site was appropriate.

We also wish to acknowledge the support for the DGR project over the past 15 years from local municipalities, including host community Kincardine and the four adjacent municipalities, all of which participated in the public review process and passed multiple resolutions in favour of the proposed facility as a lasting solution for the waste.

OPG remains committed to developing an alternate solution for the safe and permanent disposal of the radioactive waste from its owned nuclear generating stations.

Should you have any questions or require additional information please contact me.

Sincerely,
<Original signed by>

Lise Morton
Vice President
Nuclear Waste Management

Attach.

cc: Chief Greg Nadjiwon, Chippewas of Nawash Unceded First Nation
Chief Lester Anoquot, Saugeen First Nation
The Honourable Seamus O'Regan, Minister of Natural Resources
David McGovern, President, Impact Assessment Agency
Rumina Velshi, President, Canadian Nuclear Safety Commission
Haidy Tadros, Director General/Fuel Cycle and Facilities Regulation, CNSC

Attached to OPG Letter, L. Morton to Minister Wilkinson, "Ontario Power Generation's Deep Geologic Repository for Low and Intermediate Level Radioactive Waste (L&ILW DGR) Project,"
CD# 00216-CORR-00531-00021

ATTACHMENT

Re: SON Ratification Vote Results for Ontario Power Generation's Deep Geologic Repository for Low and Intermediate Level Radioactive Waste (L&ILW DGR) Project

OPG Letter: CD# 00216-CORR-00120-0770360

<contact information removed>

OPG Proprietary

February 13, 2020

File No: 00216-CORR-00120-0770360

CHIEF GREG NADJIWON

Chippewas of Nawash Unceded First Nation

<contact information removed>

CHIEF LESTER ANOQUOT

Chippewas of Saugeen First Nation

<contact information removed>

Dear Chief Nadjiwon and Chief Anoquot:

Re: SON Ratification Vote Results for Ontario Power Generation's Deep Geologic Repository for Low and Intermediate Level Radioactive Waste (L&ILW DGR) Project

Thank you for your correspondence dated January 31, 2020 confirming the results of Saugeen Ojibway Nation's (SON) community ratification vote regarding Ontario Power Generation's (OPG) L&ILW DGR Project. OPG understands that the members of the SON have decided not to support the L&ILW DGR Project.

OPG will respect the SON Communities' decision and will uphold its 2013 commitment not to proceed with the DGR at the Bruce site without SON support.

OPG appreciates SON's commitment and efforts in engaging with OPG and its community members on the L&ILW DGR Project. The outcome of SON's decision on this project is the culmination of over 15 years of discussions and engagement between OPG and SON. OPG recognizes that SON's decision not to support the L&ILW DGR project is significant for both SON and OPG. OPG will need to take the time required to appropriately assess and reflect on the results of the SON's vote.

I would like to thank both of you for the opportunity that OPG was granted to come into the SON territory and engage with community members throughout 2018 and 2019. The support of yourselves and Joint Council in these efforts was invaluable in moving forward toward this decision.

OPG remains committed to continuing a dialogue with SON about future potential solutions for the safe and long-term storage of low and intermediate level nuclear waste and to working with SON on identifying and resolving legacy issues related to the development of the Bruce Nuclear site.

As part of OPG's L&ILW DGR Project closure process, OPG will be sending SON further correspondence to address the administrative aspects of OPG and SON's engagement on the L&ILW DGR Project.

We look forward to the meeting that you have indicated you will convene. We believe that such a meeting with SON's Joint Chiefs and Councils to debrief on the process and outcome of SON's recent decision on the L&ILW DGR project and to discuss next steps would be mutually beneficial.

Sincerely,

<Original signed by>

Lise Morton
Vice President
Nuclear Waste Management

cc: Ian Jacobsen (OPG)
Kapil Aggarwal (OPG)



June 15, 2020

Ms. Rumina Velshi
President
Canadian Nuclear Safety Commission
280 Slater Street
Ottawa ON K1P 5S9

Dear Ms. Velshi:

I am providing an update on the status of the environmental assessment for Ontario Power Generation's Deep Geologic Repository for Low and Intermediate Level Radioactive Waste Project (the Project) located near Kincardine, Ontario.

The environmental assessment of the Project was referred to a review panel in June 2007. In January 2012, the former Minister of the Environment entered into an agreement to establish a Joint Review Panel with Mr. Michael Binder, the former President of the Canadian Nuclear Safety Commission, and the three members of the Joint Review Panel were appointed.

On May 6, 2015, the Joint Review Panel submitted its report containing its conclusions and recommendations on the Project.

In its letter of May 27, 2020, Ontario Power Generation indicated that it had withdrawn its application for a Site Preparation and Construction Licence under the *Canadian Nuclear and Safety Act* and requested that the Project be withdrawn from the federal environmental assessment process. I have accepted Ontario Power Generation's request and have terminated the environmental assessment pursuant to section 62 of the *Canadian Environmental Assessment Act, 2012*.

Ontario Power Generation's letter and a Notice of Termination will be posted to the Canadian Impact Assessment Registry. The Impact Assessment Agency of Canada will also notify Indigenous groups who were being consulted on the Project of the termination of the environmental assessment.

.../2



I have noted to the proponent that the termination of the federal environmental assessment does not limit the future application of federal environmental assessment legislation. Should Ontario Power Generation or any other proponent propose this or a similar project at a future date, the new project would be considered pursuant to the requirements of *Impact Assessment Act*.

Sincerely,

<Original signed by>

The Honourable Jonathan Wilkinson, P.C., M.P.

c.c.: Mr. David McGovern, President, Impact Assessment Agency of Canada
Mr. Ramzi Jammal, Chief Regulatory Operations Officer and Executive
Vice-President, Regulatory Operations Branch, Canadian Nuclear Safety
Commission
Mr. Peter Elder, Vice-President, Technical Support Branch, Canadian
Nuclear Safety Commission
Ms. Lisa Thiele, Senior General Counsel, Canadian Nuclear Safety
Commission
Mr. Marc Leblanc, Commission Secretary, Canadian Nuclear Safety
Commission



June 15, 2020

Ms. Lise Morton
Vice President, Nuclear Waste Management
Ontario Power Generation
1340 Pickering Place, P84, Fourth Floor
Pickering ON L1V 0C4

Dear Ms. Morton:

Thank you for your letter of May 27, 2020, requesting that the Deep Geologic Repository for Low and Intermediate Level Radioactive Waste Project (the Project) be withdrawn from the federal environmental assessment process.

The environmental assessment of the Project was referred to a review panel in June 2007. In January 2012, the former Minister of the Environment entered into an agreement to establish a Joint Review Panel with Mr. Michael Binder, the former President of the Canadian Nuclear Safety Commission, and the three members of the Joint Review Panel were appointed.

On May 6, 2015, the Joint Review Panel submitted its report containing its conclusions and recommendations on the Project.

I accept Ontario Power Generation's request to withdraw the Project from the federal environmental assessment process, and I have terminated the environmental assessment pursuant to section 62 of the *Canadian Environmental Assessment Act, 2012*. Your May 27, 2020 letter and a Notice of Termination will be posted to the Canadian Impact Assessment Registry.

The Impact Assessment Agency of Canada will also notify Indigenous groups who were being consulted on the Project of the termination of the environmental assessment.

.../2



Termination of this federal environmental assessment does not limit the future application of federal environmental assessment legislation. Should you or any other proponent propose this or a similar project at a future date, the new project would be considered pursuant to the requirements of *Impact Assessment Act*.

Sincerely,

<Original signed by>

The Honourable Jonathan Wilkinson, P.C., M.P.