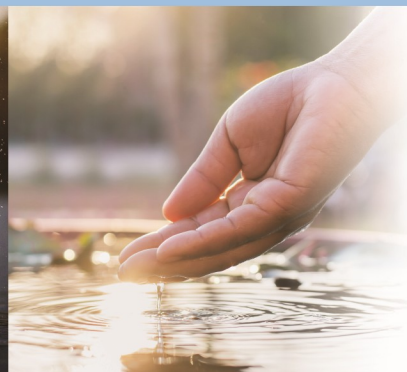
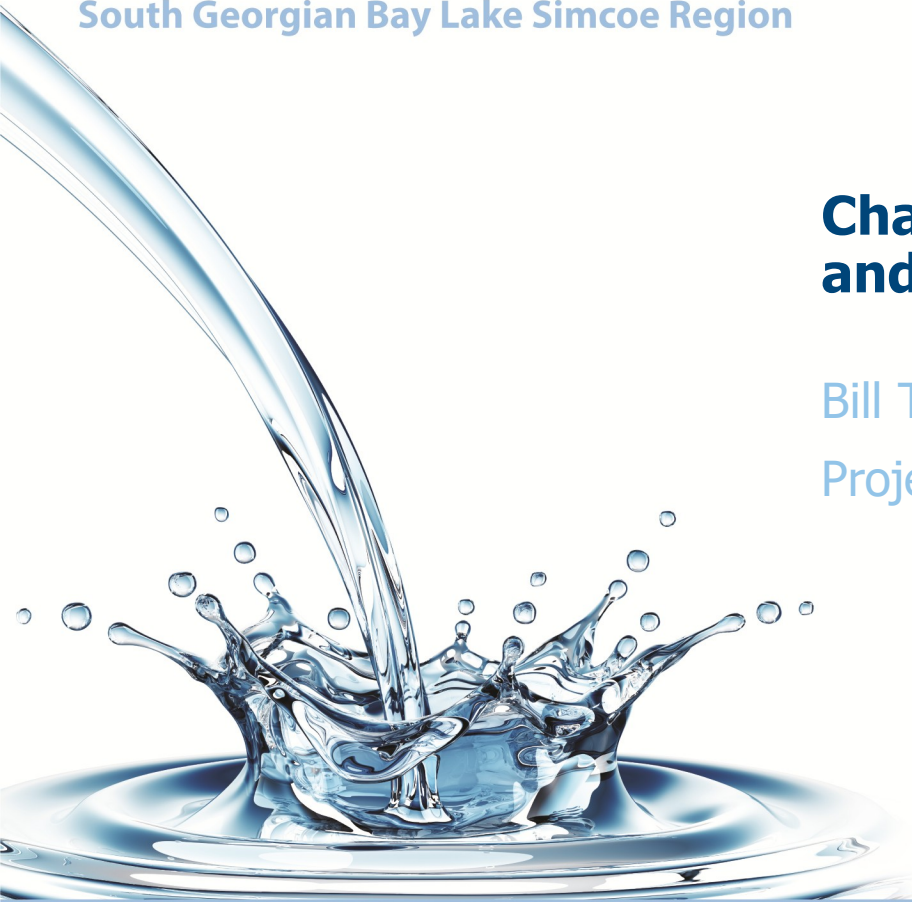


# Source Water Protection

South Georgian Bay Lake Simcoe Region

## Changes to the *Clean Water Act* and its Regulations

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Project Manager



**Water**  
*is* **life.**  
**Protect**  
**Yours.**

# Legislation and Regulation – what's the difference?

## Legislation

- Written law, enacted by Parliament

## Regulation

- Provides details about the application and enforcement of legislation
- Simpler to update

# Proposed changes to the Act and Regulations

## Changes to the Clean Water Act

- Provides overall intent of the changes
- Posted on Environmental Registry on October 20, decision made on October 31
- Changes have been PASSED

## Changes to the Regulations

- Will provide the detail of how the overall intent is delivered
- Posted on Environmental Registry on October 20, to close December 4
- Changes are still PROPOSED

# The proposal

1. Changes to the process for incorporating new / expanded drinking water systems
2. Changing the approval process for amendments
3. Changing how prescribed instruments can be used to address threats

# 1. Incorporating new drinking water systems

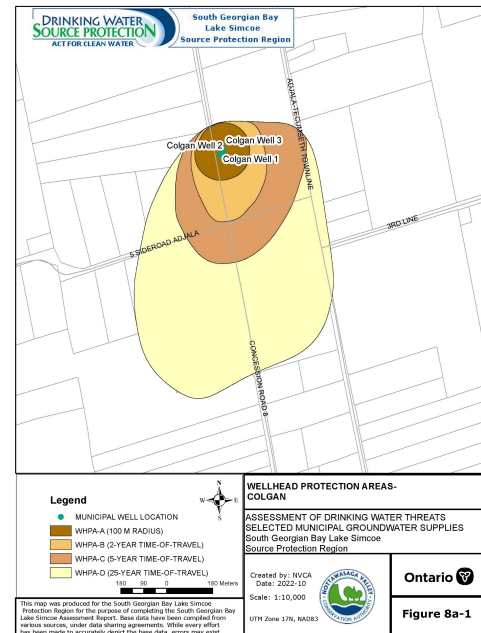
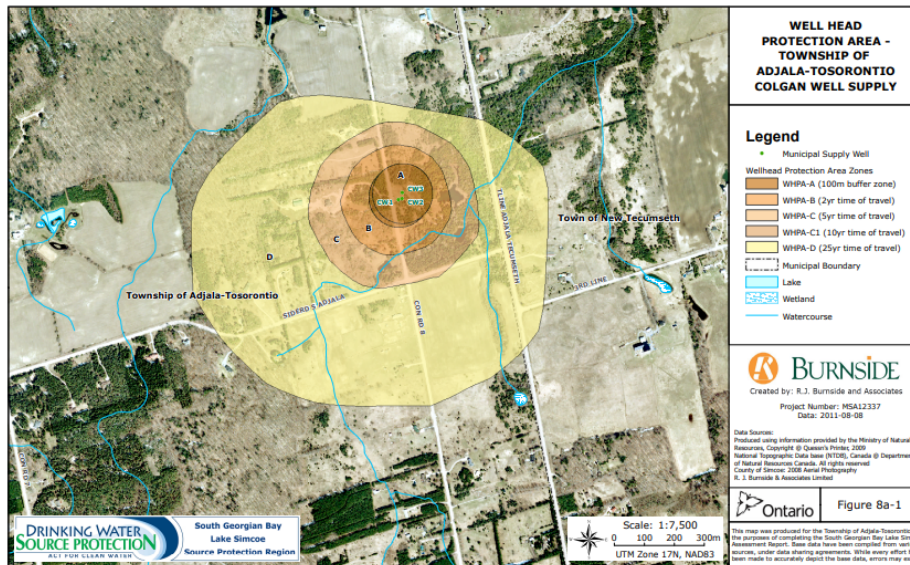
The principle:

- Any time a new drinking water system is built, or an existing one is expanded, it should be protected by the Source Protection Plan before coming into service

# 1. Incorporating new drinking water systems

In practice:

- If expansion just means an increased taking, no SPP update has been required

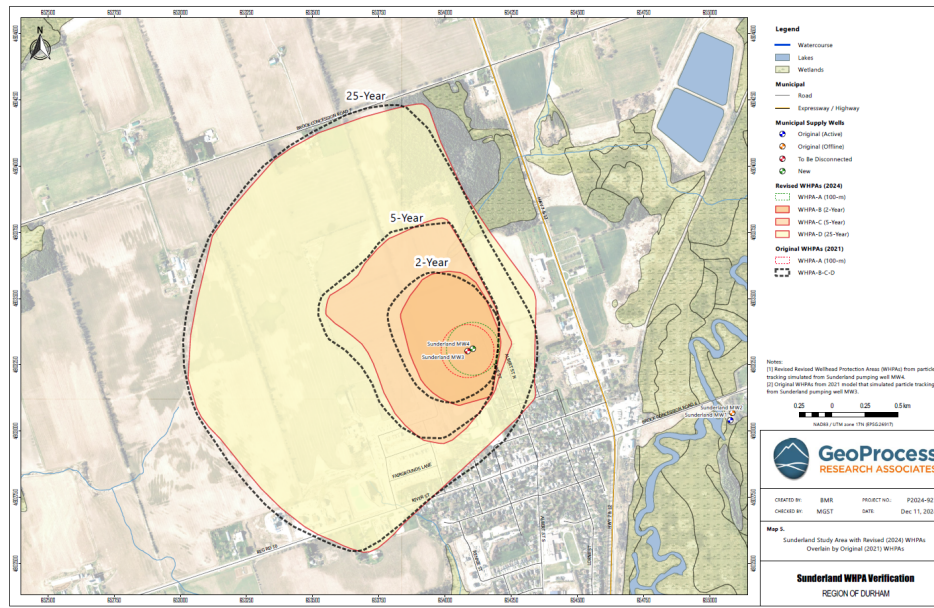




# 1. Incorporating new drinking water systems

In practice:

- Even relatively small changes (e.g., moving a well 10 m) has required a full amendment



# 1. Incorporating new drinking water systems

## The proposal:

1. Close the loophole that did not require increased consumption to have a plan amendment
2. Give the source protection authority the ability to recommend cases where the system can come into service before the amendment is complete

## Details still to be resolved:

- What situations would we recommend that systems can come into service? (e.g., where no significant drinking water threats exist? Where threats are being managed?)



## 2. Changing the approval process for amendments

- 
- Technical work completed
  - Early engagement
  - Source protection committee presentation
  - Pre-consultation with implementing bodies
  - Municipal endorsement
  - Public consultation
  - Submission to Ministry for approval

## 2. Changing the approval process for amendments

The proposal – three types of amendments



### 1. Expand use of section 51 (typographic changes)

- Source protection authority approval, Ministry is informed when complete
- Could apply to replacement of wells / intakes in close proximity



### 2. Plan approved by source protection authority

- New process to be developed
- Might apply in cases where existing policies are applied to new vulnerable areas
- Needs to be requested by source protection authority
- Ministry approves technical work, we approve amendment



### 3. Existing process

- Would be the default, apply in all other scenarios
- New 120-day decision timeline for the Minister

# 3. Prescribed instruments

Changes to the Act now:

1. Remove the ability to prohibit existing activities with Prescribed Instruments
2. Require standardize wording in the Prescribed Instruments

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Changes to the Act now:

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2. Require standardize wording in the Prescribed Instruments

Details to be resolved in the Regulation

1. Does this apply to all existing activities in all situations?
  - Perhaps only those that apply to infrastructure?
  - What about the case of Issues?

# 3. Prescribed instruments

## Changes to the Act now:

1. Remove the ability to prohibit existing activities with Prescribed Instruments
2. Require standardize wording in the Prescribed Instruments

## Details to be resolved in the Regulation

2. What will the wording say?
  - Expected to require greater clarity from Ministries, more reporting to source protection authorities/committees

# Next steps

- The changes to the Act have been approved by Queen's Park, though not yet in effect
- Environmental Registry posting on the Regulatory Changes closes December 4
- The new rules will come into effect on a date to be determined



# Thank you

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