



GOVERNMENT OF  
NEWFOUNDLAND AND LABRADOR

Department of Environment & Labour  
Policy Directive

Division: Pollution Prevention

P.D. PPD 2000-02

Prepared by: Sam El-Gohary

Issue Date: 21 Dec 2000

Authorized by: Derrick Maddocks, Director

Revised: \_\_\_\_\_

Authorized by: R. Pominice ADM

Review: \_\_\_\_\_

Approved by: P. L. Brown DM

Supersedes: \_\_\_\_\_

Approved by: Oliver Langdon Minister

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**SUBJECT:**

Fees to charge for approvals issued under Sections 8 and 11.1 of the *Environment Act*.

**OBJECTIVE:**

To set fees for approvals issued by the Pollution Prevention Division under Sections 8 and 11.1 of the *Environment Act* based on the resources required to issue a particular approval.

**BACKGROUND:**

As part of program review, this Department's submission included recovering some of the cost involved in issuing approvals, through the implementation of fees. The 1997 Budget speech reaffirmed this by stating: "... some fee increases are being made and certain new fees are being introduced to help better achieve cost recovery, as well as to contribute to the overall regulatory costs of Government." (Appendix II Supplementary Revenue Details Schedule of Fee Changes, 1997 Budget Speech).

Section 8 of the *Environment Act* requires approvals to be obtained for the construction or extension of works which may emit smoke, vapour or gas into the open air or for sewage works. Section 11.1 requires an approval be obtained to operate the works constructed under Section 8.

## LEGISLATION:

### *Executive Council Act Section 21*

*A minister may establish tariffs or fees that shall be paid to the government in respect of the issuing of, granting of, filing of, or application for licences or permits registered or filed with the Department.*

## FEE SCHEDULE:

### MINING AND PROCESSING:

#### *Mines and Quarries*

- metal and non-metal (open pit or underground workings): \$3,000
- quarries, sandpits, gravel \$500

#### *Primary Processing*

- mill (additional cost to mine) \$3,000

#### *Secondary Processing*

- mill (additional cost to mine) \$3,000

### MANUFACTURING:

- Paper and Allied Products \$3,000
- Refined Petroleum and Coal Products \$10,000
- Cement \$3,000
- Chemical and Chemical Products \$5,000
- Not Specifically Listed \$3,000

### ELECTRICAL GENERATION:

(This does not apply to hydro electric power)

- Diesel, gas turbine and wind \$1,000
- Other Thermal Generation \$3,000

**TREATMENT SYSTEMS:** (If the treatment system is part of a proposed activity, a separate approval is not issued. This fee is for treatment systems which are added to a process or are stand alone treatment systems)

- If not specifically listed \$3,000
- System treating substances listed on the Priority Substance listed under CEPA \$5,000
- Thermal treatment systems: (example desorption units) \$3000
- Wastewater Treatment \$3,000

**COMBUSTION EQUIPMENT:**

- Combustion of substances listed on the Priority Substance List under CEPA \$5,000
- Combustion of substances listed under the Transportation of Dangerous Goods Act \$5,000
- Crematory \$500
- All others \$3,000

**Boilers:**

- Packaged burning fuel oil, propane, natural gas or biomass \$1,000
- Packaged burning Bunker C \$2,000
- Field erected burning fuel oil, propane, natural gas or biomass \$2,000
- Field erected burning Bunker C \$3,000
- Other Fuel \$3,000

**FOR WORKS NOT LISTED:** Manufacturing excluded, see section on manufacturing for fee to charge for manufacturing not specifically listed.

- For capital value up to \$10,000,000 \$2,000
- For capital value greater than 10,000,000 \$5,000
- For capital value greater than \$100,000,000 \$10,000

**CHANGES/MODIFICATIONS TO ISSUED APPROVALS:**

When changes or modifications are proposed to an operation to increase production, the fee charged is based on the increase in production. From the above listing find the fee to charge for the increased production, then take 50% of the fee.

Where the change is to develop another ore body (open a new pit or underground workings) the fee charged is that listed under the mining section, for such an activity.

When the change or modification is the addition of a new aspect such as a water treatment system, or a boiler, the fee charged is that listed in the above listing.

For all other changes a fee of \$1,000 is charged.

## **RENEWING AN APPROVAL ON EXPIRY OR REISSUING TO A NEW OWNER:**

When there are no changes to the approval requested by the proponent the fee charged shall be 1/3 of the scheduled fee (whether charged or not) for the original approval. Fee is rounded to the nearest \$100.

Where changes or modifications to the approval are requested by the proponent the fee charged shall be ½ the scheduled fee (whether charged or not) for the original approval.

Where an operation or activity has not paid the full fee as calculated under this schedule for the original approval; the proponent shall be treated as if the approval is for the first time, and charged the full fee according to the above listing.

## **MAXIMUM FEE:**

The maximum fee charged for any one approval is \$10,000.

## **EFFECTIVE DATE:**

This policy shall take effect on signing.