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**Subject:** FW: Delayed Commencement of O. Reg. 406/19 and Exemption from Record of Site Condition for Temporary Health and Residential Facilities

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**From:** MECP Land Policy (MECP) <[MECP.LandPolicy@ontario.ca](mailto:MECP.LandPolicy@ontario.ca)>

**Sent:** June 12, 2020 3:09 PM

**Subject:** Delayed Commencement of O. Reg. 406/19 and Exemption from Record of Site Condition for Temporary Health and Residential Facilities

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Greetings,

Nothing is more important than protecting the health and well-being of Ontarians.

Ontario recognizes the impact that the COVID-19 outbreak has had on the regulated community and is taking necessary steps to ensure the health of all Ontarians and continuity of important operations.

While environmental protection remains a priority, we recognize that in some cases temporary relief from certain regulations may be needed to maintain operations and to support quick response to emergencies.

That is why we are temporarily delaying the implementation of the first phase of requirements under the new Excess Soil Regulation by six months, from July 1, 2020 to January 1, 2021. This delay will give developers and municipalities more time to gradually implement the new regulation while prioritizing their COVID-19 response.

We have also amended O. Reg. 153/04 to exempt temporary health or residential facilities, such as temporary hospitals or shelters, from needing a Record of Site Condition (RSC) before being established in response to an emergency. This amendment would remain in place and apply to any future emergencies.

REFERRAL TO \_\_\_\_\_  
RECOMMENDED \_\_\_\_\_  
DIRECTION REQUIRED \_\_\_\_\_  
RECEIPT RECOMMENDED  \_\_\_\_\_

These amendments respond directly to concerns raised by municipalities and other industry regarding their ability to effectively maintain operations and establish facilities in response to an emergency.

For more information on these changes, please see this information notice <https://ero.ontario.ca/notice/019-1853>

Please also be aware that the regulations as shown on e-Laws may take about a day to update.

If you have any questions, please reach out to Laura Blease, Senior Policy Advisor, Environmental Policy Branch at [laura.blease@ontario.ca](mailto:laura.blease@ontario.ca).

Sincerely,

Robyn Kurtes

Director, Environmental Policy Branch

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