

**Caution:**

*This draft regulation is provided solely to facilitate public consultation under section 16 of the Environmental Bill of Rights, 1993. Should the decision be made to proceed with the proposal, the comments received during consultation will be considered during the final preparation of the regulation. The content, structure, form and wording of the draft regulation are subject to change as a result of the consultation process and as a result of review, editing and correction by the Office of Legislative Counsel.*

CONSULTATION DRAFT

**ONTARIO REGULATION**

to be made under the

**ENVIRONMENTAL PROTECTION ACT**

Amending Reg. 347 of R.R.O. 1990

(GENERAL - WASTE MANAGEMENT)

**1. (1) Subsection 1 (1) of Regulation 347 of the Revised Regulations of Ontario, 1990 is amended by adding the following definitions:**

“excess soil” has the same meaning as in Ontario Regulation [*O. Reg. # to be inserted*] (On-Site and Excess Soil Management) made under the Act;

“liquid soil” has the same meaning as in Ontario Regulation [*O. Reg. # to be inserted*] (On-Site and Excess Soil Management) made under the Act;

**(2) The definition of “inert fill” in subsection 1 (1) of the Regulation is amended by adding “but does not include excess soil” at the end.**

**(3) Subsection 1 (3) of the Regulation is amended by adding the following paragraph:**

7. Excess soil that is liquid soil, unless the liquid soil is hazardous waste.

**2. Subparagraph 1 ii of subsection 3 (2) of the Regulation is amended by striking out “the waste is not” at the beginning of the portion before sub-subparagraph A and substituting “the waste is neither excess soil nor”.**

**3. Subparagraph 3 iii of subsection 17.1 (2) of the Regulation is revoked and the following substituted:**

- iii. the processing of soil, except if the processing is permitted to be carried out under Ontario Regulation [*O. Reg. # to be inserted*] (On-Site and Excess Soil Management) made under the Act.

**Proposed commencement for consultation purposes**

**3. This Regulation comes into force on the later of January 1, 2020 and the day it is filed.**