



Province of Alberta

ENVIRONMENTAL PROTECTION AND
ENHANCEMENT ACT

**ENVIRONMENTAL ASSESSMENT
(MANDATORY AND EXEMPTED
ACTIVITIES) REGULATION**

Alberta Regulation 111/1993

With amendments up to and including Alberta Regulation 62/2008

Office Consolidation

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Alberta Queen's Printer
7th Floor, Park Plaza
10611 - 98 Avenue
Edmonton, AB T5K 2P7
Phone: 780-427-4952
Fax: 780-452-0668

E-mail: qp@gov.ab.ca
Shop on-line at www.qp.alberta.ca

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Note

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(Consolidated up to 62/2008)

ALBERTA REGULATION 111/93

Environmental Protection and Enhancement Act

ENVIRONMENTAL ASSESSMENT (MANDATORY AND EXEMPTED ACTIVITIES) REGULATION

Mandatory activities

1 A proposed activity listed in Schedule 1 that has not been commenced is designated as a mandatory activity for the purposes of the Act.

Exempted activities

2 A proposed activity listed in Schedule 2 is exempt from Part 2, Division 1 of the Act and the *Environmental Assessment Regulation*.

Coming into force

3 This Regulation comes into force on September 1, 1993.

Schedule 1

Mandatory Activities

The construction, operation or reclamation of

- (a) a pulp, paper, newsprint or recycled fibre mill with a capacity of more than 100 tonnes per day;
- (b) a quarry producing more than 45 000 tonnes per year;
- (c) a dam greater than 15 metres in height when measured to the top of the dam
 - (i) from the natural bed of the watercourse at the downstream toe of the dam, in the case of a dam across a watercourse, or
 - (ii) from the lowest elevation at the outside limit of the dam, in the case of a dam that is not across a watercourse;
- (d) a water diversion structure and canals with a capacity greater than 15 cubic metres per second;

- (e) a water reservoir with a capacity greater than 30 million cubic metres;
- (f) a tourism facility that is expected to attract more than 250 000 visitors per year and will be immediately adjacent to an ecological reserve, a natural area or a wilderness area under the *Wilderness Areas, Ecological Reserves and Natural Areas Act*;
- (g) a surface coal mine producing more than 45 000 tonnes per year;
- (h) a coal processing plant within the meaning of the *Coal Conservation Act*;
- (i) an oil sands mine;
- (j) a commercial oil sands, heavy oil extraction, upgrading or processing plant producing more than 2000 cubic metres of crude bitumen or its derivatives per day;
- (k) a thermal electrical power generating plant that uses non-gaseous fuel and has a capacity of 100 megawatts or greater;
- (l) a hydroelectric power generating plant with a capacity of 100 megawatts or greater;
- (m) repealed AR 62/2008 s2;
- (n) an oil refinery;
- (o) an ethylene or ethylene derivative manufacturing plant;
- (p) a benzene, ethyl benzene or styrene manufacturing plant;
- (q) a sour gas processing plant that emits more than 2.8 tonnes of sulphur per day;
- (r) a chlor-alkali manufacturing plant;
- (s) a vinyl chloride or polyvinyl chloride manufacturing plant as defined in the *Air Emissions Regulation*;
- (t) a formaldehyde manufacturing plant;
- (u) a pesticide manufacturing plant;
- (v) an explosives manufacturing plant;
- (w) a cement or lime plant;

- (x) a chemical fertilizer manufacturing plant;
- (y) a steel mill with a coke oven;
- (z) a hazardous waste incinerator that accepts hazardous waste from an off-site source;
- (aa) a landfill that accepts hazardous waste from an off-site source.

AR 111/93 Sched.1;88/2000;62/2008

Schedule 2

Exempted Activities

- (a) the construction, operation or reclamation of
 - (i) a sweet gas processing plant that emits less than 384 kilograms of oxides of nitrogen per day;
 - (ii) a plant, structure or thing
 - (A) for the manufacture of ready-mixed concrete;
 - (B) for the manufacture of containers as primary metal or metal products;
 - (C) for the manufacture of tools or hardware as primary metal or metal products;
 - (D) for the manufacture or processing of secondary food products, beverages or animal by-products;
 - (E) for seed cleaning or forage drying;
 - (F) for the manufacture of furniture, cabinets, structure members, boxes, pallets or containers from wood;
 - (iii) a waterworks system that is subject to the *Potable Water Regulation* or a wastewater system that is subject to the *Wastewater and Storm Drainage Regulation*;
 - (iv) a subsurface sewage disposal system;
 - (v) a pipeline with a length in kilometres times diameter in millimetres resulting in an index number of less than 2690;
 - (vi) a transmission line;

- (vii) a sand, gravel, clay or marl pit that is less than 2 hectares (5 acres) in size;
- (b) the widening or realignment of an existing highway;
- (c) the drilling or reclamation of a water well;
- (d) the drilling or reclamation of a water observation well or monitoring borehole;
- (e) the drilling, construction, operation or reclamation of an oil or gas well;
- (f) the construction, operation or reclamation of a day use recreation site and associated facilities, a campground, a facility for the interpretation and study of the environment, a downhill skiing facility or a combined downhill and cross country skiing facility in a non-mountainous area;
- (g) the maintenance and rehabilitation of a water management project, including a dyke, dam, weir, floodgate, breakwater, drain, groyne, ditch, basin, reservoir, canal, tunnel, bridge, culvert, crib, embankment, headwork, fishway, flume, aqueduct, pipe, pump or measuring weir.

AR 111/93 Sched.2;62/2008



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