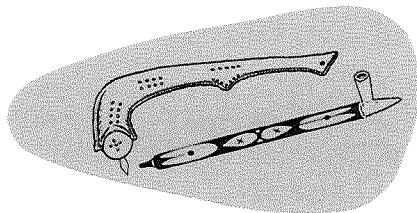


John
Ann.



NATIONAL INDIAN BROTHERHOOD

SUITE 1610, VARETTE BUILDING 130 ALBERT ST., OTTAWA, K1P 5G4 (613)236-0673

September 13, 1977.

Mr. John Swaigen,
Counsel,
Canadian Environmental Law Assoc.,
1 Spadina Crescent,
Suite 303,
TORONTO, Ontario. M5S 2J5.

Dear Mr. Swaigen;

Please find enclosed some material pertaining to an Order-in-Council which defines the Terms of Reference for the inquiry regarding the environment of Ontario, north of the 50th parallel.

Hoping this is satisfactory, I remain,

Yours Truly,

Terri

Terri Houle,
Mercury Research Secretary.

MEMO

TO: HARTT FILE

DATED: Aug. 4/77

I met with John Laskin and Gaylord on Aug. 3rd for lunch. They indicated to me that they are interested in having preliminary talks with all the interested groups in an attempt to establish the areas that the Commission should be looking into. John will within the next week send out a letter to all the interested groups ^{he can} and identify and request them to make a preliminary identification of their areas of interest. At this time, a meeting will be arranged for late September or early October at which time the groups can have an informal discussion among themselves with Commission Counsel present to solidify their ideas about what the Commission should be investigating.

Attached is a copy of the final terms of reference. Although they have not been given, ~~because it~~ ^{because it is not} they are not expected to change.

AL:mm



ONTARIO

MINISTRY OF THE ENVIRONMENT

TO HER HONOUR

THE LIEUTENANT GOVERNOR IN COUNCIL:

Recognizing that major enterprises and related technologies in that part of Ontario that is north or generally north of the 50th parallel of north latitude for the use of natural resources could have significant beneficial and adverse effects on the environment, as defined in Schedule A, for the people of Ontario and in particular those people of Ontario who live north of the 50th parallel.

Recognizing further that any such effects on the environment are hereby declared to be a matter of public concern,

Recognizing further that the purpose of The Environmental Assessment Act, 1975, is the betterment of the people of the whole or any part of Ontario by providing for the protection, conservation and wise management in Ontario of the environment,

The undersigned has the honour to recommend that the Honourable Mr. Justice Patrick Hartt, a Justice of the Supreme Court of Ontario, be appointed a commission pursuant to the provisions of The Public Inquiries Act, 1971, effective the 13th day of July, 1977:

1. to inquire into any beneficial and adverse effects on the environment as defined in Schedule A, for the people of Ontario of any public or private enterprise, which, in the opinion of the commission, is a major enterprise north or generally north of the 50th parallel of north latitude, such as those related to harvesting,

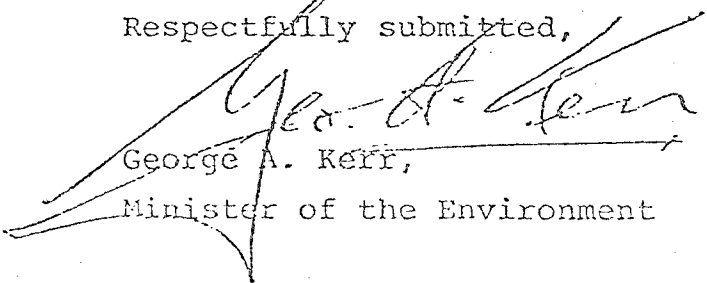
supply and use of timber resources, mining, milling, smelting, oil and gas extraction, hydro-electric development, nuclear power development, water use, tourism and recreation, transportation, communications or pipelines,

2. to inquire into methods that should be used in the future to assess, evaluate and make decisions concerning the effects on the environment of such major enterprises;
3. to investigate the feasibility and desirability of alternative undertakings north or generally north of the 50th parallel of north latitude, for the benefit of the environment as defined in Schedule A;
4. to report and make such recommendations to the Minister of the Environment from time to time and as expeditiously as possible with respect to the subject matter of the inquiry as the commission deems necessary and desirable to carry out the purpose of The Environmental Assessment Act, 1975.

And the undersigned further recommends that:

5. all the ministries, boards, agencies and committees of the Government of Ontario be directed to assist the commission to the fullest extent,
6. the commission be authorized to engage such counsel, research and other staff and technical advisers as it deems proper for the purpose of carrying out the commission at rates of remuneration and reimbursement to be approved by the Management Board of Cabinet;
7. the commission be authorized to distribute funds to such persons as in its discretion, having regard to the criteria in Schedule B, it deems advisable for the purpose of ensuring effective participation by the public in the inquiry.

Respectfully submitted,


George A. Kerr,

Minister of the Environment

Dated at Toronto
this 13th day of
July, 1977.

John I. Laskin

Barrister & Solicitor

P.O. Box 319
Commerce Court Postal Station
Toronto, Canada
M5L 1G1

suite 3100
Commerce Court North
Tel: (416) 862-1114

April 7, 1977

File #43-18-01

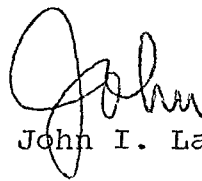
Ms. Ann Lancaster,
c/o Canadian Environmental
Law Association,
1 Spadina Crescent,
Toronto, Ontario.
M5S 2J5

Dear Ann:

Further to our telephone discussion, here is a copy of the draft terms of reference for your comments. As I indicated, if you do wish to suggest any amendments I would ask that you get them to me as quickly as possible, as I understand the Cabinet wishes to finalize the terms of reference very shortly.

I look forward to seeing you Monday morning.

Yours very truly,



John I. Laskin

JIL/df