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CH-86-02(F)

ENVIRONMENTAL ASSESSMENT BOARD

NOTICE OF PUBLIC HEARING

RE: FUNDING FOR INTERVENORS

IN THE MATTER OF Sections 2 and 3 and
6(3) of the Consolidated Hearings Act,
1981, S.O. 1981, c.20;

- and -

IN THE MATTER OF Section 12(2) of the
Environmental Assessment Act, R.S.O.
1980, c.140;

- and -

IN THE MATTER OF Sections 30, 35 and 38
of the Environmental Protection Act,
R.S.O. 1980, c.141, as amended;

- and -

IN THE MATTER OF Sections 24 and 61(2)
of the Ontario Water Resources Act,
R.S.O. 1980, c.361, as amended;

- and -

IN THE MATTER OF Section 28(3) of, and
Regulation 164 under, the Conservation
Authorities Act, R.S.O. 1980, c.85, as
amended;

- and -

IN THE MATTER OF Sections 22, 34(11),
and 40(12) of the Planning Act, S.O.
1983, c.1, as amended;

- and -

IN THE MATTER OF Sections 62, 64 and 66 of the Ontario Municipal Board Act, R.S.O. 1980, c.347, as amended;

- and -

IN THE MATTER OF Section 193(5) and Paragraph 84 of Section 210 of the Municipal Act, R.S.O. 1980, c.302, as amended;

- and -

IN THE MATTER OF Sections 6, 7 and 8 of the Expropriations Act, R.S.O. 1980, c.148;

- and -

IN THE MATTER OF an undertaking of the Regional Municipality of Halton to provide facilities for the purpose of receiving, dumping and disposing of waste as required by section 137 of the REGIONAL MUNICIPALITY OF HALTON ACT, R.S.O. 1980, c.436, as amended, by acquiring the land for, constructing, operating and maintaining a landfill to contain 7.96 million cubic metres of waste in the Regional Municipality of Halton

- and -

IN THE MATTER OF an Order-in-Council O.C. 322/87 authorizing a funding panel established by the Environmental Assessment Board to distribute certain funds among eligible citizen group intervenors to the hearing with respect to the above application

- and -

WHEREAS the Environmental Assessment Board is authorized by Order-in-Council O.C. 322/87 to provide funding up to a total of \$30,000 in connection with the Joint Board hearing with respect to the above-mentioned facilities site proposed by the Regional Municipality of Halton.

AND WHEREAS the Environmental Assessment Board is authorized to distribute and divide these funds in accordance with conditions set out in Appendix A to the Order-in-Council among eligible citizens' group intervenors

TAKE NOTICE THAT a Funding Panel, established by the Chairman of the Environmental Assessment Board, will consider requests for funding by these intervenor groups on Monday, the 23rd day of February, 1987 commencing at 10:00 a.m. at the

*

Environmental Assessment Board Chambers
5th Floor
1 St. Clair Avenue West
Toronto, Ontario

Forms setting out the information that will be required by the Funding Panel must be completed prior to the Funding Hearing and can be obtained from the Environmental Assessment Board by telephoning the Hearings Registrar at (416) 323-4814.

DATED AT TORONTO THIS 10TH DAY OF FEBRUARY, 1987


Y. Lane
Hearings Registrar

APPENDIX A

INTERVENOR FUNDING CONDITIONS FOR THE PROPOSED HALTON LANDFILL SITE CONSOLIDATED HEARING BEFORE THE JOINT BOARD

Environmental Assessment Board Responsibilities

Applications to and administration of the funding conditions including the procedures to be followed and decisions taken are at the discretion of the Environmental Assessment Board which may act through such members or staff as are designated by the Chairman.

✓ Funding Eligibility Conditions

1. (1) Access to funding is contingent on the applicant, in the judgment of the Board, making all diligent efforts to raise funds through other means.
✓
- (2) Payments to a group being funded for the hearing shall not exceed the sum of 60% of the group's approved disbursements (except legal fees) and, subject to section 3, 100% of legal fees.
2. Disbursements for judicial proceedings related to or arising out of hearings or for any proceeding pursuant to federal legislation are not eligible for funding.
3. Legal fees eligible for inclusion as disbursements by a group being funded will be calculated on the basis of the legal aid tariff as if counsel was retained pursuant to the Legal Aid Act.
4. Eligible disbursements by a group being funded include
X legal counsel, expert witness fees, typing, printing,



photocopying and transcripts which are incurred specifically for the purpose of the hearing; [eligible* disbursements do not include administrative expenses, salaries or overhead expenses of a group.]

5. An applicant for public funding shall undertake, in writing, to seek costs and shall apply any amount received towards repayment of the Crown.
6. Funds provided are intended to supplement and not duplicate funds or services provided by public or private sources.

Funding Criteria

7. In deciding whether to grant funding, the Funding Panel shall consider:

(a) Whether there is a clear ascertainable interest to be represented and a specific purpose for the assistance;

- residents
social security
- youth of
Gall

(b) Whether a separate and adequate representation of a particular interest would assist and substantially contribute to the hearing;

see brief
any prob.
EPA

always grant grant for sep & indep. representation

(c) Whether there is a need, and whether the group has tried to raise funds through other means;

→ see budget city, Reg on. —

(d) Whether there is demonstrated a delineated purpose for the expenditure of funds;

— budget —

(e) Whether there has been a coordinated effort to bring a number of interests within one representative group;

- membership -
public meeting - efforts to join
WCCG COORDINATE

*Sheets **

(f) Whether the particular group has established a record of concern and a demonstrated commitment in a responsible way to that concern;

(g) Whether the group has in place the appropriate mechanisms to ensure accountability to the government and the community, i.e.;

Board
→ funding
→ treasurer
→ CEO - trust
(pomeroy)

→ budget
(i) a financial plan to support the specific purpose and needs of the group intervention for which funding is being requested;

(ii) the identification of key individuals responsible for:

1. monitoring progress to the overall plan; *exec*
2. fund raising; *committee*
3. liaising with and keeping the group membership informed; *executive*
4. keeping proper records to control the receipt and disbursement of monies; and *treasurer*
5. providing appropriate program and financial reports to the funding bodies;

(h) Whether the group or its members have a commercial financial interest in the outcome of the hearings; and

N/A
(i) Such other criteria as the Board, in its discretion, deems appropriate.