



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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Queen's Printer Bookstore  
Main Floor, Park Plaza  
10611 - 98 Avenue  
Edmonton, AB T5K 2P7  
Phone: 780-427-4952  
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### **Note**

All persons making use of this consolidation are reminded that it has no legislative sanction, that amendments have been embodied for convenience of reference only, and that the original Regulations should be consulted for all purposes of interpreting and applying the law.

(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