

Application Submission: Contaminated Sites Regulation Omnibus Amendment Transition 2016-2017

Purpose

Administrative Bulletin 3 prescribes the administrative process for legal instrument applications being submitted during the regulatory transition period ending October 31, 2017, when the new numerical standards under the Stage 10 Amendment to the Contaminated Sites Regulation (CSR) will come into force.

Legal instruments covered by this bulletin include:

- Determinations of Contaminated Site (whether a site is contaminated or not);
- Approvals in Principle;
- Certificates of Compliance; and
- Contaminated Soil Relocation Agreements.

The current CSR standards are those included in CSR B.C. Reg. 375/96 including amendments up to B.C. Reg. 4/2014, January 31, 2014.

The new CSR standards are those included in CSR B.C. Reg. 375/96 including amendments up to B.C. Reg. 253/2016, October 27, 2016.

This bulletin applies to applications for legal instruments submitted to the Ministry of Environment (ENV) and to the Contaminated Sites Approved Professionals (CSAP) Society for high and non-high risk sites respectively.

Details of Notice

Submissions and applications in support of numerical standard based CSR instruments

1. A submission for a numerical standards based CSR instrument received prior to 5:00pm PDT on October 31, 2017 will be processed using the current (i.e., existing) CSR standards.
2. A submission for a numerical standards based CSR instrument received on or after November 1, 2017 will be processed using the new Stage 10 (omnibus) amended CSR standards that come into effect on November 1, 2017.

3. An application is considered “received” by ENV or CSAP when:
 - a. A Contaminated Sites Services Application form for the submission has been submitted.
 - b. All fees related to the submission are paid in full.
 - c. A Contaminated Sites Service Application Number and/or Site ID is assigned for the submission or a CSAP Reference Number is assigned for the submission.
 - d. The submission has been date stamped by either the ministry or CSAP, as appropriate, indicating the date of receipt by the respective reviewing body (i.e., ENV or CSAP).
 - e. The application is not rejected by ENV or CSAP based on any immediate apparent deficiencies.
4. All submissions must be complete and of sufficient quality for the director to give adequate consideration to the application. Page 2 of the [Contaminated Sites Services Application form](#) outlines the key information requirements for submissions.
5. The director may reject submissions and applications that are incomplete or not of required quality. If a submission based on the current numerical standards and received prior to November 1, 2017 is rejected after November 1, 2017; a new submission and corresponding application based on the new CSR numerical standards that are in force at that time will have to be provided.
6. Submissions will be processed in the order received. Note that the director will hold for processing after November 1, 2017, any submission and application based on the new CSR numerical standards that is received prior to November 1, 2017.

NOTE: The Director will aim to review all applications in an expedient manner; however, a number of factors may impact application review time such as the number of applications in the queue and the complexity of the application.

Associated contaminated site documents:

[Contaminated Sites Services Application Form](#)

[Protocol 6 - Eligibility of Applications for Review by APs](#)

[Protocol 13-Screening Level Risk Assessment](#)

[Protocol 20-Detailed Ecological Risk Assessment Requirements](#)

[Technical Guidance 10-Checklist for Reviewing a PSI](#)

[Technical Guidance 11-Checklist for Reviewing a DSI](#)

[Administrative Guidance 3 - Applying for Contaminated Sites Services](#)

[Administrative Guidance 5 - Approved Professional Recommendations Relating to Low and Moderate Risk Sites](#)

[Procedure 6 - Establishing the Boundaries of a Site](#)

[Ministry Questions and Answers \(Q&As\)](#)

[CSAP Submission 101: The Basic Requirements under Protocol 6 for Instrument Recommendation](#)

Keywords: Stage 10 Amendment, Omnibus, Submission, Timeline, Review, legal instrument

Definitions: Terms used in this guidance are defined in the ministry's [Procedure 8, "Definitions and Acronyms for Contaminated Sites."](#)

For more information, contact the Environmental Emergencies and Land Remediation Branch at site@gov.bc.ca.