



ALBERTA
ENVIRONMENTAL APPEALS BOARD

NOTICE OF APPEAL

Under the *Environmental Protection and Enhancement Act* (Section 91), under the *Water Act* (Section 115), under the *Emissions Management and Climate Resilience Act* (Section 42), and under the *Government Organization Act* (Schedule 5).

This form must be received by the Environmental Appeals Board within stringent time limits after you receive notice of the decision by Alberta Environment and Protected Areas that you are appealing. These time limits are set out in section 91(4) of the *Environmental Protection and Enhancement Act*, section 116(1) of the *Water Act*, section 42(2) of the *Emissions Management and Climate Resilience Act*, and Schedule 5 of the *Government Organization Act*. **Please Note:** Those wishing to file a Notice of Appeal electronically, must also mail, fax or deliver their appeal with a signature to:

Environmental Appeals Board
306, 10011 – 109 Street
Edmonton, Alberta T5J 3S8
Phone: 780-427-6207 (Toll Free: 310-0000)
Fax: 780-427-4693
E-mail Notice of Appeal to: gilbert.vannes@gov.ab.ca
Website: www.eab.gov.ab.ca

You may wish to send your appeal to the Environmental Appeals Board by registered mail or courier, so that you know your appeal was received by the Board within the required time. It is your responsibility to ensure that your Notice of Appeal is received by the Board. If you do not have a copy of the *Environmental Protection and Enhancement Act* (Part 4), the *Water Act* (Part 9), the *Emissions Management and Climate Resilience Act* (section 42), the *Government Organization Act* (Schedule 5), the Environmental Appeal Board Regulation, or the Board's Rules of Practice, the Environmental Appeals Board will provide copies free of charge. Copies are also available for viewing on the Board's website.

TAKE NOTICE THAT

I, _____, of
(name) (please print)

(address)

Phone: (____) _____ Fax: (____) _____ E-Mail: _____

consider myself affected by a decision made according to the *Environmental Protection and Enhancement Act*, the *Water Act*, the *Emissions Management and Climate Resilience Act*, or the *Government Organization Act* and hereby appeal to the Environmental Appeals Board.

The information collected on this form is necessary to allow the Environmental Appeals Board to perform its function. The information is collected under the authority of the *Freedom of Information and Protection of Privacy Act*, section 33(c). Section 33(c) provides that personal information may only be collected if that information relates directly to and is necessary for the processing of your appeal. The information you provide will be considered a public record. If you have concerns with your information being part of the public record or if you have questions about how the Board deals with your information, please contact Gilbert Van Nes, General Counsel, Environmental Appeals Board.

If you are being represented, please provide the following information:

(name of person representing you)

(address of person representing you)

Phone: _____ Fax: _____ E-Mail: _____

You must provide all of the information requested. If you have any questions, please contact the Board. **The Board is separate and apart from Alberta Environment and Protected Areas and therefore the Board has no information related to any matters until a Notice of Appeal is filed and the Board requests the information from Alberta Environment and Protected Areas.** We do not have your Statement of Concern that you filed with Alberta Environment and Protected Areas and if you want the Board to consider the matters raised in your Statement of Concern, you should repeat those concerns in this Notice of Appeal.

1. I am appealing the decision of:

_____ dated _____
(name and title of person from Alberta Environment and Protected Areas who made the decision) (date of decision)

issued to _____
(name of company/person)

Location of operation or activity which is the subject of Alberta Environment and Protected Areas' decision (municipality, county, etc.):

On what date and how did you receive notice of Alberta Environment and Protected Areas' decision?

Please provide any further information you may have regarding the decision you are appealing. The information can be found on the decision or the notice of decision from Alberta Environment and Protected Areas and will assist us in processing your appeal.

(*Water Act* – file, application, licence, approval, enforcement action, or other numbers)

(*Environmental Protection and Enhancement Act* – file, application, approval, licence, enforcement action, or other numbers)

(*Emissions Management and Climate Resilience Act* – file, compliance order, administrative penalty, or other numbers)

(*Government Organization Act* – file, application, or other numbers)

2. Please select one of the following. The Notice of Appeal is submitted under the:

_____ *Environmental Protection and Enhancement Act*, section 91

_____ *Water Act*, section 115

_____ *Emissions Management and Climate Resilience Act*, section 42

_____ *Government Organization Act*, Schedule 5

Please ensure that you state all your concerns, objections, and reasons in this Notice of Appeal as you may be prevented from raising them later in your appeal if you do not include them here. Please be specific and attach additional sheets if necessary.

3. What parts of Alberta Environment and Protected Areas' decision do you not like? (Please refer to the section of the approval, licence, reclamation certificate, order, etc., issued by Alberta Environment and Protected Areas.)

4. (a) What are your concerns with Alberta Environment and Protected Areas' decision?

(b) How is Alberta Environment and Protected Areas' decision affecting you?

(c) Why do you not like the decision made by Alberta Environment and Protected Areas?

5. What would you like the Board to do to resolve the specific concerns you have noted above?

Please feel free to attach copies of any additional documents that may be of assistance to the Board.

Signature: _____

Dated at _____, Alberta, this _____ day of _____, 20____.