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Update from CNSC Staff

Mise à jour du personnel de la CCSN

Request from the Commission to the Municipality of Port Hope and the Canadian Nuclear Laboratories for the publication of radiological survey results conducted in Port Hope

Demande de la Commission à la municipalité de Port Hope et aux Laboratoires Nucléaires Canadiens pour la publication des résultats des contrôles radiologiques réalisés à Port Hope

Action item from August 22, 2018
Commission Meeting

Mesure de suivi de la réunion de la
Commission du 22 août 2018

Commission Meeting

Réunion de la Commission

February 20, 2019

Le 20 février 2019

MEMORANDUM / NOTE DE SERVICE

To / À: Marc Leblanc
 Commission Secretary
 c.c.: R. Jammal, K. Murthy, R. Buhr, P. McNelles

From / De: Haidy Tadros
 Director General
 Directorate of Nuclear Cycle and Facilities Regulation

Security Classification - Classification de sécurité	
N/A	
Our File - Notre référence	
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Your File - Votre référence	
RIB 14780	
Date	Tel. No. - N° de tél.
December 21, 2018	943-8948

Subject / Objet: RIB Action #14780 – Publication of Radiological Survey Results in Port Hope

This memo is to provide closure of Secretariat RIB Action #14780.

On August 22, 2018, at a public meeting held in Ottawa, Ontario, CNSC staff presented CMD 18-M30 (e-Doc [5554206](#)) to the Commission. This CMD provided a progress update on decommissioning and remediation activities being carried out by Canadian Nuclear Laboratories (CNL) at three prototype waste facilities, Whiteshell Laboratories, and the Port Hope Area Initiative. CNSC staff's CMD was made available for public to comment, through written submissions, for a 30-day period prior to the meeting.

With regards to the property surveys conducted in the municipality of Port Hope, as a part of the Port Hope Area Initiative, the Commission received an intervention, CMD 18-M30.6 (e-Doc [5596713](#)), which stated that property survey results for municipal roads and frontages (i.e., municipal property adjacent to private property) were not easily accessible and could only be obtained through the *Access to Information Act*. Subsequently, the Commission expressed concerns that these property survey results were not easily accessible to members of the public. At the time of the meeting, CNSC staff committed to work with CNL and the Municipality of Port Hope (MPH) to determine if information could be made more readily available to the public. This is captured in paragraphs 92 and 93 of the Minutes of the Canadian Nuclear Safety Commission (CNSC) Meeting Held on August 22-23, 2018 (e-Doc [5653650](#)).

Following the Commission meeting, CNSC staff made inquiries with MPH and CNL about the policies and processes they each have in place for providing property survey results to members of the public when requested. In a letter to CNSC staff (e-Doc [5727345](#)), MPH stated that it did not hold any information on property survey results. Notwithstanding, MPH indicated that the legal agreement between MPH and the Government of Canada would not permit MPH to disclose the information.

In an e-mail to CNSC staff (e-Doc [5727876](#)), CNL stated that it had confirmed with MPH that CNL can publically disclose property survey results for municipality-owned properties. CNL also indicated that since the time of the August Commission meeting, in response to the concerns expressed by the Commission and the intervenor, CNL had updated their process for how municipal property survey results will be disclosed to members of the public. Consequently, CNL will not be relying on the Access to Information and Privacy (ATIP) process for providing survey results. CNL has replaced their approach with a more transparent and accommodating process. The new process for obtaining the information involves working with the requestor to understand their specific interests and needs to ensure the correct information is provided. Following this, CNL will provide the information the requestor is seeking. In addition, CNL has also committed to help interpret the information provided to the requester through a one-on-one meeting.

CNSC staff are satisfied that MPH and CNL are working collaboratively for the purpose of disclosing municipal property survey results. CNL has taken positive steps to make Municipal property survey results more readily available to the public by amending its process for disclosing the information. Through regulatory oversight, CNSC staff will ensure that CNL effectively communicates the new process for disclosing Municipal property survey results to the public. For this reason, CNSC staff request that RIB Action #14780 be closed.