



Notice of Hearing in Writing

June 23, 2020

Ref. 2020-H-106

CNSC to conduct a hearing in writing on exemption from subsection 9(4) of the *Class I Nuclear Facilities Regulations*

In June 2020, the Canadian Nuclear Safety Commission (CNSC) will conduct a hearing based on written submissions. The Commission will consider whether to exempt, pursuant to section 7 of the *Nuclear Safety and Control Act*, a class of person – certified personnel whose certification will expire in 2020 – from subsection 9(4) of the *Class I Nuclear Facilities Regulations* (Class I Regulations).

In April and May 2020, Ontario Power Generation, New Brunswick Power Corporation and Bruce Power (the licensees) informed the CNSC that, due to the COVID-19 pandemic, the certification requalification programs at their facilities were postponed. As such, the licensees have requested relief with respect to personnel certifications that will expire in 2020 in order to ensure that they continue to be able to meet minimum shift complement requirements. Subsection 9(4) of the Class I Regulations specifies that personnel certifications expire five years after their date of issuance or renewal. An exemption by the Commission of a class of person in respect of this regulatory requirement would allow the licensees to recommence their certification programs while continuing to meet minimum shift complement requirements.

Pursuant to Rule 3 of the *Canadian Nuclear Safety Commission Rules of Procedure* (the Rules), the Commission has decided to vary the Rules in order to ensure that this hearing is dealt with as informally and expeditiously as the circumstances and the considerations of fairness permit. The Commission will consider written submissions from the licensees and CNSC staff. A panel of the Commission will then deliberate and render a decision on whether to grant the exemption and how it will define the class of person to which this exemption would apply.

The submissions from the licensees and CNSC staff are available on the CNSC website at nuclearsafety.gc.ca or on request to the Secretariat.

Following the deliberations and Commission decision on this matter, a record of decision will be published on the CNSC website and made available on request.

For further information on the public Commission hearing process, or on the licensees or the facilities being considered in this matter, or to request documents, contact:

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