

Comparison Table of the Former DOA with the Current DOA dated February 28, 2018

**All Bolded Text represents a change
(Includes changes to existing DOA provisions and new provisions requiring delegation)**

*Note: Any reference to a District Supervisor in this Schedule refers to either the District Resources Management Supervisor or the District Resource Operations Supervisor.

ARA Section	Former Delegation	New Delegation	Limitations
Sec. 1(3) - issue order declaring land not to be a pit or quarry	Assistant Deputy Minister, Policy Division	Assistant Deputy Minister, Regional Operations Division	
Sec. 1(4) - serve notice re declaring land not a pit or quarry	Assistant Deputy Minister, Policy Division Inspector delivers notice (if personal delivery)	Assistant Deputy Minister, Regional Operations Division Inspector delivers notice (if personal delivery)	
Sec. 1(6) – Adding conditions and time limit to order declaring land not to be a pit or quarry	New Section	Assistant Deputy Minister, Regional Operations Division	
Sec 3.1 – Consider whether adequate consultation with Aboriginal communities has been carried out	New Section	Person to whom the power relating to the licence or permit has been delegated	
Sec. 4(1) - designate in writing any person as an inspector	District Manager or Manager Land and Water Services Section	District Manager or Manager, Program Coordination Section	
Sec. 5(3) – substitute licence for permit	New Section	Regional Director	
Sec. 5(5) – add conditions to licence when substituting for permit	New Section	Regional Director	
Sec 7(5) – require an applicant to furnish additional information for a licence application	Previously not delegated	Assistant Deputy Minister Regional Operations Division	

ARA Section	Former Delegation	New Delegation	Limitations
Sec. 8(4) - approve a qualified person to prepare site plans for a Class A licence	Manager Land and Water Services Section	Manager, Program Coordination Section	
Sec. 10 - determine information required to describe zoning	Inspector	Inspector	
Sec. 11(1) - require the applicant to comply with prescribed notification and consultation procedures	Inspector	Inspector	
Sec. 11(5) - refer application and objections to the Board for a hearing and direct the Board to determine only the issues specified in the referral	Regional Director	Regional Director	
Sec. 11(6)(c) – notify the Board of the Minister’s intention to be a party to the hearing	New Section	Regional Director	
Sec. 11(12) – refer application to the Board where Minister refuses to issue a licence and applicant requests hearing	Previously not delegated	Regional Director	
Sec. 12.1(2) - serve notice to applicant regarding doubt as to whether the location of the site complies with the zoning by- law	District Manager signs notice Inspector delivers notice (if personal delivery)	District Manager signs notice Inspector delivers notice (if personal delivery)	
Sec. 13(2) - add, rescind or vary a condition on a licence	Regional Director	Regional Director	
Sec. 13(3)(a) - serve notice with reasons to a licensee if a condition is proposed to be added,	District Manager signs notice	Regional Director signs notice	

ARA Section	Former Delegation	New Delegation	Limitations
rescinded or varied to licence	Inspector delivers notice (if personal delivery)	Inspector delivers notice (if personal delivery)	
Sec. 13(3)(b) – service notice with reasons to local municipality, regional municipality and/or county regarding adding, rescinding or varying a condition	District Manager signs notice Inspector delivers notice (if personal delivery)	Regional Director signs notice Inspector delivers notice (if personal delivery)	
Sec. 13(7) - refer the matter to the Board for a hearing if a hearing is requested	Regional Director	District Manager	
Sec. 13(11) - carry out the proposal if a hearing is not required	Regional Director	Regional Director	
Sec. 14(5) – waive requirement to pay all or part of an annual licence fee	New Section	Manager, Program Coordination Section	
Sec. 15.1(4) - establish a fee for a copy of an annual compliance assessment report	District Manager	District Manager	
Sec. 15.1(5)(a)(i) - extend period of remediation of more than 90 days	Inspector	Inspector	
Sec. 16(1) - require a licensee to amend the site plan	Assistant Deputy Minister, Regional Operations Division	Assistant Deputy Minister, Regional Operations Division	
Sec. 16(2) - give approval to a licensee to amend the site plan	Regional Director	District Manager Regional Director	The District Manager may exercise this power only in respect of minor amendments as determined in accordance with Aggregate Resources Policies and Procedures. The Regional Director may exercise this power only in respect of major amendments as determined in accordance with Aggregate Resources Policies and Procedures.

ARA Section	Former Delegation	New Delegation	Limitations
Sec. 16(3) - require an amended site plan to be prepared and certified by a qualified person	Inspector	Inspector	
Sec. 16(5)(a) - serve notice with reasons to a licensee regarding a proposed site plan amendment	District Supervisor signs notice Inspector delivers notice (if personal delivery)	Person who makes the decision under subsection 16(1) or 16(2) signs notice Inspector delivers notice (if personal delivery)	
Sec. 16(5)(b) - serve notice with reasons to local municipality, regional municipality and/or county regarding a proposed site plan amendment	District Supervisor signs notice Inspector delivers notice (if personal delivery)	Person who makes the decision under subsection 16(1) or 16(2) signs notice Inspector delivers notice (if personal delivery)	
Sec. 16(7) – carry out proposal before 30 days have elapsed if all comments have been received or if the licensee waives the right to a hearing	Previously not delegated	Regional Director	
Sec. 16(9) - refer the matter to the Board for a hearing if a hearing is requested	Regional Director	District Manager	
Sec. 16(13) - carry out proposal if a hearing is not required	Regional Director	Regional Director	
Sec. 18(1) - transfer of a licence	Regional Director	District Manager	
Sec. 18(3)1 - transfer licence with consent	Regional Director	District Manager	
Sec. 18(3)2 - serve notice of proposal to refuse transfer of the licence	Regional Director Inspector delivers notice (if personal delivery)	Regional Director Inspector delivers notice (if personal delivery)	

ARA Section	Former Delegation	New Delegation	Limitations
Sec. 18(4)1 - serve notice of proposal to transfer the licence on the licensee, with reasons	Regional Director Inspector delivers notice (if personal delivery)	Regional Director Inspector delivers notice (if personal delivery)	
Sec. 18(4)2 - serve notice of proposal to refuse transfer of the licence on the applicant, with reasons	Regional Director Inspector delivers notice (if personal delivery)	Regional Director Inspector delivers notice (if personal delivery)	
Sec. 18(6) - refer the matter to the Board for a hearing if a hearing is required	Regional Director	Regional Director Inspector delivers notice (if personal delivery)	
Sec. 18(10) - carry out proposal if a hearing is not required	Regional Director	Regional Director Inspector delivers notice (if personal delivery)	
Sec. 19(1) - accept the surrender of a licence	Inspector	Inspector	
Sec. 20(1) - revoke a licence if the licensee is insolvent, deceased, wound up or dissolved	New Section	Regional Director	Regional Director may only exercise this power if the licence is revoked for the reasons set out under clause 12(1) (b), (c) or (d).
Sec. 20(2) - serve notice of intention to revoke a licence because the licensee is insolvent, deceased, wound up or dissolved	District Manager Inspector delivers notice (if personal delivery)	District Manager Inspector delivers notice (if personal delivery)	
Sec. 20(3) – serve notice of revocation with reasons if the licensee is insolvent, deceased, wound up or dissolved	Previously not delegated	Regional Director	Regional Director may only exercise this power if the licence is revoked for the reasons set out under clause 12(1) (b), (c) or (d).
Sec. 20(6) - refer the matter to the Board for a hearing if a hearing is required	Regional Director	District Manager	

ARA Section	Former Delegation	New Delegation	Limitations
Sec. 22(1) - suspend a licence ¹	Inspector	Inspector	
Sec. 23(3) - make a determination whether wayside application can be considered	Inspector	Inspector	
Sec. 23(5) - require additional information on wayside permit application	Director, Natural Heritage, Lands and Protected Spaces Branch	Regional Director	
Sec. 23(6) - require the applicant to comply with prescribed notification and consultation procedures	Inspector	Inspector	
Sec. 26 - consider criteria governing issuance of permit	District Supervisor	District Supervisor	
Sec. 27(1) - issue a wayside permit where location of the site contravenes a zoning by-law	District Supervisor	District Supervisor	
Sec. 30(1) - issuance of a wayside permit with conditions	District Supervisor	District Supervisor	
Sec. 30(2) - add, rescind or vary a condition on a wayside permit	District Supervisor	District Supervisor	
Sec. 30(3) - Require a permittee to amend the site plan	District Supervisor	District Supervisor	
Sec. 30(4) - Give approval to a permittee to amend the site plan	District Supervisor	District Supervisor	
Sec. 30(5) - Serve notice with reasons on the permittee and the local municipality, regional	District Supervisor signs notice	District Supervisor signs notice	

¹ For greater certainty, the duty to serve a notice of suspension of a licence under ss. 22(2) shall be carried out by the same person who exercises the power to suspend a licence under ss. 22(1).

ARA Section	Former Delegation	New Delegation	Limitations
municipality and/or county regarding actions taken proposed to change a condition or amend a site plan.	Inspector delivers notice (if personal delivery)	Inspector delivers notice (if personal delivery)	
Sec. 31(2) - Extend the expiration date of a wayside permit	District Supervisor	District Supervisor	
Sec. 32(1) - suspend wayside permit	Inspector	Inspector	
Sec. 32(1) - revoke wayside permit for any contravention ²	District Supervisor	District Supervisor	
Sec. 32(1.1) – revoke wayside permit if permittee is insolvent, deceased, wound up or dissolved	New Section	District Supervisor	
Sec. 32(5) - revoke a suspended wayside permit for failure to remediate	District Supervisor	District Supervisor	
Sec. 34(4.2) - waive requirement to pay an aggregate permit application fee	Manager Land and Water Services Section	Manager, Program Coordination Section	
Sec. 34(5) direct the person in writing to apply for a licence rather than a permit	Regional Director	Regional Director	
Sec. 34(7)(a) - exempt a person from requiring an aggregate permit	Assistant Deputy Minister, Policy Division	Assistant Deputy Minister, Policy Division	
Sec. 36(2) - require an applicant to furnish additional information before further consideration of an application	Director, Natural Heritage, Lands and Protected Spaces Branch	Regional Director	

² For greater certainty, the duty to serve a notice of suspension or revocation of a wayside permit under ss. 32(2) shall be carried out by the same person who exercises the power to suspend or revoke a wayside permit under ss. 32(1) or ss. 32(1.1).

ARA Section	Former Delegation	New Delegation	Limitations
Sec. 37(1) - issue aggregate permit with conditions	Regional Director	Regional Director	
Sec. 37(6) - add, rescind or vary a condition of an aggregate permit	Regional Director	Regional Director District Manager	District Manager may only vary a condition on an aggregate permit to reduce the maximum annual tonnage limit.
Sec. 37(7) - require an aggregate permittee to amend site plan	Regional Director	Regional Director	
Sec. 37(8) - approve amendment to a site plan	Regional Director	Regional Director District Manager	The District Manager may exercise this power only in respect of minor amendments as determined in accordance with Aggregate Resources Policies and Procedures. The Regional Director may exercise this power only in respect of major amendments as determined by Aggregate Resources Policies and Procedures.
Sec. 37.1(3) - waive the annual aggregate permit fee requirement	Manager Land and Water Services Section	Manager, Program Coordination Section	
Sec. 38 - authorize the removal of undisturbed aggregate that is subject to an aggregate permit	District Manager	District Manager	
Sec. 40.1(4) - establish a fee for a copy of a compliance report	District Manager	District Manager	
Sec 40.1(5)(a)(i) - extend period of remediation to more than 90 days	Inspector	Inspector	
Sec. 41 - transfer aggregate permit	District Manager	District Manager	

ARA Section	Former Delegation	New Delegation	Limitations
Sec. 41.1 - accept the surrender of an aggregate permit	Inspector	Inspector	
Sec. 42 (a) - refuse to issue an aggregate permit	District Manager	Regional Director	
Sec. 42 (b) - refuse to transfer an aggregate permit	District Manager	District Manager	
Sec. 42 (c) – revoke an aggregate permit	District Manager	District Manager	
Sec. 43(1) - serve notice of refusal to issue permit, revocation of permit, proposal to add, rescind or vary a condition, or for proposing to amend site plan	District Manager signs notice Inspector delivers notice (if personal delivery)	Regional Director or District Manager signs notice Inspector delivers notice (if personal delivery)	Regional Director may sign a notice of proposed action, including reasons, to refuse to issue an aggregate permit under 42(a). District Manager may sign a notice of proposed action, including reasons, to refuse to transfer an aggregate permit under 42(b) or to revoke an aggregate permit under 42(c).
Sec. 43(4) - carry out a proposal to add, rescind or vary a condition of an aggregate permit, or require an amendment of a site plan if not referred to the Commissioner or transfer without consent	District Manager	District Manager	
Sec. 44(2) - refer the matter to the Commissioner for a hearing if a hearing is required	District Manager	District Manager	
Sec. 44(5) - serve decision notice on the parties to the hearing based on consideration of Commissioner's recommendations	District Manager signs notice Inspector delivers notice (if personal delivery)	Regional Director or District Manager signs notice Inspector delivers notice (if personal delivery)	Regional Director may sign a notice of proposed action, including reasons, to refuse to issue an aggregate permit under 42(a). District Manager may sign a notice of proposed action, including reasons, to refuse to transfer an aggregate permit under 42(b) or to revoke an aggregate permit under 42(c).

ARA Section	Former Delegation	New Delegation	Limitations
Sec. 45(1) - suspend an aggregate permit ³	Inspector	Inspector	
Sec. 45(5) - revoke a suspended aggregate permit for failure to remediate	District Supervisor	District Manager	
Sec. 46(1) - determine the royalty per tonne (above minimum)	Director, Natural Heritage, Lands and Protected Spaces Branch	Director, Natural Resources Conservation Policy Branch	
Sec. 46(3) - require deposit payable to the Trust or other prescribed person or entity for any royalty payment	Inspector	Inspector	
Sec. 48(1) - determine if progressive and final rehabilitation for the site has been satisfied	Inspector	Inspector	
Sec. 48(2) - order progressive rehabilitation or final rehabilitation	Inspector	Inspector	
Sec. 55(1) - permit entry onto a licensee/permittee's site, or a former licensee/permittee's site to undertake rehabilitation work	Inspector	Inspector	
Sec. 63.1(2) - designate a person to dispose of an appeal	Assistant Deputy Minister, Regional Operations Division	Assistant Deputy Minister, Regional Operations Division	
Sec. 68(1) - relieve a licensee, permittee or applicant from compliance in whole or in part with any provisions of the regulations	Regional Director	Regional Director	
Sec. 68(3) - rescind or vary relief from	Regional Director	Regional Director	

³ For greater certainty, the same person who exercises the power to suspend an aggregate permit under ss. 45(1) shall also serve notice of the suspension under ss. 45(3).

ARA Section	Former Delegation	New Delegation	Limitations
compliance upon written notice			
Sec.68(4) - serve notice of relief from compliance including reasons upon clerk of each municipality	Regional Director signs notice Inspector delivers notice (if personal delivery)	Regional Director signs notice Inspector delivers notice (if personal delivery)	
Sec. 71(2) - determine, if doubt exists, whether a pit or quarry is an established pit or quarry	Inspector	Inspector	
Sec. 71(5) 1 – determine whether a site plan or sketch is acceptable	Inspector	Inspector	
Sec. 71(5) 3 – request proof of established pit or quarry and compliance with zoning by-law	New Section	Inspector	
Sec. 71(6) - request site plan for a licence issued to an established pit and quarry operation in a newly designated area	Inspector	Inspector	