
ALBERTA ENVIRONMENTAL APPEAL BOARD

Discontinuance of Proceedings

Date of Withdrawal - September 6, 1996

IN THE MATTER OF Sections 84, 85, 86 and 87 of the *Environmental Protection and Enhancement Act*, (S.A. 1992, ch. E-13.3 as amended);

-and-

IN THE MATTER OF an appeal filed by David Slater of Paramount Resources with respect to Administrative Penalty #96/09-PCD-AP-96/11 issued by the Director of Pollution Control, Alberta Environmental Protection to Paramount Resources Ltd. and the letter of withdrawal from David Slater dated September 6, 1996, the Board hereby discontinues its proceedings in this matter and will be closing its file pursuant to section 87(7) of the *Environmental Protection and Enhancement Act*.

Cite as: Paramount Resources Ltd. v. Director of Pollution Control,

Alberta Environmental Protection

BACKGROUND

On July 18, 1996, David Slater of Paramount Resources Ltd. filed a Notice of Appeal to the Environmental Appeal Board with respect to Administrative Penalty #96/09-PCD-AP-96/11 issued by the Director of Pollution Control regarding Approval No. 93-AL-112 for the Saleski Sour Gas Plant. The appeal was with respect to the magnitude of an administrative penalty in the amount of \$4,500 which was imposed for failing to provide monthly reports as required.

On July 18, 1996, the Board wrote to the Alberta Energy and Utilities Board (AEUB) and the Natural Resources Conservation Board (NRCB) requesting both advise whether the matter was the subject of a public hearing or review under either of their Boards. In addition, the Board requested the Department of Environmental Protection requesting all related correspondence, documents and materials. On July 22, 1996, William Kennedy, solicitor for NRCB, advised the Board that the appeal does not deal with a matter that has been the subject of a review under the provisions of the NRCB Act. On July 23, 1996, Robert Heggie, counsel for the AEUB, advised the Board that they have not reviewed not held public hearings concerning this appeal.

On September 13, 1996, the Board received a letter dated September 6, 1996, from Charles E. Morin, Paramount Resources Ltd., stating:

“Paramount hereby withdraws the aforementioned Notice of Appeal. We regret that this appeal cannot be addressed by written submission only (due to the Director of Pollution Control’s objection thereto). Considering the overall cost involved in proceeding with a hearing (out of pocket expense and the staff time required to prepare for and attend the hearing), we believe that it would not be in the Board’s or Paramount’s best interests to pursue this matter further.”

The Board then advised all parties in writing of this information on September 13, 1996, indicating that pursuant to section 87(7) of the *Environmental Protection and Enhancement Act*, the Board hereby discontinues its proceedings in this matter and will be closing its file.

DECISION

The appeal is therefore withdrawn.

Dated on September 13, 1996, at Edmonton, Alberta.

William A. Tilleman, Chair