

Application for Investigation Form

(also accessible online on the ECO's website)



**Environmental
Commissioner
of Ontario**

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Environmental
Commissioner
of Ontario

Application for Investigation Part V, *Environmental Bill of Rights, 1993*

General Information About This Application

The personal information requested in this Application is gathered under the legislative authority of the *Environmental Bill of Rights, 1993 (EBR)*. All the information requested on this form is required by the *EBR* for the minister to determine whether to conduct an Investigation into an alleged contravention of a prescribed act, regulation or instrument.

The *EBR* does not allow the Environmental Commissioner of Ontario or the ministry to disclose personal information about applicants. The *EBR* protects the personal information provided by applicants. Applicants' personal information may be disclosed if the Investigation results in further government action outside of the *EBR* such as:

- A prosecution, or
- Other administrative action

For more information on the requirements of this Application and how to use the EBR please contact:

**Public Information and Outreach Officer
Environmental Commissioner of Ontario
1075 Bay Street, Suite 605
Toronto, ON, M5S 2B1**

**Phone: 416-325-3377
Toll Free: 1-800-701-6454
Fax: 416-325-3370
e-mail: commissioner@eco.on.ca**

Instructions

1. Type or print clearly in ink.
2. Ensure both applicants sign and date the Application.
3. Complete all the sections.
4. Clearly indicate the section of the Application to which any additional documentation applies.
5. Ensure that your sworn statement is attached and properly affirmed before a commissioner for taking affidavits in Ontario.
6. Keep a copy of the Application for your files.
7. Submit your original Application and supporting documents to the Environmental Commissioner of Ontario at the address above.

1. APPLICANTS

Please complete 1(a) and 1(b) **OR** complete 1(a) and 1(c) if one of the applicants is a corporation. If both applicants are corporations, please copy the declaration form for 1(c) and attach the second completed declaration form to this application.

1. a) Applicant Number One

_____	_____	_____
Last Name	First Name	Initial
_____		_____
Address		Apartment

ONTARIO		
_____	_____	_____
City	Province	Postal Code
()	()	
_____	_____	
Residence Telephone	Business Telephone	

Declaration of Ontario Residency:

I _____ am an Ontario resident and have been since _____
(Print Name) (Month, Year)

Signature

Date

1. b) Applicant Number Two

_____	_____	_____
Last Name	First Name	Initial
_____		_____
Address		Apartment
_____	ONTARIO	_____
City	Province	Postal Code
()	()	
Residence Telephone	Business Telephone	

Declaration of Ontario Residency:

I _____ am an Ontario resident and have been since _____
(Print Name) (Month, Year)

Signature

Date

1. c) Corporate Applicant

If there are two corporate applicants, please copy this declaration form and attach the second completed declaration form to this application.

_____	_____
Name of Corporation	Name of Position of Corporate Officer
_____	ONTARIO
Address	City Province
_____	()
Postal Code	Business Telephone

Declaration of Incorporation in Ontario:

The _____ is an Ontario or Canadian Federal Corporation, carrying on
(Name of Corporation)
business with its head office in Ontario, established by articles of incorporation in _____
(Month, Year)

Date

Name of Officer and Position

Company Number

Signature

2. ALLEGED CONTRAVENOR(S)

Provide the name and address of the person(s) or company(ies) that you believe has/have contravened an act, regulation or instrument prescribed for investigation under the *Environmental Bill of Rights, 1993*.

Company/Individual Name

Address

Unit/Apartment

ONTARIO

City

Province

Postal Code

()
Residence Telephone

()
Business Telephone

Are you an employee of the suspected contravenor? Please mark Yes or No with an X.

Applicant Number One: Yes No

Applicant Number Two: Yes No

3. a) ALLEGED CONTRAVENTION

Act _____

Section Number _____

Regulation _____

Section Number _____

Instrument Type/Number _____

Condition Number _____

To confirm that the EBR's application for investigation provisions apply to the act, regulation or instrument that you allege has been contravened, check the ECO's website for a [list of ministries subject to the EBR](#) and a [list of acts subject to the EBR](#), or refer to [O. Reg. 73/94](#) (ministries, acts and regulations) or [O. Reg. 681/94](#) (instruments).

Sworn Statement

The *Environmental Bill of Rights, 1993* also requires that each applicant make a sworn statement that he or she believes that the facts alleged in the Application are true. After you have completed this Application, bring the Application before a Judge, Justice of the Peace, lawyer, MPP or anyone else who is a Commissioner for taking affidavits and have the Application sworn or affirmed before you forward it to the Environmental Commissioner of Ontario. Two statutory declaration forms are attached for your use.

Forms are on following pages.

APPLICANT 1

CANADA
Province of Ontario

IN THE MATTER OF

TO WIT:

I, _____ of the _____
(full name) (city, town, etc.)

in the province of Ontario SOLEMNLY DECLARE THAT the attached documentation and statements are true to the best of my knowledge.

AND I make this solemn Declaration conscientiously believing it to be true, and knowing that it is of the same force and effect as if made under oath.

DECLARED before me at the

_____ of _____

in the Province of Ontario

this _____ day of _____, 20____

A Notary Public, Commissioner of Oaths, etc.

APPLICANT 2

CANADA
Province of Ontario

IN THE MATTER OF

TO WIT:

I, _____ of the _____
(full name) (city, town, etc.)

in the province of Ontario SOLEMNLY DECLARE THAT the attached documentation and statements are true to the best of my knowledge.

AND I make this solemn Declaration conscientiously believing it to be true, and knowing that it is of the same force and effect as if made under oath.

DECLARED before me at the

_____ of _____

in the Province of Ontario

this _____ day of _____, 20____

A Notary Public, Commissioner of Oaths, etc.



Application for Investigation Checklist

Before you send your Application for Investigation and supporting documents to the Environmental Commissioner of Ontario, make sure you have...

- Completed the forms for Applicant Number One **AND** Applicant Number Two, including the signatures of both applicants
- If you are a corporate applicant, provided the proper legal name of the corporation **AND** completed the declaration of incorporation in Ontario
- Provided a sworn statement from **EACH** applicant that the applicant believes that the facts alleged in the application are true
- Specified the section(s) of the act(s), regulation(s) or instrument(s) that you believe was/were contravened
- Double checked that the section(s) of the act(s), regulation(s) or instrument(s) that you believe was/were contravened is/are subject to an *EBR* Application for Investigation
- Provided the names and addresses (if possible) of each person alleged to have been involved in the commission of the contravention(s)
- Described the nature of the alleged contravention(s)
- Included as much information as you can to support your application, including the names and addresses of any witnesses, any documents or materials that you believe should be considered in the investigation, and copies of any documents or other evidence (if possible)
- Provided details of any previous contact that you have had with the office of the Environmental Commissioner of Ontario or any ministry regarding the alleged contravention(s)
- Addressed your original Application for Investigation to:
The Environmental Commissioner of Ontario
1075 Bay Street, Suite 605
Toronto, ON M5S 2B1
- Retained a copy of your Application for Investigation and supporting documents for your own records

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