



# Record of Decision

## Commission Ruling on Request to Protect Confidential Information

**Requestor:** Saskatchewan Research Council

**Matter:** 24-H108 – 18 Month Renewal of the Waste Nuclear Substance Licence WNSL-W5-3151.00/2024 – Saskatchewan Research Council Gunnar Legacy Uranium Mine Site

**Proceeding:** Public Hearing in Writing, to be held in fall 2024

With respect to the matter noted above, the Commission has considered the Saskatchewan Research Council’s (SRC) [request](#)<sup>1</sup> for confidentiality for the following documents. This request was made pursuant to rule 12 of the [Canadian Nuclear Safety Commission Rules of Procedure \(the Rules\)](#).

The Commission’s ruling on this request is that, for the purposes of this proceeding:

Table 1: Ruling				
Document Title	Information will be Protected		Measure(s) to be Taken	Determination
	Yes	No		
1. October 20, 2023 Application - Attachment C: SRC Programs and Plans (e-Doc <a href="#">7197374</a> , page 26)	✓	<input type="checkbox"/>	Only the summary will be disclosed.	The Commission finds that, in accordance with subrule 12(1)(b) of the Rules, the information contained in this attachment is of a commercial and personal nature that is treated consistently as confidential, and the person affected has not consented to the disclosure. In accordance with subrule 12(1)(a), the attachment also includes information on site security.  SRC has made a non-confidential description of the information publicly available to satisfy the public interest for the purpose of this hearing.

<sup>1</sup> Saskatchewan Research Council’s Request for Confidentiality of Material Submitted in Relation to the Renewal of the Waste Nuclear Substance Licence WNSL-W5-3151.00/2024 – Saskatchewan Research Council Gunnar Legacy Uranium Mine Site – CMD 24-H108, September 4, 2024, e-Doc 7356614

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<p>2. October 20, 2023 Application - Attachment D: Prime Contractor (QM Points plans) (e-Doc <a href="#">7197374</a>, page 259)</p>	<p>✓</p>	<p><input type="checkbox"/></p>	<p>Only the summary will be disclosed.</p>	<p>The Commission finds that, in accordance with subrule 12(1)(b) of the Rules, the information contained in this attachment is of a commercial and personal nature that is treated consistently as confidential, and the person affected has not consented to the disclosure. In accordance with subrule 12(1)(a), the attachment also includes information on site security.</p> <p>SRC has made a non-confidential description of the information publicly available to satisfy the public interest for the purpose of this hearing.</p>
<p>3. October 20, 2023 Application - Attachment E: Financial Assurance Letter (e-Doc <a href="#">7197374</a>, page 466)</p>	<p><input type="checkbox"/></p>	<p>✓</p>	<p>None—the information will be disclosed.</p>	<p>The Commission finds that the financial assurance letter does not contain the information described in subrules 12(1)(a), (b), or (c) of the Rules which would warrant the Commission to take measures to protect the letter from public disclosure.</p> <p>The Commission determines that disclosure of the financial assurance letter supports SRC’s requirement to maintain a financial guarantee for the Gunnar Legacy Uranium Mine Site and is in the public interest.</p>
<p>4. October 20, 2023 Application - Attachment F: Community Engagement Table (e-Doc <a href="#">7197374</a>, page 468)</p>	<p>✓</p>	<p><input type="checkbox"/></p>	<p>Only the summary will be disclosed.</p>	<p>The Commission finds that, in accordance with subrule 12(1)(b) of the Rules, the information contained in this attachment is of a personal nature that is treated consistently as confidential and the person affected has not consented to the disclosure.</p> <p>SRC has made a non-confidential description of the information publicly available to satisfy the public interest for the purpose of this hearing.</p>

Where the Commission has ruled in favour of confidentiality, the Commission is satisfied that:

- as per subrule 12(1)(a) and (b) of the Rules, the above documents include both information that involves nuclear security and confidential information of a commercial or personal nature that is treated consistently as confidential and the person affected has not consented to the disclosure; and
- as per 12(2)(a) and 12(2)(b) of the Rules, protection of the information outweighs in importance the public interest in public hearings and disclosure of evidence, and the measures are designed so as not to affect the public nature of the proceeding except to the extent necessary to adequately protect the information.

Where the Commission has ruled against the request for confidentiality, the Commission found that:

- the request does not meet the criteria set out in subrule 12(1)(a), (b), or (c) of the Rules; and
- the public interest in public hearings and disclosure of evidence outweighs the reasons given for the request to protect the information.

Therefore, as per subrule 12(3)(b) of the Rules and as described in Table 1, the Commission requires that:

- the publication of information given to the Commission be restricted for items 1, 2, and 4
- the information given to the Commission be disclosed for item 3

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Pierre Tremblay  
Commission President

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Date