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<input checked="" type="checkbox"/> Unclassified Information

## ORDER UNDER SECTION 35 OR PARAGRAPH 37(2)(f) OF THE *NUCLEAR SAFETY AND CONTROL ACT*

<b>Index no./Order no.</b> 1166	<b>1. CNSC licence no. (if applicable)</b> 16507-1-28.0	<b>2. Date of order (YYYY-MM-DD)</b> 2024-09-17
<b>3. Company/licensee (if applicable) and address</b> Enviro-Ex Contracting Ltd		
<b>4. Name (and title or position) of person(s) receiving the order</b> William Hoban, Radiation Safety Officer.		
<b>5a. Actions or measures required to be taken by licensee and/or other person(s) (specify) in respect of any facility, place, substance, vehicle, equipment or information (specify), including any time limits or restrictions</b> All portable gauges in your possession are to be immediately placed in safe and secure storage. Enviro-Ex Contracting Ltd is hereby prohibited from further transport of the portable nuclear gauges until it has demonstrated to the satisfaction of the Canadian Nuclear Safety Commission (CNSC) that it is capable of ensuring full compliance with the Packaging and Transport of Nuclear Substance Regulations and the Transport of Dangerous Goods Regulations.		
<input type="checkbox"/> Addenda attached		
<b>5b. This order is closed when all terms listed in 5a of this form have been fulfilled, and</b> The CNSC has informed the licensee, Enviro_Ex Contracting Ltd, that it is satisfied with the corrective actions taken to address all of the Notices of Noncompliance identified in the inspection report identified below.		
<input type="checkbox"/> Addenda attached		
<b>6. Information on which order is based</b> Preliminary Inspection Report C-16507-PL-240917-1 provided to the licensee following an unannounced field inspection at a construction site at Cottonwood River on Hwy 97, north of Quesnel, B.C in Sept 17th 2024. The inspection determined that the licensee had failed to assure worker and public safety by effectively managing the safe transport of dangerous goods.		
<input type="checkbox"/> Addenda attached		
<b>7. Time limit for complying</b> <input type="checkbox"/> Immediately <input type="checkbox"/> Specified time (YYYY-MM-DD)		

8. CNSC inspector or designated officer making the order	
Name: Peter Larkin	Title: Regional Site Supervisor
Address: 670, 220 4th Avenue SE, Calgary , AB	Email Address: peter.larkin@cnscccsn.gc.ca
Telephone: 403-850-5414	Fax: (613) 995-5086

Signature  
(certificate)

**Larkin, Peter**

Digitally signed by Larkin, Peter  
DN: C=CA, O=GC, OU=CNSC-CCSN, CN="Larkin, Peter"  
Reason: I am the author of this document  
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9. Method of transmitting the order:  Personal delivery  Mail  Email  Fax  Other (specify) \_\_\_\_\_

**SUMMARY OF SOME RELEVANT SECTIONS OF THE NUCLEAR SAFETY AND CONTROL ACT**

**ORDERS OF AN INSPECTOR**

**35(1)** Refer to this subsection for orders issued to licensees.  
**35(2)** Refer to this subsection for orders issued to any person.

**DESIGNATED OFFICERS**

**37(2)(f)** The Commission may authorize a designated officer to make any order that an inspector may make under subsection 35(1) or (2).

**PROCEDURES**

**38** Every order of an inspector and every order of a designated officer under paragraph 37(2)(f) shall be made, and every measure under paragraph 37(2)(c), (d) or (g) shall be taken, in accordance with the *Canadian Nuclear Safety Commission Rules of Procedure*.

**COMPLIANCE WITH ORDER**

**41** Every person named in or subject to an order of the Commission, an inspector or designated officer shall, regardless of whether or not the person has had an opportunity to make representations with respect to the order, comply with the order within the time specified in it or, if no time is specified, immediately.

**OPPORTUNITY TO BE HEARD**

Refer to sections **39 and 40** of the *Nuclear Safety and Control Act*.

**LIABILITY FOR COSTS**

Refer to section **42** of the *Nuclear Safety and Control Act*.

**OFFENCES AND PUNISHMENT**

Refer to sections **48 to 65** of the *Nuclear Safety and Control Act*.

