



Confidential - Prescribed Information
 Unclassified Information

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

Index no./Order no. 1264	1. CNSC licence no. (if applicable) 12085-1-25.1	2. Date of order (YYYY-MM-DD) 2024-05-30
3. Company/licensee (if applicable) and address C. Villeneuve Construction Co. Ltd.		
4. Name (and title or position) of person(s) receiving the order Stephane Lehoux, Senior Civil Manager/Radiation Safety Officer.		
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 The licensee must immediately remove worker, Remi Lacroix from all activities involving radiation devices as identified in the licence until it can be demonstrated to the satisfaction of the CNSC that the worker has been retrained and requalified with regards to their regulatory obligations and the licensee's internal procedures, as appended to the licence and referenced as CNSC Document Number; 6262774, pertaining to the safe use, handling and security of radiation devices. In addition, the licensee must provide the CNSC with evidence that they have taken immediate steps to prevent untrained and unauthorized workers from performing licensed activities with radiation devices.		
<input type="checkbox"/> Addenda attached		
5b. This order is closed when all terms listed in 5a of this form have been fulfilled, and CNSC staff is satisfied with the corrective actions implemented by the licensee; C. Villeneuve Construction Co. Ltd., to address the violation as stated in section 5(a). As part of the corrective actions, the licensee must provide a written review of the circumstances which led to this violation. The written review must also include the specific steps they have taken to prevent reoccurrence.		
<input type="checkbox"/> Addenda attached		
6. Information on which order is based A radiation device, Troxler portable gauge SN 63601, was visible on a grassy embankment near a crew of workers performing work on a ditch construction job on the north side of the Trans-Canada Highway just east of the Kapuskasing city limits. CNSC Inspectors asked who is looking after the device and were directed to a worker sitting in a vehicle on the road about 30 yards from the device. This worker, Sylvain Albert, informed CNSC that he worked for a company called Techniarp. When asked if he had performed work with the device on this day he said "yes". When asked if he had received radiation safety training he answered "no". Further questioning of members of the work crew confirmed that a trained member of C. Villeneuve Construction Co. Ltd., Remi Lacroix, had brought the device to the job site and told the worker from Techniarp to use and supervise the device while he left the site. During this time Techniarp worker Sylvain Albert performed 4 compaction tests and had recorded the results in a logbook belonging to Sebastien Leonard, a C. Villeneuve Construction Co. Ltd. worker with current TDG and radiation safety training from the licensee who was also at the job site. Remi Lacroix eventually returned to site and verified that he left the device in Sylvain Albert's possession to use and was unaware that this was not permitted. See Preliminary Inspection Report C-12085-MW-240530-1 for additional information.		
<input type="checkbox"/> Addenda attached		
7. Time limit for complying <input checked="" type="checkbox"/> Immediately <input type="checkbox"/> Specified time (YYYY-MM-DD)		

8. CNSC inspector or designated officer making the order	
Name: Mark Weir	Title: Inspector
Address: 5800 Hurontario Street, Suite 10-75, Mississauga, ON L5R 4B4.	Email Address: mark.weir@cnscccsn.gc.ca
Telephone: 905-302-0841	Fax: (613) 995-5086

Signature
(certificate)

Weir, Mark

Digitally signed by Weir, Mark
DN: C=CA, O=GC, OU=CNSC-CCSN, CN="Weir, Mark"
Reason: I am the author of this document
Location:
Date: 2024.05.30 22:29:51-04'00'
Foxit PDF Editor Version: 13.0.1

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*.

