



Summary Record of Decision

DEC 25-H108

In the Matter of

Licensee
Subject to
Decision

2352767 Ontario Inc.

Purpose

Review of Designated Officer Order
7476217 and Licence Revocation under
Section 25 of the *Nuclear Safety and Control
Act*

Date of
Commission's
Review

April 8, 2025

Date of
Summary
Decision

April 11, 2025

SUMMARY RECORD OF DECISION – DEC 25-H108

Licensee Subject to Decision: 2352767 Ontario Inc.

Address/Location: 250 Marlee Avenue, North York, Ontario, M6B 3H7

Purpose: Review of Designated Officer order 7476217 and Licence Revocation under Section 25 of the *Nuclear Safety and Control Act*

Order issued: March 20, 2025

Date of Commission's Review: April 8, 2025

Hearing Location: Virtual via MS Teams

Date of Summary Decision: April 11, 2025

Panel of Commission: P. Tremblay, President

Registrar: C. Salmon
Recording Secretary: C. Zou/M. Young
Senior General Counsel: L. Thiele

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**Designated Officer Order: Replaced
Licence: Remains Valid**

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1.0 INTRODUCTION

1. 2352767 Ontario Inc., operating as North York Diagnostic and Cardiac Centre (“the licensee” or “the clinic”), is located at 250 Marlee Avenue in North York, Ontario. The licensee holds a nuclear substances and radiation devices licence, licence no. 15033-1-25.0, that is valid from July 1, 2024, to June 30, 2025.
2. On March 20, 2025, a Canadian Nuclear Safety Commission¹ (CNSC) Designated Officer (DO) issued the licensee an [order](#)² in accordance with subsection 35(1) and paragraph 37(2)(f) of the [Nuclear Safety and Control Act](#) (NSCA).³ The DO order requires the licensee to complete the following 3 actions:
 - a) transfer all nuclear substances and radiation devices in its possession to one or more licensees who are authorized to possess the nuclear substances by April 14, 2025
 - b) decommission the nuclear medicine rooms located at 250 Marlee Avenue in North York Ontario in accordance with licence condition 2571-6 (Decommissioning) as specified on licence no. 15033-1-25.0
 - c) provide transfer records for the nuclear substances and radiation devices and documented evidence that decommissioning has been completed to the CNSC by April 17, 2025
3. Pursuant to subsection 37(6) of the NSCA, the DO referred the order to the Commission for review to confirm, amend, revoke or replace the order.
4. On March 21, 2025, CNSC staff recommended the Commission revoke licence no. 15033-1-25.0, pursuant to section 25 of the NSCA and paragraphs 8(2)(a) and (c) of the [General Nuclear Safety and Control Regulations](#) (GNSCR).⁴
5. This *Summary Record of Decision* reflects the Commission’s decision with respect to the review of the order and the recommended licence revocation. The detailed reasons for the Commission’s decision will be provided in a detailed *Record of Decision*, to be published at a later date.

¹ The *Canadian Nuclear Safety Commission* is referred to as the “CNSC” when referring to the organization and its staff in general, and as the “Commission” when referring to the tribunal component.

² *Order by a Designated Officer Under Paragraph 37(2)(f) of the Nuclear Safety and Control Act*, March 20, 2025, document number 7476217.

³ S.C. 1997, c. 9.

⁴ SOR/2000-202.

Issues

6. In considering the DO order, the Commission must determine, pursuant to subsection 37(6) of the NSCA, whether to confirm, amend, revoke or replace the order.
7. Pursuant to section 25 of the NSCA, the Commission may, on its own motion, renew, suspend in whole or in part, amend, revoke or replace a licence under the prescribed conditions. Subsection 8(2) of the GNSCR provides the conditions under which the Commission may, for the purpose of section 25 of the NSCA, renew, suspend in whole or in part, amend, revoke or replace a licence on its own motion.
8. In considering the licence revocation, the Commission must determine, pursuant to section 25 of the NSCA, whether any situations described under subsection 8(2) of the GNSCR are applicable. The Commission will specifically consider whether any of the following apply:
 - (a) the licensee is not qualified to carry on the licensed activity;
 - (b) the licensed activity poses an unreasonable risk to the environment, the health and safety of persons or the maintenance of national security;
 - (c) the licensee has failed to comply with the NSCA, the regulations made under the Act or the licence;
 - (d) the licensee has been convicted of an offence under the NSCA;
 - (e) a record referred to in the licence has been modified in a manner not permitted by the licence;
 - (f) the licensee no longer carries on the licensed activity;
 - (g) the licensee has not paid the licence fee prescribed by the Cost Recovery Fees Regulations; or
 - (h) failure to do so could pose an unreasonable risk to the environment, the health and safety of persons or national security.

Review of Designated Officer order, recommended licence revocation and opportunities to be heard

9. Pursuant to section 22 of the NSCA, the President of the Commission established himself as a Panel of the Commission to review the DO order, and to consider the recommended licence revocation. The Commission held a virtual oral hearing on April 8, 2025, via MS Teams.
10. Pursuant to paragraph 40(1)(d) of the NSCA, the Commission provided the licensee an opportunity to be heard in respect to the review of the DO order. In addition, pursuant

to paragraph 40(1)(b) of the NSCA, the Commission also provided the licensee an opportunity to be heard before considering the revocation of its licence under section 25 of the NSCA.⁵ Both opportunities to be heard were provided in accordance with the [*Canadian Nuclear Safety Commission Rules of Procedure*](#)⁶ (the *Rules*). The licensee exercised its right to be heard on both issues and made submissions on both issues as part of the hearing.

11. The Commission, in making its decisions, considered the DO order and the information referred to in the order, as well as submissions from CNSC staff (CMD 25-H108) and from the licensee (CMD 25-H108.1).

2.0 DECISIONS

12. Details of the Commission's rationale, and its consideration of information submitted by the licensee and by CNSC staff in relation to this matter, will be presented in a detailed *Record of Decision*, to be published at a later date. Based on its consideration of the matter:

The Commission, pursuant to subsection 37(6) of the *Nuclear Safety and Control Act*, replaces the DO order issued to 2352767 Ontario Inc. on March 20, 2025, with Commission order 25-01.

The Commission will not revoke licence no. 15033-1-25.0 issued to 2352767 Ontario Inc., pursuant to section 25 of the *Nuclear Safety and Control Act*. The licence remains valid until June 30, 2025.

13. Pursuant to section 41 of the NSCA, the licensee shall comply with the Commission order within the time specified in it or, if no time is specified, immediately. Times for the ordered actions are specified in the order.

⁵ Part 3 of the Rules applies in the case of an Opportunity to be Heard by the Commission.

⁶ SOR/2000-211

14. With this decision, the Commission directs CNSC staff to inspect 2352767 Ontario Inc. in May 2025 to verify:

- a) whether the licensee has complied with Commission order 25-01
- b) whether the licensee has implemented the commitments made in its submissions to the Commission, including with respect to training and the duties of the AA and the RSO
- c) that measures are in place to protect the health and safety of persons and the environment

April 11, 2025

Pierre F. Tremblay
President
Canadian Nuclear Safety Commission

Date