Drinking-Water Testing Licence

Under the Drinking-Water Testing Services Regulation, O. Reg. 248/03 and the Safe Drinking Water Act, 2002

Licence #: 2285
This supercedes licence issued: Jun 08, 2020
Located at: 1435 Norjohn Court Unit #1
Burlington ON L7L 0E6
Canada

Licensee: ALS Canada Ltd.

The licensee is authorized to conduct the following drinking-water tests at the laboratory:

<table>
<thead>
<tr>
<th>Class</th>
<th>Technique - Sub-Technique:</th>
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<tr>
<td>1,2,3,4,6,7,8-HpCDD</td>
<td>GC-HRMS Extraction</td>
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<td>Appendix #: C003</td>
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<td>-------</td>
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<td>Organic</td>
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1,2,3,7,8-PeCDD
Lab Method Code: BU-TM-1107 / BU-TM-1110
Appendix #: C003

1,2,3,7,8-PeCDF
Lab Method Code: BU-TM-1107 / BU-TM-1110
Appendix #: C003

2,3,4,6,7,8-HxCDF
Lab Method Code: BU-TM-1107 / BU-TM-1110
Appendix #: C003

2,3,4,7,8-PeCDF
Lab Method Code: BU-TM-1107 / BU-TM-1110
Appendix #: C003

2,3,6-trichloroanisole
Lab Method Code: BU-TM-1115
Appendix #: C038

2,3,7,8-TCDD
Lab Method Code: BU-TM-1107 / BU-TM-1110
Appendix #: C003

2,3,7,8-TCDF
Lab Method Code: BU-TM-1107 / BU-TM-1110
Appendix #: C003

2,4,6-trichloroanisole
Lab Method Code: BU-TM-1115
Appendix #: C038

2-isobutyl-3-methoxypyrazine
Lab Method Code: BU-TM-1115
Appendix #: C038

2-isopropyl-3-methoxypyrazine
Lab Method Code: BU-TM-1115
Appendix #: C038

2-methylisoborneol
Lab Method Code: BU-TM-1115
Appendix #: C038

3,4,5-Trichloroanisole
Lab Method Code: BU-TM-1115
Appendix #: C038

Dioxin and furan
Lab Method Code: BU-TM-1107 / BU-TM-1110
Appendix #: N/A

Geosmin
Lab Method Code: BU-TM-1115
Appendix #: C038
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<td>N-nitrosodimethylamine</td>
<td>GC-HRMS</td>
<td>BU-TM-1106 / BU-TP-2106</td>
<td>C012</td>
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<td>OCDD</td>
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<td>Polychlorinated dibenzodioxin</td>
<td>GC-HRMS Extraction/calculation</td>
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<td>Polychlorinated dibenzofuran</td>
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Subject to the following terms and conditions:
Terms and conditions are specified in Appendix 1.

Expiry Date: Sep 30, 2023

Date Issued: September 28, 2020

Director

C. Moiritt
Pursuant to the *Safe Drinking Water Act, 2002*, S.O. 2002, c. 32, and the regulations made thereunder, this drinking-water testing services licence is issued subject to the following conditions.

### Part I: Definitions

1.1 In this licence, unless the context otherwise requires, words and phrases shall be given the same meaning as those set out in the *Safe Drinking Water Act, 2002*, S.O. 2002, c. 32 and any regulations made in accordance with that Act.

1.2 In this licence

   “accreditation body” means any body designated or established pursuant to section 64 of the SDWA;

   "director" means a director appointed pursuant to s. 6 of the SDWA for the purposes of Part VII of the SDWA;

   “laboratory” means the drinking-water testing laboratory located at 1435 Norjohn Court, Unit 1,2,3, Burlington, ON, L7L 0E6;

   "licence" means this entire drinking water testing licence document, issued in accordance with Part VII of the SDWA, and includes this appendix, any schedules to it, and the application and other supporting documents listed in schedule “A” that are attached to and form part of this licence, except as otherwise specified in the conditions contain herein;

   “licensee” means the ALS Laboratory Group – Environmental Division (Burlington);

   “Ministry” means the Ministry of the Environment, Conservation and Parks;


   "provincial officer" means a provincial officer designated pursuant to s. 8 of the SDWA;


### Part II – Authorized Tests

2.1 Subject to the conditions of this licence, the licensee is authorized to provide a drinking-water testing service at the laboratory.
2.2 The licensee is only authorized to conduct drinking-water tests at the laboratory for the class and for the parameters set out in the licence.

2.3 Subject to conditions 2.4 and 2.5, the licensee shall only conduct drinking water tests at the laboratory for parameters using the methods that were listed in the application, and approved by this licence.

[Where applicable]

2.4 Despite condition 2.3, where the licensee listed a method for a parameter in the application for this licence, but the method is not designated as an acceptable testing method for that parameter in the protocol, the licensee is not authorized to use the method listed in the application for this licence, unless the method is specifically authorized under condition 2.5.

[Where applicable]

2.5 The licensee is specifically authorized to conduct drinking-water tests for the parameters listed below using the corresponding method listed below, despite the method not being designated as an acceptable testing method for that parameter in the protocol:

None

Accreditation

2.6 Except as authorized by condition 2.7, the licensee shall only conduct a drinking-water test if the laboratory is accredited by an accreditation body for the conduct of that test.

Non-accredited Tests [Where applicable]

2.7 In accordance with section 74 of the SDWA, the licensee is authorized to conduct the following tests for which the laboratory is not accredited by an accreditation body, using the method specified.

None

**Part III: Operational Requirements**

3.1 A copy of this licence shall be made readily available for reference by all persons responsible for all or part of the operation of the drinking-water testing laboratory.

3.2 A copy of this licence shall be made readily available to laboratory clients and for Ministry inspection.

3.3 The Certificate of Drinking Water Testing Licence shall be conspicuously displayed in a location at the laboratory which maximizes the likelihood of a client seeing it upon entry to the laboratory’s sample receiving area.
Part IV: General

Compliance

4.1 The licensee shall operate the laboratory in accordance with the SDWA, including the statutory conditions enumerated in 75(3), any applicable regulations made thereunder, and this licence.

4.2 The licensee shall ensure that any person authorized to carry out a drinking-water test or any aspect of a drinking-water test at a laboratory has been informed of the SDWA, all applicable regulations made in accordance with that Act, and this licence and shall take all reasonable measures to ensure any such person complies with the same.

Interpretation

4.3 Where there is a conflict between the provisions of this licence and any other document, the following hierarchy shall be used to determine the provision that takes precedence:
   i. the SDWA;
   ii. any regulation made under the SDWA;
   iii. this licence;
   iv. any application or supporting documents listed in Schedule “A”.

4.4 The conditions of this licence are severable. If any requirement of this licence, or the application of any requirement of this licence to any circumstance, is held invalid or unenforceable, the application of such requirement to other circumstances and the remainder of this licence shall not be affected thereby.

Other Legal Obligations

4.5 The issuance of, and compliance with the conditions of, this licence does not:
   i. relieve any person of any obligation to comply with any provision of any applicable statute, regulation or other legal requirement; or
   ii. limit in any way the authority of the ministry to require certain steps be taken or to require the licensee to furnish any further information related to compliance with this licence.

Change of Licensee’s Information

4.6 The licensee shall notify the director, in writing, of any of the following changes within 30 days of the change occurring,
   i. change of address of the laboratory; or
   ii. change of business name, and the notification shall include a copy of the most recent documentation filed under the Business Names Act, R.S.O. 1990, c. B17 or Corporations Information Act, R.S.O. 1990, c. C.39.

4.7 The licensee shall notify the director, in writing, of any changes to the following personnel identified on the licence application form whenever staffing changes are made.
(a) Owner of the Laboratory;
(b) Laboratory Administrator;
(c) Laboratory Operator;
(d) Laboratory Director, and
(e) Laboratory Director Designate

4.8 As per section 73(6) of the SDWA this licence is not transferable without the consent of the Director.

Information

4.9 Any information requested, by the Ministry, concerning the drinking-water testing laboratory and its operation under this licence, including but not limited to any records required to be kept by this licence shall be provided to the Ministry, upon request.

4.10 Records required by or created in accordance with the SDWA, any regulations under the SDWA, or this licence shall be retained for at least 5 years in a location where a provincial officer who is inspecting the laboratory can conveniently view them.

4.11 The receipt of any information by the Ministry or the failure of the Ministry to prosecute any person or to require any person to take any action, under this licence or under any statute, regulation or other legal requirement, in relation to the information, shall not be construed as an approval, waiver, or justification by the Ministry of any act or omission of any person that contravenes any term or condition of this approval or any statute, regulation or other legal requirement.

4.12 The licensee shall distribute to any person with whom the licensee enters into an arrangement to conduct a drinking-water testing service, the document available from the Ministry entitled “MOE Practices for the Collection and Handling of Drinking-Water Samples” or one produced by the laboratory in fulfillment of the licensee’s obligation pursuant to subsection 9(1) of O. Reg. 248/03.

4.13 The licensee shall collect and handle drinking water samples in accordance with the Ministry’s Protocol or its licensed method.

4.14 The licensee shall track the custody of samples submitted for drinking-water tests using either;
   a. A chain of custody form approved by the Ministry, or
   b. A client generated chain of custody form, provided that the licensee ensures that all necessary and required information is obtained and included on the form. The licensee is expected to review and approve the client generated form prior to use.

4.15 The licensee shall not filter drinking water samples prior to analyses unless dictated by non-routine analytical contingencies.

4.16 Licensed laboratories shall report all adverse water quality results as per the drinking water legislation without any regard to calculated uncertainty estimations.

4.17 Drinking water samples shall be retained until either;
a. The day the result of the drinking water test has been reported in accordance with section 12 or 12.0.1 of Ontario Regulation 248/03; or
b. Sample requirements are no longer met as outlined in the ministry’s document entitled “Practices for the Collection and Handling of Drinking Water Samples” and dated April 1, 2009, as amended from time to time.

**Part V: Special Conditions**

5.1 The licensee is authorized to report the results of more than one parameter (such as total xylenes, Total THMs, Total HAAs, Dioxins & Furans) as an aggregate result in order to comply with reporting requirements provided that that licensee conducts a separate test for each parameter using a method otherwise authorized by this licence, and the means by which the aggregate is calculated is documented and kept available for inspection by the Ministry. For calculated parameters, if any analyte or component of the calculation is undetermined, then the value will not be calculated. The SDWA requires that the "total" analyses be done at one laboratory licensed to test all of the aggregated parameters. When reporting the individual components to the client, the individual component results as well as the total shall be uploaded to e-DWIS.

5.2 The licensee shall not conduct any testing for the parameter “dioxin and furan” until the licensee has documented the means by which the total toxic equivalent when compared with 2,3,7,8-TCDD is calculated and the documentation is kept available for inspection by the Ministry.

5.3 When a sample is submitted to the licensee for a drinking-water test for organic analyses where the reference method permits a long post extraction hold time, for example: dioxins and furans, polybrominated diphenyl ethers, characterization of extractable organic compounds and perfluorinated alkyl compounds, the licensee shall ensure that the test is conducted within 60 days of the sample collection date, regardless of the amount of time the sample is held pre and post extraction. In this context, the test means the analytical procedure which generates the result.
Note to the Licensee Regarding Reviewable Decisions

All or part of this licence may be reviewable in accordance with the provisions of Part X of the SDWA. In accordance with Section 129(1) of the SDWA, you may by written notice served upon me and the Environmental Review Tribunal within 15 days after receipt of this Notice, require a hearing by the Tribunal. Section 129(2) sets out a procedure upon which the 15 days may be extended by the Tribunal. Section 129(3) of the SDWA provides that the Notice requiring the hearing shall state:

1. The aspect of the decision, including the portion of the permit, licence, approval, order or notice of administrative penalty in respect of which the hearing is required; and
2. The grounds for review to be relied on by the person at the hearing.

Except with leave of the Tribunal, a person requiring a hearing in relation to a reviewable decision is not entitled to,
(a) a review of an aspect of the decision other than that stated in the notice requiring the hearing; or
(b) a review of the decision other than on the grounds stated in the notice

The Notice should also include:
1. The name of the appellant;
2. The address of the appellant;
3. The Licence number;
4. The date of the Licence;
5. The name of the Director;

The Notice should be signed and dated by the appellant. This Notice must be served upon:

The Secretary*
Environmental Review Tribunal
2300 Yonge St., 12th Floor
P.O. Box 2382
Toronto, Ontario
M4P 1E4

The Director
Part VII, Safe Drinking Water Act, 2002
Central Region
Ministry of the Environment, Conservation and Parks
125 Resources Road
Toronto, Ontario
M9P 3V6

* If the Director believes that a reviewable decision that he or she is about to make in respect of a drinking-water testing licence, if stayed by an appeal, would endanger, or likely endanger, public health, the Director shall include in the decision the reasons for his or her belief and shall also serve a copy of the decision on the Chief Medical Officer of Health. In the case of a reviewable decision in respect of a drinking-water testing licence, if the Chief Medical Officer of Health advises the Tribunal, the licensee and the Director that in his or her opinion the staying of the decision would endanger, or likely endanger, public health, the Tribunal may not stay the operation of a reviewable decision.

* Further information on the Environmental Review Tribunal’s requirements for an appeal can be obtained directly from the Tribunal at: Tel: (416) 314-4600, Fax: (416) 314-4506 or www.ert.gov.on.ca
Schedule “A”
Application and Supporting Documentation

The following documents are incorporated into and constitute part of this licence:

1. Application received by the Director on 08/19/07, 10/01/12, 03/20/18, 09/26/18 and 06/08/20.