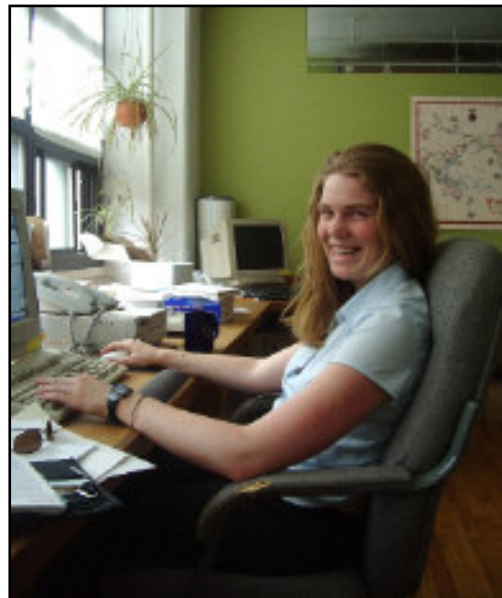




CANADIAN INSTITUTE FOR
ENVIRONMENTAL LAW AND POLICY

L'INSTITUT CANADIEN DU
DROIT ET DE LA POLITIQUE
DE L'ENVIRONNEMENT

ANNUAL REPORT 2008-2009



WWW.CIELAP.ORG

MESSAGE FROM OUR CHAIR

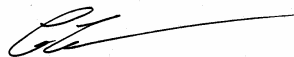
For 39 years, CIELAP has been advancing the environmental agenda in Canada by performing and disseminating credible in-depth research to encourage laws, policies, and decisions to help bring about a more sustainable future.

In 2008-09 CIELAP informed policy makers on issues critical to Canadians. Our staff produced research, of the quality and credibility CIELAP is known for, on issues relating to waste, toxics, Extended Producer Responsibility, land use, agriculture, water, innovative technologies, and sustainable development. We also provided comments on government proposals, contributed to government working committees, organized multi-stakeholder workshops, collaborated with others and sought stakeholder input, gave presentations to interested stakeholders, prepared policy briefs, and freely disseminated our work to the public through our website.

Among the year's successes we saw the government incorporate our recommendations into Ontario's *Mining Act* and the *Ontario Technical Standards and Safety Act* (TSSA). We also continued to run regular screenings of Green Screens in partnership with the NFB and educated over 500 individuals about environmental issues and how they could play a role.

CIELAP ended 2008-09 in a period of transition. At the end of June 2009, Anne Mitchell, CIELAP's long-standing Executive Director of 17 years, retired. Anne – thank you, on behalf of the whole board, for your significant contribution to CIELAP over the years. We wish you all the best in your future pursuits.

After a rigorous hiring process CIELAP hired Thomas Esakin in August 2009. Tom has already undertaken a strategic planning process to advance new directions that build on our past successes and advance our sustainability work. Visit www.cielap.org for more information. It should be an exciting year ahead.



Grant Caven
Chair, Board of Directors

ABOUT CIELAP

The Canadian Institute for Environmental Law and Policy (CIELAP) was founded in 1970. We are an independent, not-for-profit research and education organization registered as a Canadian Charity. Our charitable number is 118833417RR0001.

In 2008-2009 our mission was to provide leadership in the research and development of environmental law and policy that promotes the public interest and sustainability.

New Directions

In the fall of 2009 CIELAP undertook a strategic planning process that gained significant input from a diverse range of stakeholders. Moving forward into 2010, CIELAP's mission is to inform legislative, policy and regulatory outcomes for Sustainability at the national and provincial/territorial levels of government in Canada.



We intend to do so by engaging a broad diversity and balance of stakeholder perspectives in the development of evidence-based research, recommendations, frameworks, and models that inform Canadian governments and help them proactively build a strong foundation for Sustainable Development.

CIELAP is striving to become Canada's leading voice and advisor on national and provincial/territorial governance matters related to Sustainability and Sustainable Development. Our specific research areas will be: Sustainability strategies; Protecting our water resources in light of climate change; Innovative approaches to Extended Producer Responsibility; and Sustainable Solutions to Land Use Conflict.

While this 2008-09 Annual Report reflects CIELAP's focuses before undertaking these new directions, more about our work and future priorities can be found on our website at www.cielap.org.

A MESSAGE FROM THE STAFF

Another fiscal year has passed. We have a number of highlights to share.

In particular we're proud of our research results, which have included policy reports such as *Balancing Needs Minimizing Conflicts - A Proposal for a Mining Modernization Act*, which informed the Ontario government's review of Ontario's Mining Act, and *Bringing Local Food Home: Legal, Regulatory and Institutional Barriers to Local Food*, which was well received by a broad range of stakeholders for its insight into how a stronger local food system could be supported in the Ontario Greenbelt.

In November 2008 CIELAP continued to advance its national sustainability work by holding its 4th Partnering for Sustainability Workshop entitled *Achieving Resilient Agricultural Systems: Innovation, People and Partnerships*. The 2-day event brought together individuals from businesses, NGOs, governments and academia for an engaging discussion that helped inform the Government of Canada's deliberations at the UN Commission for Sustainable Development.

Another highlight of the year has to have been the continuing commitment of our impressive and hard-working research associates, volunteers, interns, and other contributors. Thank you also to all those others who have contributed to our research through interviews, peer reviews, writing, and sparking ideas; and to those who have provided us with the financial capacity to do this work. Without you all of this wouldn't have been possible.

As we head into our 40th year we look forward to your continued involvement as we advance policy analysis with the same integrity from all the decades before.

Goodbye From Anne Mitchell

*Dear Friends and Colleagues,
After 17 years with CIELAP I have decided it is time to move on: take up new challenges; try new things; take time to work in and enjoy the garden; and spend more time with family and friends. Thank you for all your support, friendship, advice and encouragement. I leave CIELAP in great hands: wonderful and committed staff, board and volunteers. And with your ongoing support and encouragement CIELAP's research and recommendations will continue to influence policy decisions to better protect the environment and encourage more sustainable ways forward.*

YEAR IN REVIEW

SUMMARY OF PUBLICATIONS 2008–2009

- Biosolids in Mine Reclamation? A Review of the Literature
- Fact sheet: A Perspective and Recommendations on Biotechnology Policy
- *Balancing Needs Minimizing Conflicts - A Proposal for a Mining Modernization Act*, 2008
- Workshop Proceedings - *Achieving Resilient Agricultural Systems: Innovation, People and Partnerships*
- *Bringing Local Food Home: Legal, Regulatory and Institutional Barriers to Local Food*
- Options Paper and background Papers on Ontario's Review of the Waste Diversion Act
- Reducing and Phasing Out the Use of Antibiotics and Hormone Growth Promoters in Canadian Agriculture
- Briefs on biosolids management, the Federal Sustainable Development Act, life cycle assessment, Ontario's *Toxics Reduction Act*, nanotechnology and metals, sustainable consumption and production and Ontario's *Green Energy and Green Economy Act*.

CIELAP & THE NATIONAL FILM BOARD OF CANADA: *GREEN SCREENS*

In 2008-2009, CIELAP and the National Film Board of Canada (NFB) continued to host monthly Green Screens events. Green Screens is an initiative that partners NFB film screenings with CIELAP-coordinated panel discussions that raise the policy implications of issues raised in the films. Since its launch in April 2007, Green Screens has been going strong, with continued public interest and enthusiasm for the screenings and discussions.

This year, Green Screens showed movies on a range of issues pertaining to CIELAP's work including: *Weather Report*, *Being Caribou*, *Four Wings and a Prayer*, *The Great Resistance*, *Shipbreakers* and *The Great Adventure*.

YEAR IN REVIEW

WASTE & TOXICS

Throughout 2008-2009 CIELAP provided feedback on a number of policy proposals including Waste Diversion Ontario's Draft *Preliminary Report for Consultation on the Blue Box Program Plan Review*; the Ontario Ministry of the Environment's Review of Ontario's *Waste Diversion Act*, 2002, and Ontario's Bill 167 - *Toxics Reduction Act*, 2009.

In 2008 Anne Mitchell, CIELAP's Executive Director, was part of the National Pollutant Release Inventory (NPRI) Multi-stakeholder Work Group on Substances. The NPRI work group considers modifications to NPRI reporting requirements, reported data, reporting processes, and compliance. The NPRI program has been under review by Environment Canada over the past year and we hope that Environment Canada will bring renewed commitment to this important public accountability initiative. Maureen Carter-Whitney, CIELAP's Research Director, participated on Health Canada's Environmental Assessment Working Group Subcommittee on Human and Veterinary Pharmaceuticals.

FEBRUARY 2009: CIELAP published its *Options paper* and other background papers on Ontario's Review of the *Waste Diversion Act* (WDA). CIELAP's review of the goals and objectives of the WDA was prepared to support the Ontario Government's five-year review of the Act. As part of this review, CIELAP conducted interviews with a broad range of stakeholders and held a multi-stakeholder roundtable to explore the possibilities for reforming the WDA.

APRIL 2009: CIELAP released *Reducing and Phasing Out the Use of Antibiotics and Hormone Growth Promoters in Canadian Agriculture*. Authored by Susan Holtz, this report discusses implementing the recommendations CIELAP made in its 2006 report, *There is No AWAY*, to phase out the use of antibiotics and hormones as animal growth promoters, and review the use of preventive antibiotics in animal feed for eventual phase out, in light of European experiences, and other factors specific to Canada's situation.

INNOVATIVE TECHNOLOGIES: BIOTECHNOLOGY & NANOTECHNOLOGY

SEPTEMBER 25 2008: Maureen Carter-Whitney presented highlights of CIELAP's work on developing a Framework for a Canadian Nanotechnology Policy to the Natural Resources Governance and Law Knowledge Network of the International Union for the Conservation of Nature (IUCN). Maureen also provided a background on nanotechnology innovation in the natural resources sectors.

OCTOBER 15 2008: CIELAP assisted in hosting *Nanotechnology: No Small Matter* at the St. Lawrence Centre Forum. The Forum provided an arena for members of the public to discuss Nanotechnology's promises, its potential health and environmental effects, and the challenges that exist around the current lack of government regulation. The Forum also addressed questions about nanotechnology's safety, benefits and desirability. Susan Holtz, Senior Policy Analyst at CIELAP, was one of the Forum's panelists.

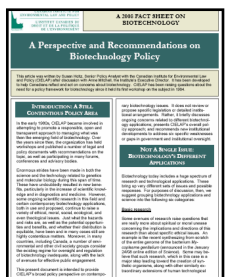
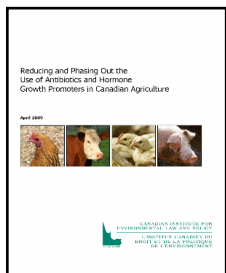
OCTOBER 2008: CIELAP released its fact sheet *A Perspective and Recommendations on Biotechnology Policy* to help Canadians reflect and act on concerns about Biotechnology.

OCTOBER 25 2008: Carolyn Webb, CIELAP's Communications and Project Officer, presented a workshop on nanotechnology at the Canadian Environmental Network's Annual General Assembly. The workshop included an overview of the potential risks associated with nanotechnology as well as policymakers' progress in Canada and abroad. Participants then discussed priorities for future action.

WATER

In 2008-2009, CIELAP provided comments on a number of government proposals relating to water including the Lake Simcoe Protection Plan and the discussion paper *Healthy Great Lakes, Strong Ontario. Talking with Ontarians about Protecting, Restoring, Using and Enjoying the Great Lakes*.

NOVEMBER 19-20, 2008: Maureen Carter-Whitney participated in the Great Lakes and St. Lawrence Great Meta-Strategy Meeting to create an action plan to move protection, restoration and sustainable development forward in the Great Lakes St. Lawrence Basin.



LAND USE

Over the course of the year CIELAP participated in government consultation processes by commenting on proposals such as the Ontario government's proposed legislative amendments to the *Mining Act* and the proposed extension of the Ministry of Northern Development and Mines's declaration orders. Maureen Carter-Whitney remained a member of the *Brownfields Stakeholder Group*, which was created by the Minister of Municipal Affairs and Housing.

JULY 2008: CIELAP released *Biosolids in Mine Reclamation? A Review of the Literature*. The paper analyzed the potential effectiveness of using biosolids in mine reclamation, explored the risks involved and reviewed current regulations in Canada relating to biosolids and reclamation.

OCTOBER 2008: CIELAP and Ecojustice published *Balancing Needs/Minimizing Conflict: A proposal for a Mining Modernization Act*. Co-authored by Maureen Carter-Whitney, CIELAP's Research Director, the report sets out proposed amendments that should be included in a modernized *Mining Act*. It also proposes eight groups of legislative amendments for the Act relating to three key imperatives of consent, land-use planning and environmental assessment.

NOVEMBER 13 & 14 2008: CIELAP held its 4th Partnering for Sustainability Workshop entitled *Achieving Resilient Agricultural Systems: Innovation, People and Partnerships*. The workshop, held in collaboration with the Government of Canada, provided a basis for consultation in advance of the UN Commission for Sustainable Development meetings held in May 2009. The three sub-themes of the workshop were: valuing landscape services, local food systems and urban-rural linkages, and agricultural production systems. The event attracted a broad range of sectors from government, the private sector, NGOs, academia, and the farming community. Prior to the event, an online forum was used to gain widespread input.

DECEMBER 2008: CIELAP and Friends of the Greenbelt Foundation released *Bringing Local Food Home: Legal, Regulatory and Institutional Barriers to Local Food*. Authored by Maureen Carter-Whitney, this paper examines some of the systemic barriers preventing the agricultural market in Ontario from delivering local food to the extent that consumers are demanding it. The report concludes with specific recommendations for policymakers to surmount these barriers. Ontario's Greenbelt contains some of the most fertile farmland in Canada and its over 7,000 farms have the production capacity and proximity to urban areas to play a significant role in feeding Ontario's diverse population.

SPRING 2009: Maureen Carter-Whitney presented the findings from CIELAP's paper *Bringing Local Food Home* to diverse stakeholders and forums including: the Ontario Ministry of Agriculture, Food and Rural Affairs (OMAFRA) in Guelph, Ontario; at the Greenbelt Council; and at a public event planned by the Food Partners Alliance of Simcoe County, an organization formed by a diverse group of stakeholders that aims to create community support for agriculture through education.

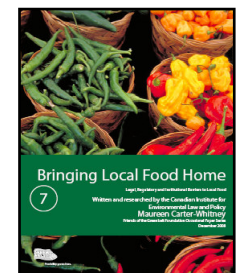
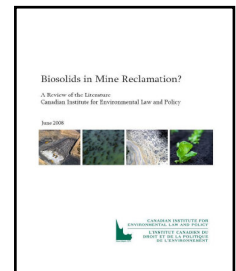
MARCH 2009: CIELAP was one of seven ENGOs to contribute to the development of a policy paper coordinated by the Canadian Environmental Network leading up to the 17th Commission for Sustainable Development Cycle (CSD-17). Entitled *A Potluck of Policies - A Canadian ENGO perspective for the UN CSD-17*, the paper was submitted to the Department of Foreign Affairs to inform them about ENGO perspectives and policy options relating to the CSD-17 themes of Agriculture, Rural Development, Land, Drought, Desertification and Africa.

OTHER

SEPTEMBER 22 2008: CIELAP and the National Film Board (NFB) hosted the launch of the book *An Introduction to Environmental Law and Policy in Canada*, authored by Paul Muldoon, Alastair Lucas, Robert Gibson, and Peter Pickfield and published by Emond Montgomery Publications. The event featured NFB shorts and a wine and cheese reception. The authors have generously donated their share of the royalties from the sale of this book to CIELAP.

MARCH - JUNE 2009: CIELAP prepared 7 briefs to inform the public about recent policy developments on the issues of: biosolids management, the *Federal Sustainable Development Act*, life cycle assessment, Ontario's *Toxics Reduction Act*, nanotechnology and metals, sustainable consumption and production and Ontario's *Green Energy and Green Economy Act*.

YEAR IN REVIEW



FINANCIALS

CIELAP FINANCIAL STATEMENTS: 2008–2009

	June 30, 2009	June 30, 2008
Assets		
Current		
Cash and cash equivalents	\$ 17,735	\$ 73,461
Accounts receivable	21,493	31,921
Prepaid expenses	<u>5,527</u>	<u>5,499</u>
	<u>\$ 44,755</u>	<u>\$ 110,881</u>
Liabilities		
Current		
Accounts payable and accrued liabilities	\$ 23,711	\$ 10,246
Deferred revenue	<u>3,000</u>	<u>91,682</u>
	26,711	101,928
Net assets		
Operating reserve fund	\$ 17,000	\$ 8,500
Unrestricted net assets	<u>1,044</u>	<u>453</u>
	\$ 18,044	\$ 8,953
	<u>\$ 44,755</u>	<u>\$ 110,881</u>
Statement of Revenue and Expenses		
	Year End June 30, 2009	Year End June 30, 2008
Revenue		
Project Revenue		
Corporate and individual donations	66,007	39,440
DFAIT	-	30,000
Environment Canada	2,700	14,608
Foundation grants	57,655	25,545
IDRC	22,625	375
Other government revenue	22,699	59,790
Other income	<u>15,761</u>	<u>1,555</u>
	187,447	171,313
Corporate and individual donations	13,649	15,880
Government and foundation grants	6,091	2,165
Interest	1,311	560
Royalties and other income	<u>28,400</u>	<u>22,979</u>
	<u>236,898</u>	<u>212,897</u>
Expenses		
Communications	5,571	4,444
Direct project expenditures	36,251	36,994
Fundraising	542	396
General	3,102	1,152
Insurance	3,855	4,022
Office	504	1,478
Professional fees	16,926	12,718
Rent	37,230	36,499
Salaries and benefits	<u>120,326</u>	<u>98,699</u>
	<u>224,307</u>	<u>196,402</u>
Excess of revenue over expenses before employee bonuses	12,591	16,495
Employee bonuses	<u>(3,500)</u>	<u>(3,500)</u>
Excess of revenue over expenses	<u>\$ 9,091</u>	<u>\$ 12,995</u>

Auditors' Report

To the directors of
Canadian Institute for Environmental Law and Policy

We have audited the financial statements of Canadian Institute for Environmental Law and Policy as at June 30, 2009 in accordance with Canadian generally accepted auditing standards and expressed an unqualified opinion on these financial statements in our report dated August 19, 2009.

In our opinion, the information in the condensed financial statements in this annual report is consistent with the above-mentioned financial statements from which they derived.

To obtain a better understanding of the organization's financial position and the results of its operations and cash flows for the year in question, the condensed financial statements should be read in light of the relevant audited financial statements.

Chaplin & Co., Chartered Accountants
Licensed Public Accountants
Toronto, Ontario, Canada

August 19, 2009

THANK YOU!

We extend our gratitude to those who have given financial support to help advance our mission in 2008-2009.

OUR SUPPORTERS

CORPORATIONS & BUSINESSES

Agricultural Adaptation Council
Bayer Crop Science
Canadian Plastics Industry Association
Vale Inco
Dow Chemical Canada
GE
Garrod Pickfield LLP
Mountain Equipment Co-Op
Syngenta

FOUNDATIONS

EJLB Foundation
Friends of the Greenbelt Foundation
George Cedric Metcalf Charitable Foundation
McLean Foundation
The Muttart Foundation
Law Foundation of Ontario
Salamander Foundation

INDIVIDUALS

Douglas Anglin	Nicole Geneau
Richard Ballhorn	Bob Gibson
David Bell	Sybil Grace
Paul Bottero	Rose Mae Harkness
Jim Bradley	James Heller
Peter Broder	Jennifer Hooper
Jackie Campbell	Lawson Hunter
Faye Cao	Alan Hutton
Maureen Carter-Whitney	Don Kerr
Marlene Cashin	Stephen Kotze
Roberta Ferrence	Gregoire Labbe
Murali Ganapathy	Brian Latham
	Nina Lester

GOVERNMENT DEPARTMENTS & AGENCIES

Agriculture and Agri-Food Canada
Environment Canada
Foreign Affairs and International Trade Canada
Health Canada
Human Resources and Skills Development Canada
International Development Research Centre
National Film Board of Canada
North Shore Township

OTHER INSTITUTIONS & ORGANIZATIONS

Canadian Environmental Network
IUCN Academy of Environmental Law
United Way of Greater Toronto
University of Western Ontario
UJA Federation of Greater Toronto

Alan Levy	Trevor Pitman
Jeffrey Lipton	Kathleen Schmitz-Hertzberg
Carol MacLeod	Don Smith
Gar Mahood and Helen Kenney	Inez Somerville
John Manzig	Rebecca Sugarman
Alex Matan	George Tillman
Shirley Anne McCormick	Anne Varangu
Susan McMaster	Peter Victor
Rosemary Meier	John Vincett
Anne Mitchell	Mary and Joseph Vise
Sandra Odendahl	Inger Weibust
Ellie Perkins	Angelica Zdunski



CIELAP and friends celebrate the launch of “*An Introduction to Environmental Law and Policy in Canada*”, published by Emond Montgomery Publications.

CIELAP PEOPLE

BOARD OF DIRECTORS

Richard Ballhorn
Paul Bottero
Jackie Campbell
Grant Caven, Chair
Sophia Chan-Combrink, Secretary
(resigned April 09 due to relocation)
Nicole Geneau, Treasurer
Alex Matan
Sandra Odendahl
Ellie Perkins
David Powell, Vice-Chair
Paul Young

STAFF

Maureen Carter-Whitney, Research
Director
Anne Mitchell, Executive Director
Carolyn Webb, Communications &
Project Officer

RESEARCH ASSOCIATES

Matt Binstock, Research Associate
Susan Holtz, Senior Policy Analyst
Pam Jewell, Research Associate
Teresa Montanino, Research Associate
Ira Janzen, Research Associate
Satya Mohapatra, Research Associate
Romila Verma, Research Associate

BOOKKEEPING / ACCOUNTS SUPPORT

Faye Cao, Accounts Officer (from November 08)
Steve Kotze, Finance
Patrick Stone, Accounts Officer (until November 08)

INTERNS

Abena Amoako-Tuffour (U of Western Ontario)
Jeffrey Biggar (Ryerson University)
Tristan Knight (York University)
Michelle Lau (University of Toronto)
André Martin (York University)
Sam Sonshine (University of Ottawa)
Adrienne Yuen (University of Chicago)

VOLUNTEERS

Samantha Azzarello	Amanda Landre
David Bell	Jeffrey Kraegel
Michel Bilodeau	Catherine Mule
Erin Caplan	David Newel
Alison Chafe	Christine Toczeck
Lauryn Drainie	Liz Trenton
Qinrun Ge	Joanna Vince
Marta Hernandez	Jessica Ward
Conan Hoye	Leah Xing
Karen Jia-Yun Cao	Seth Zuk

Using Imagine Canada's Volunteer Value Calculator, CIELAP's volunteer contributions in 2008-2009 represent an estimated value of \$60,867 – the equivalent of 1.3 full-time year-round jobs. Volunteers and interns support CIELAP with research and writing, preparing communications materials, web design and content, fundraising, and administrative support.



"As a CIELAP intern I learned so much about professional writing for a policy audience as well as for the general public. I learned about NGO governance, emerging environmental issues (e.g. barriers to local food, animal growth promoters, electronic waste) and about how to create and influence policy. What I really appreciated about CIELAP was the professional, down-to-earth and forward-thinking environment that I found myself in and I admired the spectrum of stakeholders with whom CIELAP engages. My time at CIELAP prepared me for a future in environmental policy and public engagement at a local and, eventually, an international level."

-- Abena Amoako-Tuffour was an intern at CIELAP from May-August 2009. This was the final requirement for her Masters in Environment and Sustainability (MES) at the University of Western Ontario (UWO). Abena has just been hired as Environmental Education Intern for the Atlantic Council for International Cooperation.

CONTACT CIELAP

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