November 5, 2019

Re: Your request for access to information under Part II of the Access to Information and Protection of Privacy Act, 2015 [Our File #: MAE/200/2019]

On October 7, 2019, the Department of Municipal Affairs and Environment received your request for access to the following records/information:

"Please provide all records of communications between senior departmental officials and staff -- including, but not limited to, the Minister, Deputy Minister, Assistant Deputy Ministers, executive assistants -- the Canada-Newfoundland and Labrador Offshore Petroleum Board pertaining to the August 2019 oil spill on the Hibernia platform. This would include but is not limited to emails, direct messages, briefing notes, memoranda, environmental and wildlife updates, graphics, photos, and videos, whether on electronic devices, laptop computers, desktop computers, external drives, discs, or another media format. Please do not provide duplicates or media monitoring records."

I am pleased to inform you that a decision has been made by the Deputy Minister for the Department of Municipal Affairs and Environment to provide access to some of the requested information.

However, certain text contained within the records has been refused in accordance with the following exceptions to disclosure, as specified in the Access to Information and Protection of Privacy Act, 2015 (the Act):

"40. (1) The head of a public body shall refuse to disclose personal information to an applicant where the disclosure would be an unreasonable invasion of a third party's personal privacy."
As required by 8(2) of the Act, we have severed information that is unable to be disclosed and have provided you with as much information as possible. In accordance with your request for a copy of the records, the appropriate copies have been enclosed.

The Access to Information and Protection of Privacy Act requires us to provide an advisory response within 10 days of receiving the request. As this request has been completed prior to day 10, this letter also serves as our Advisory Response.

Please be advised that you may appeal this decision and ask the Information and Privacy Commissioner to review the decision to provide partial access to the requested information, as set out in section 42 of the Act (a copy of this section of the Act has been enclosed for your reference). A request to the Commissioner must be made in writing within 15 business days of the date of this letter or within a longer period that may be allowed by the Commissioner. Your appeal should identify your concerns with the request and why you are submitting the appeal.

The appeal may be addressed to the Information and Privacy Commissioner as follows:

Office of the Information and Privacy Commissioner
2 Canada Drive
P. O. Box 13004, Stn. A
St. John’s, NL. A1B 3V8
Telephone: (709) 729-6309
Toll-Free: 1-877-729-6309
Facsimile: (709) 729-6500

You may also appeal directly to the Supreme Court Trial Division within 15 business days after you receive the decision of the public body, pursuant to section 52 of the Act (a copy of this section of the Act has been enclosed for your reference).

Please be advised that responsive records will be published following a 72 hour period after the response is sent electronically to you or five business days in the case where records are mailed to you. It is the goal to have the responsive records posted to the Completed Access to Information Requests website within one business day following the applicable period of time. Please note that requests for personal information will not be posted online.

If you have any further questions, please feel free to contact me by telephone at 709-729-1589 or by e-mail at EmmaMeulenkamp@gov.nl.ca.
Sincerely,

Desirée Newman

DESIREE NEWMAN
ATIPP Coordinator
Municipal Affairs and Environment

Enclosures
Access or correction complaint

42. (1) A person who makes a request under this Act for access to a record or for correction of personal information may file a complaint with the commissioner respecting a decision, act or failure to act of the head of the public body that relates to the request.

(2) A complaint under subsection (1) shall be filed in writing not later than 15 business days

(a) after the applicant is notified of the decision of the head of the public body, or the date of the act or failure to act; or

(b) after the date the head of the public body is considered to have refused the request under subsection 16(2).

(3) A third party informed under section 19 of a decision of the head of a public body to grant access to a record or part of a record in response to a request may file a complaint with the commissioner respecting that decision.

(4) A complaint under subsection (3) shall be filed in writing not later than 15 business days after the third party is informed of the decision of the head of the public body.

(5) The commissioner may allow a longer time period for the filing of a complaint under this section.

(6) A person or third party who has appealed directly to the Trial Division under subsection 52(1) or 53(1) shall not file a complaint with the commissioner.

(7) The commissioner shall refuse to investigate a complaint where an appeal has been commenced in the Trial Division.

(8) A complaint shall not be filed under this section with respect to

(a) a request that is disregarded under section 21;

(b) a decision respecting an extension of time under section 23;

(c) a variation of a procedure under section 24; or

(d) an estimate of costs or a decision not to waive a cost under section 26.

(9) The commissioner shall provide a copy of the complaint to the head of the public body concerned.
Direct appeal to Trial Division by an applicant

52. (1) Where an applicant has made a request to a public body for access to a record or correction of personal information and has not filed a complaint with the commissioner under section 42, the applicant may appeal the decision, act or failure to act of the head of the public body that relates to the request directly to the Trial Division.

(2) An appeal shall be commenced under subsection (1) not later than 15 business days

   (a) after the applicant is notified of the decision of the head of the public body, or the date of the act or failure to act; or

   (b) after the date the head of the public body is considered to have refused the request under subsection 16(2).

(3) Where an applicant has filed a complaint with the commissioner under section 42 and the commissioner has refused to investigate the complaint, the applicant may commence an appeal in the Trial Division of the decision, act or failure to act of the head of the public body that relates to the request for access to a record or for correction of personal information.

(4) An appeal shall be commenced under subsection (3) not later than 15 business days after the applicant is notified of the commissioner’s refusal under subsection 45(2).
From: CNUÉ / NEEC (EC)
Sent: Saturday, August 17, 2019 9:43:29 PM (UTC-03:30) Newfoundland
To: Pollution Reports; EnforcementDuty (EC); Wilhelm, Sabina (EC); Gjerdrum, Carina (EC); Donaldson, Garry (EC); Whittam, Becky (EC); Ronconi, Robert (EC); EC.F WED ATL MGMT F.EC; SQEM Atlantique / MWQM Atlantic (EC); 'CSSPClosure@dfo-mpo.gc.ca'; 'chris.hendry@dfo-mpo.gc.ca'; 'FPP.XNFL@dfo-mpo.gc.ca'; 'XNFLEnvironmentalIncidentReports@dfo-mpo.gc.ca'; 'FPP.XNFL@dfo-mpo.gc.ca'; 'XNFLEnvironmentalIncidentReports@dfo-mpo.gc.ca'
Cc: Leblanc3, Stéphane (EC); Thomas, Graham (EC); Pilon2, Julie (EC)
Subject: NEEC incident notification: NL_2019/08/17_Hibernia Platform_North Atlantic Ocean_Grand Banks_Oily water mixture spill

Hello,

Please note that the National Environmental Emergencies Centre (NEEC) was informed of the following incident: See report below.

Regards,

Sébastien Cloutier Marenger

Agent des opérations de notifications environnementales,
Bureau de notifications environnementales, Centre national des urgences environnementales (CNUÉ)
Environnement et Changement climatique Canada / Gouvernement du Canada
sebastien.cloutier-marenger@canada.ca / ec.cnué-neec.ec@canada.ca
Urgences 24/7 : 1-866-283-2333

Environmental Notifications Operations Officer,
Environmental Notifications Desk, National Environmental Emergencies Centre (NEEC)
Environment and Climate Change Canada / Government of Canada
sebastien.cloutier-marenger@canada.ca / ec.cnué-neec.ec@canada.ca
Emergencies 24/7 : 1-866-283-2333

De : MCTS Labrador / SCTM Labrador (DFO/MPO) <Labrador.MCTS@dfo-mpo.gc.ca>
Envoyé : 17 août 2019 20:02
À : Safety.Placentia (Safety.Placentia@innav.gc.ca) <Safety.Placentia@innav.gc.ca>; MCTS PLACENTIA / SCTM PLACENTIA (DFO/MPO) <Placentia.MCTS@dfo-mpo.gc.ca>; Acton-Bond, Rebecca <Rebecca.Acton-Bond@dfo-mpo.gc.ca> ; Allen, Karie <Karie.Allen@dfo-mpo.gc.ca>; Birt, Trent <Trent.Birt@dfo-mpo.gc.ca>; canuteck <canuteck@tc.gc.ca>; CCG ATL ROC / COR ATL GCC (DFO/MPO) <ATL.ROC@dfo-mpo.gc.ca>; CIS ISTOPdesk / SCG Bureau
de SIPEPS (EC) <ec.cistopdesk-sgcbureauadesipps.ec@canada.ca>; CNLOPB <incident@cnlopb.ca>; Couture, Chris <Chris.Couture@dfo-mpo.gc.ca>; Crann, Larry <Larry.Crann@dfo-mpo.gc.ca>; Doucet, John <John.Doucet@dfo-mpo.gc.ca>; Dunderdale, Sara <Sara.Dunderdale@dfo-mpo.gc.ca>; EC.F Emergencies On Call Duty [Atlantic] F. EC <EC.EmergenciesOnCallDuty.EC@canada.ca>; ERDutyOfficer / AgentsdeserviceaffectesàlIE (DFO/MPO) <ERDutyofficer@DFO-MPO.GC.CA>; Gallagher, Quinn <Quinn.Gallagher@dfo-mpo.gc.ca>; Gaudet, Julien D <Julien.Gaudet@dfo-mpo.gc.ca>; George, Terri Lynn <TerriLynn.George@dfo-mpo.gc.ca>; Grant, Robert <Robert.Grant@dfo-mpo.gc.ca>; Guilbeault, Pierre <Pierre.Guilbeault@dfo-mpo.gc.ca>; Hayden, Gwen <Gwen.Hayden@dfo-mpo.gc.ca>; Hayden, Gwen <Gwen.Hayden@dfo-mpo.gc.ca>; Hillyard, Rod <Rod.Hillyard@dfo-mpo.gc.ca>; Ivanui, Gary <Gary.Ivanui@dfo-mpo.gc.ca>; Skopolik, Jan-Andrei (Ext.) <jan-andrei.skopolik@tc.gc.ca>; Jrcchalifax (jrcchalifax@sarnet.dnd.ca) <jrcchalifax@sarnet.dnd.ca>; Laidlaw, Keith <Keith.Laidlaw@dfo-mpo.gc.ca>; PNSATL, NASPATL (Ext.) <tc.naspatl-pnsatl.tc@tc.gc.ca>; EARMATL / MARTATL (EC) <ec.earmatl-martatl.ec@canada.ca>; MART Atlantic temporary <Mart.atlantic@gmail.com>; MCTS Labrador / SCTM Labrador (DFO/MPO) <Labrador.MCTS@dfo-mpo.gc.ca>; CCG MCTS RHQ ATL / GCC SCTM bureau régional ATL (DFO/MPO) <DFO.CCG.MCTS.RHQ-ATL-GCC.SCTM.bureau.regional.ATL.MPO@dfo-mpo.gc.ca>; Miller, Anne <Anne.Miller@dfo-mpo.gc.ca>; Mitchell, Mary <Mary.Mitchell@dfo-mpo.gc.ca>; MRSC St. Johns <mrscsl@sarnet.dnd.ca>; MSOC-East / COSM-Est (DFO/MPO) <MSOC-East.XNAT@dfo-mpo.gc.ca>; NCC / CCN (DFO/MPO) <NCC-CCN.XNCR@dfo-mpo.gc.ca>; CNUE / NEEC (EC) <ec.cnue-neeec.ec@canada.ca>; Parr, Grant <Grant.Parr@dfo-mpo.gc.ca>; Peet, Neil <Neil.Peet@dfo-mpo.gc.ca>; Pelletier, Mario <Mario.Pelletier@dfo-mpo.gc.ca>; Perron, Daniel (DFO) <Daniel.Perron@dfo-mpo.gc.ca>; Perron, Josée <Josee.Perron@dfo-mpo.gc.ca>; Pope, Renee <Renee.Pope@dfo-mpo.gc.ca>; Russell, Scott <Scott.Russell@dfo-mpo.gc.ca>; Sittcen <Sittcen@tc.gc.ca>; Spurrell, Wade <Wade.Spurrell@DFO-MPO.GC.CA>; tcmsdutyofficer (tcmsdutyofficer@tc.gc.ca) <tcmsdutyofficer@tc.gc.ca>; Vardy, Harvey <Harvey.Vardy@dfo-mpo.gc.ca>; Walker, Phillip <Phillip.Walker@dfo-mpo.gc.ca>; Woodford, Jan <Jan.Woodford@dfo-mpo.gc.ca>

Objet: Marine Pollution # 190371 Type: SPILL Location: GRAND BANKS, NL

Labrador MCTS
709 896 2252
Marine Pollution Report

Report #: 190371
Report Date/Time UTC: 17/08/2019 2351 UTC

Source of Report: MATTHEW PARSONS
Phone: 709-778-7430
Email:

Remarks:

Address: HIBERNIA PLATFORM
City: Prov: NL
Posn (Lat/Long – If applicable): 46 45 02N 048 46 59W
Weather: WINDS ESE 13 KNOTS, SEAS 1.6 METERS, VIS 15 NM

Type (oil/diesel/chemical):

Details: MATTHEW PARSONS FROM THE HIBERNIA PLATFORM CALLED TO REPORT A SPILL OF AN OILY WATER MIXTURE. SPILL OCCURRED WHEN THE PLATFORM HAD A DILIGE SYSTEM ACTIVATED ALARM. AS PER THE DESIGN, OVERFLOW OF THE HAZARDOUS DRAINS TANK WENT INTO THE SEA. VOLUME IS UNKNOWN AT THIS TIME BUT IT IS ESTIMATED TO BE OVER 25 LITERS. SUPPORT VESSELS ARE ON SCENE AND DEPLOYING A BOOM. CNLOPB HAS BEEN CONTACTED.

Ship Data
Ship Name: Callsign: Vsl Type: 
POB: LOA: GRT:
Port of Registry: Reg #: Cargo:
Last port/Destination: 
Owner/Agent:

Agencies Advised

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Regards,

Labrador MCTS
709-896-2252
From: CNUE / NEEC (EC)
Sent: Tuesday, November 26, 2019 11:44 AM (UTC-08:00)
To: Newman, Desiree

Subject: FW: **UPDATE** NEEC incident notification: NL_2019/08/17_Hibernia Platform_North Atlantic Ocean_Grand Banks_Oily water mixture spill
Attachments: Oily water mixture spill_Hibernia Platform_North Atlantic Ocean_Grand Banks, NLpdf

Good day,

Please note that the National Environmental Emergencies Centre (NEEC) was informed of the following incident update. Please see the updated report attached.

Regards,

Jessie Carrière

Agente des opérations de notifications environnementales
Bureau de notifications environnementales, Centre National des Urgences Environnementales (CNUE)
Environnement et Changement climatique Canada / Gouvernement du Canada
Jessie.Carriere@canada.ca / ec.cnue-neeac.ec@canada.ca

Urgences 24/7: 1-866-283-2333

Environmental Notifications Operations Officer
Environmental Notifications Desk, National Environmental Emergencies Centre (NEEC)
Environment and Climate Change Canada / Government of Canada
Jessie.Carriere@canada.ca / ec.cnue-neeac.ec@canada.ca

Emergencies 24/7: 1-866-283-2333

De: CNUE / NEEC (EC)
Envoyé: 17 août 2019 20:13
À: 'pollutionreports@gov.nl.ca' <pollutionreports@gov.nl.ca>; EnforcementDuty (EC) <ec.enforcementduty.ec@canada.ca>; Wilhelm, Sabina (EC) <sabina.wilhelm@canada.ca>; Gjerdrum, Carina (EC) <carina.gjerdrum@canada.ca>; Donaldson, Garry (EC) <garry.donaldson@canada.ca>; Whittam, Becky (EC) <becky.whittam@canada.ca>; Ronconi, Robert (EC) <robert.ronconi@canada.ca>; EC.F WED ATL MGMT F.EC <ec.wedatlmgmt.ec@canada.ca>; SQEM Atlantique / MWQM Atlantic (EC) <ec.sqematlantique-mwqmatlantique.ec@canada.ca>; 'CSSPClosure@dfo-mpo.gc.ca' <CSSPClosure@dfo-mpo.gc.ca>; 'chris.hendry@dfo-mpo.gc.ca' <chris.hendry@dfo-mpo.gc.ca>; 'FPP.XNFL@dfo-mpo.gc.ca' <FPP.XNFL@dfo-mpo.gc.ca>
Hello,

Please note that the National Environmental Emergencies Centre (NEEC) was informed of the following incident: See report below.

Regards,

Sébastien Cloutier Marenger

Agent des opérations de notifications environnementales,
Bureau de notifications environnementales, Centre national des urgences environnementales (CNUE)
Environnement et Changement climatique Canada / Gouvernement du Canada

sebastien.cloutier-marenger@canada.ca / ec.neec-neec.ec@canada.ca

Urgences 24/7 : 1-866-283-2333

Environmental Notifications Operations Officer,
Environmental Notifications Desk, National Environmental Emergencies Centre (NEEC)

sebastien.cloutier-marenger@canada.ca / ec.neec-neec.ec@canada.ca

Emergencies 24/7 : 1-866-283-2333

De : MCTS Labrador / SCTM Labrador (DFO/MPO)

Envoyé : 17 août 2019 20:02

À : Safety.Placentia (Safety.Placentia@innav.gc.ca) ; MCTS PLACENTIA / SCTM PLACENTIA (DFO/MPO) ; Acton-Bond, Rebecca ; Allen, Karie ; Birt, Trent ; canutec ; CCG ATL ROC / COR ATL GCC (DFO/MPO) ; CIS ISTOPdesk / SCG Bureau de SIPPS (EC) ; CNLPOP ; Couture, Chris ; Crann, Larry ; Doucet, John ; Dunderdale, Sara ; EC.F Emergencies On Call Duty [Atlantic] F.EC ; ERDUOfficer / Agentsdeservicesaffectés@IE (DFO/MPO) ; Gallagher, Quinn ; Gaudet, Julien D ; George, Terri Lynn ; Grant, Robert ; Guibault, Pierre ; Hayden, Gwen ; Hayden, Gwen ; Hillyard, Rod ; Ivany, Gary ; Skopalik, Jan-Andrej (Ext.) ; jrcchalfax (jrcchalfax@sarnet.dnd.ca) ; Laidlaw, Keith ; PNSAATL, NASPATL (Ext.) ; EARMatl / MARTatl (EC) ; MART Atlantic temporary ; MCTS Labrador / SCTM Labrador (DFO/MPO) ; CCG MCTS RHQ ATL / GCC SCTM bureau régional ATL (DFO/MPO) ; Miller, Anne ; Mitchell, Mary ; MRSC St. Johns ; MSOC-East / COSM-Est (DFO/MPO) ; NCC / CCN (DFO/MPO) ; CNUE / NEEC (EC) ; Parr, Grant ; Peet, Neil ; Pelletier, Mario ; Perron, Daniel (DFO) ; Perron, Josée ; Pope, Renee ; Russell, Scott ; Sittcen ; Spurrell, Wade ; tcm疏导员 officer (tcms疏导员 officer@tc.gc.ca) ; Vardy, Harvey ; Walker, Phillip ; Woodford, Jan

Objet : Marine Pollution # 190371 Type: SPILL Location: GRAND BANKS, NL

Labrador MCTS
709 896 2252

Marine Pollution Report

Report #: 190371
Source of Report: MATTHEW PARSONS

Report Date/Time UTC: 17/08/2019 2351 UTC
Phone: 709-778-7430
Email:

Remarks:
Address: HIBERNIA PLATFORM
Posn (Lat/Long – If applicable): 46 45 02N 048 46 59W
Type (oil/diesel/chemical):

City: Prov: NL
Weather: WINDS ESE 13 KNOTS, SEAS 1.6 METERS, VIS 15 NM

Details: MATTHEW PARSONS FROM HIBERNIA PLATFORM CALLED TO REPORT A SPILL OF AN OILY WATER MIXTURE. SPILL OCCURRED WHEN THE PLATFORM HAD A DILIGUE SYSTEM ACTIVATED ALARM. AS PER THE DESIGN, OVERFLOW OF THE HAZARDOUS DRAINS TANK WENT INTO THE SEA. VOLUME IS UNKNOWN AT THIS TIME BUT IT IS ESTIMATED TO BE OVER 25 LITERS. SUPPORT VESSELS ARE ON SCENE AND DEPLOYING A BOOM. CNLPOP HAS BEEN CONTACTED.

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Regards,
Labrador MCTS
709-896-2252
INCIDENT REPORT

NEEC Incident Number: NL-20190817-05243-19  Oily water mixture spill_Hibernia Platform_North Atlantic Ocean_Grand Banks, NL

Classification: Pollution - Resource Extraction - Offshore Facility  Incident Date/Time (Incident local): 2019/08/17 N/A

Notification Date/Time (Montreal, QC local): 2019/08/17 19:54

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<tr>
<th>Substance</th>
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<th>Unit</th>
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<tr>
<td>Hydrocarbon (NOS)</td>
<td>2100</td>
<td>Liters</td>
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Reported By: Matthew Parsons
Hibernia Platform
709-778-7430

Description: Matthew Parsons from the Hibernia platform called to report a spill of an oily water mixture. Spill occurred when the platform had a diluge system activated alarm. As per the design, overflow of the hazardous drains tank went into the sea. Volume is unknown at this time but it is estimated to be over 25 liters. Support vessels are on scene and deploying a boom. CNLOPB has been contacted.

Update: UPDATE 1 RECEIVED BY NEEC DO JULIE PILON - CCG report estimate of 2100 liters still on water based on TAR codes, slick is in two patches approximately 4.5 km from the platform. I do not have details yet.
Power has been restored to the platform by diesel generator, full shut in is in place no production underway.
3 vessels in response 1 with SVSS and two using mechanical methods to try and herd the product together for recovery operations.

Address:  
City: Grand Banks  
Prov: NL - Newfoundland and Labrador

Coordinates: 46.750556 -48.783056
Location: Offshore

Notification to Stakeholders:

This document is PRIVILEGED AND CONFIDENTIAL and contains information intended only for the use of the designated recipient. If you have received this communication in error, any disclosure, distribution or copying is strictly prohibited. If you are not the intended recipient, please notify NEEC immediately and delete all copies of this communication. Thank you.

Ce document est CONFIDENTIEL ET SOUS PRIVILÉGÉ et contient des renseignements destinés uniquement aux personnes désignées. Si cette communication vous a été transmise par erreur, toute distribution, divulgation ou copie est strictement interdite. Si vous n'êtes pas la destination visée, veuillez aviser le CNUE immédiatement et détruire toutes les copies de cette communication. Merci.

Created By: Sebastien Cloutier-Marenger (EC NEEC-EC CNU)

Canadian Wildlife Service (CWS)
Department of Fisheries and Oceans (DFO)
EC Environmental Enforcement Directorate (EED)
EC Marine Water Quality Monitoring Program (MWQM)
EC Wildlife Enforcement Directorate (WED)
Newman, Desiree

From: Brian.Luffman@ghd.com
Sent: Tuesday, August 20, 2019 5:59 PM
To: Parsons, Christopher W.; Locke, Robert C.
Cc: Robert Starkes; brian.n.slaney@exxonmobil.com; Hicks, Peter J
Subject: Avalon Sea Departing Area of Hibernia Release

Gents:

Following completion of an Offshore Decontamination Inspection that did not identify any petroleum contamination on the vessel, please be advised that the Avalon Sea has been released from operations in relation to the Hibernia release that occurred on August 17, 2019.

The Avalon Sea will be making her way back to Argentia with a scheduled arrival time of 06:00 on August 22, 2019 where she will undergo an Onshore Inspection.

Note that the Avalon Sea does not have any contaminated liquid or solid waste or recovery equipment on board.

If you have any questions, please let us know.

Brian

Brian Luffman, P.Eng. | A GHD Associate
Senior Project Manager

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