



Filing Appeals Under The Environment Act

Decisions under The Environment Act may be appealed; section 26, 27, and 28 of the act outlines what can be appealed and the process for the disposition of an appeal. The Environment Act allows a person to file an appeal with either the director or the minister if they are affected by a decision made under the act which includes:

- An order, instruction or permit made by an environment officer.
- The issuance of a licence or a permit by the director.
- The refusal by the director to issue a licence or permit.
- Any decision, order, instruction, or directive made by the director.
- The limits, terms and conditions included in a licence or permit issued by the director
- The disposition of an appeal to the director, specifically relating to an order, instruction, or permit issued by an environment officer.
- A decision made by the minister regarding proposals for Class 1, 2, or 3 developments, or for an alteration to a development.

Filing an Appeal

For an appeal, it must be filed in writing (e.g., a letter or email) and should include the following information:

- your name and contact information (including address and/or email)
- a statement indicating you intend to appeal a decision, clearly note the decision you are appealing, include the date the decision was made (if known), and who made the decision
- explain your interest in the decision, why you are appealing the decision, and any relevant facts or evidence you would like considered in the appeal
- describe your expected outcome of the appeal

Appeals of an order, instruction or permit of an environment officer must be sent to the director within **14 days** from the date the order, instruction or permit was issued. Appeals received after 14 days will not be considered. Appeals filed with the director should be sent to:

- ECEBranch@gov.mb.ca for Director of Environmental Compliance and Enforcement; or
- EABDirector@gov.mb.ca for Director of Environmental Approvals

Appeals of a director's decision must be sent to the minister within **30 days** of the date when the decision was made. Appeals received after 30 days will not be considered. Appeals filed with the Minister should be sent to minecc@manitoba.ca.

Please note that all appeals are unique, and the process may **take several weeks or months**. Once your appeal is received, the department of Environment and Climate Change will acknowledge receipt of the appeal.

For more information about the appeal process, please refer to our FAQs.

The Role of the Lieutenant Governor in Council in Appeals

Before deciding on an appeal in respect to **the following matters**, the Minister must refer their proposed decision to the Lieutenant Governor in Council for approval:

- The issuance of a licence for a class 1 or class 2 development by the director
- The refusal to issue a licence for a class one or class two development by the director
- The imposition of specifications, limits, terms and conditions on a licence for a class 1 or class 2 development by the director

Appeals on decisions made by the minister must also be referred to the Lieutenant Governor in Council.

Final Decision

Once a final decision is made, the decision will be communicated to appellant(s) via letter sent by email (or through standard mail) within the legislated timelines set by The Environment Act.

In cases where the director or minister have final decision-making authority, the appellant(s) will be notified of the decision within seven days of the date of the decision.

If the approval of the Lieutenant Governor in Council is required, the appellant(s) will be notified within **30 days** of the date of the approval of the decision.

Confidentiality

All personal information provided during the appeal process will be handled in accordance with privacy laws and regulations. Your information will only be used for the purpose of processing your appeal and will not be shared with third parties without your consent.

Accessibility

This document is available in alternative formats upon request, for more information regarding accessibility and accommodations, please visit [Province of Manitoba | Accessibility](#).

Contact Information

If you have any questions regarding the appeal process, please contact the Environmental Stewardship Division at ESDadmin@gov.mb.ca or 431-334-5847.

