

Ministry of the
Environment,
Conservation and Parks



Ontario's Excess Soil Registry

Learn about the requirements to file a notice in the Excess Soil Registry, who they apply to, and where you can find more information.

What is the Excess Soil Registry?

Under [O. Reg. 406/19 – On-Site and Excess Soil Management](#) (Excess Soil Regulation), certain sites excavating or accepting excess soil may be required to file a notice in an online, public Excess Soil Registry (Registry).

The Registry allows project leaders, owners, and operators of those sites to file and update notices, as required by the regulation.

Why is the Registry important?

- The Registry provides transparency and accountability for those responsible for managing excess soil, and provides confidence that soil is either being reused appropriately or being properly disposed of.

- It can also be used as a resource for finding sites that are getting rid of soil or accepting soil for reuse.

How do I access the Registry?

- The Registry is managed by the Resource Productivity and Recovery Authority (RPPRA).
- You can access the Registry, including training materials and other resources, through RPPRA's website: [Excess Soil Registry - RPPRA](#).
- Any notice filed in the Registry is available publicly.

What types of notices must be filed?

Project area notice

A notice must be filed for soil leaving a project area, if any one of the following applies (unless otherwise exempt):

1. Greater than 2,000 cubic metres of excess soil is being removed from a project area used for commercial or community property uses, including roadways
2. Any amount of soil is being removed from a project area that is or was used as an enhanced investigation project area (i.e., an industrial use, a garage, a gas station or a dry-cleaning operation)
3. The project area is being remediated by excavating and

removing contaminated soil,
including for the purposes of filing
a Record of Site Condition (RSC)

Some exemptions to these registration
requirements exist (see [fact sheets](#)).

Reuse site notice

1. A notice must be filed for reuse sites (other than those related to infrastructure) accepting 10,000 cubic metres or greater for a beneficial purpose.

Residential development soil depot (RDSD) notice

1. A notice must be filed for any RDSD.

When should the notice be filed?

- **Project areas:** before any soil is removed from the project area
- **Reuse sites:** before any excess soil is deposited at the reuse site for final placement
- **RDSD:** before any excess soil is deposited at the site for management

Who can complete a notice filing in the Registry?

- It is the project leader/owner/operator's responsibility to ensure that a notice is filed in the Registry for a project, reuse site or RDSD. They are also responsible for completing any declarations that are required as part of the notice.
- The Registry, however, does allow for an authorized person to file the notice on behalf of the project leader or owner/operator of a reuse site or RDSD.
- This authorized person could be a qualified person or a site operator. The project leader/site owner/operator should ensure that the authorization to file a notice is documented.

For more information on detailed requirements as well as exemptions, refer to [the regulation](#), the ministry's [fact sheets](#), as well as [RPRA's website](#).

This handout is for information purposes only and should not be construed as legal advice or substitute for seeking independent legal advice on any issues related to O. Reg. 406/19: On-Site and Excess Soil Management. In the event of any inconsistency between the regulation and this handout, the regulation will always take precedence.