

IN THE PROVINCIAL COURT OF ALBERTA

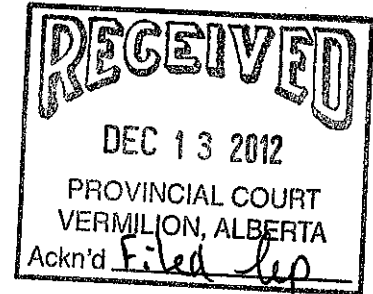
CRIMINAL DIVISION

BETWEEN:

HER MAJESTY THE QUEEN

-and-

HAROLD ALLAN BAKER



BEFORE THE HONOURABLE JUDGE P. T. Johnston AT WAINWRIGHT, ALBERTA)

On Thursday the 13th day of DECEMBER A.D. 2012

ORDER PURSUANT TO SECTION 234 (1)(h) OF THE ENVIRONMENTAL PROTECTION AND ENHANCEMENT ACT

WHEREAS HAROLD ALLAN BAKER stands convicted of an offence contrary to the *Environmental Protection and Enhancement Act*, to wit:

On or about the 23rd day of May, 2011 near Edgerton, in the Province of Alberta did commence or continue an activity, to wit: burning prohibited debris by means of an open fire, that is designated by the regulations as requiring an approval, without holding the required approval contrary to Section 61 of the *Environmental Protection and Enhancement Act*, and did thereby commit an offence contrary to s. 227(j) of the *Environmental Protection and Enhancement Act*.

WHEREAS this Honourable Court has imposed a fine of \$ _____ inclusive of victim fine surcharge; AND WHEREAS this Honourable Court has given HAROLD ALLAN BAKER until the _____ day of _____, 2013 in order to pay the fine.

AND WHEREAS, having regard to the nature of the offence and the circumstances surrounding its commission, this Honourable Court notes that an additional penalty would be appropriate to reimburse the Edgerton Emergency Services Department for the work necessary to extinguish the fire;

AND WHEREAS appended to this Order is a copy of the Edgerton Emergency Services Department Fire Invoice 2011-05-2 showing a balance owing of \$1,981.25 with respect to the work necessary to extinguish the fire;

IT IS HEREBY ORDERED that pursuant to s.234 (1)(h) of the *Environmental Protection and Enhancement Act* HAROLD ALLAN BAKER shall comply with the following conditions:

1. That on or before December 12, 2013, HAROLD ALLAN BAKER shall pay the sum of \$1,981.25 to the Village of Edgerton, in trust for the Edgerton Emergency Services Department, to be used to reimburse the Edgerton Emergency Services Department for the costs necessary to extinguish the fire and in full satisfaction of Invoice 2011-05-2.
2. That the Edgerton Emergency Services Department, forthwith upon receipt of the funds referred to in paragraph 1, shall forward written confirmation of the same to this Honourable Court and the Special Prosecutions Branch of Alberta Justice (Attn: Craig A. Kallal via facsimile transmission to 780-644-2034).
3. In the event that any conditions of this order cannot be satisfied or that an issue arises between the parties as to the performance of the project, HAROLD ALLAN BAKER and Alberta Justice have leave to appear before this Honourable Court for further and better direction.

DATED this 13 day of December 2012 in the Town of Wainwright, in the Province of Alberta.

60 P. T. Johnston
Judge of the Provincial Court of Alberta



Village of Edgerton



Box 57
PHONE 780-755-3933 EDGERTON, AB FAX 780-755-3750
T0B 1K0

e-mail: info@edgerton-oasis.ca
website: www.edgerton-oasis.ca

EDGERTON EMERGENCY SERVICES DEPARTMENT FIRE INVOICE

Name: **Harold Baker**
Address: **RR 1**
Edgerton, AB T0B 1K0

Date of Incident: **May 23, 2011**
EESD Incident No. **2011-19**
Police File No. **2011-586709**

Invoice No. **2011-05-2**
Date: **June 3, 2011**

INVOICE

The Edgerton Emergency Services Department responded to a Fire at your premises which involved the burning of tires during a time that a "Complete Fire Ban" was in effect within the Municipal District of Wainwright. While operating on scene at this incident, the Edgerton Emergency Services Department incurred the following expenses:

APPARATUS COSTS: (Includes 2 Emergency Responders per Unit)

	Rate/Hr	Hrs.	Total Unit
Red 1	350.00	2.75	962.50
Red 2	350.00	2.75	962.50
Red 3			

Total Apparatus Costs: **\$1,925.00**

ADDITIONAL EMERGENCY RESPONDER COSTS:

No.	Rate/Hr	Hrs.	Total
1	15.00	1.00	\$15.00
1	15.00	2.75	\$41.25

Additional Responder Costs: **\$56.25**

CONSUMABLE PRODUCTS:

Class "A" Foam	0.00
AFFF Foam	0.00
DC Extinguisher Recharge(s) @	0.00

Total Consumables Costs: **\$0.00**

EQUIPMENT LOSSES:

0.00
0.00
0.00

Total Equipment Losses: **\$0.00**

PLEASE REMIT PAYMENT TO:

Village of Edgerton
Box 57
Edgerton, AB T0B 1K0

TOTAL INVOICE: \$1,981.25