

91. The Licencee shall, at the request of the Director, in the event that the Facility is permanently closed, conduct an investigation in accordance with "Environmental Site Assessments in Manitoba", (June 2016), to the satisfaction of the Director, to identify any contamination which may have resulted from the operation of the Facility.
92. The Licencee shall, where the investigation referred to in Clause 91 of this Licence shows that contamination of the environment has occurred, submit a remediation proposal, within ninety (90) days, to the Director and, upon approval of this proposal by the Director, the required remediation shall be carried out by the Licencee.

Insurance and Financial Assurance

93. The Licencee shall prepare, within six (6) months of the date of this Licence, a remediation and closure plan assessment, satisfactory to the Director, that includes, but is not limited to, the following:
 - a) estimated cost to assess the impacts of the Facility to soil and groundwater;
 - b) estimated cost to remediate impacts of the Facility identified in the assessment referred to in Clause 93 (a); and
 - c) estimated cost to decommission the Facility.
94. The Licencee shall maintain and post with Manitoba Conservation and Climate, in the amount determined in Clause 93 of this Licence:
 - a) a permit bond issued by a surety company licensed to do business in the Province of Manitoba;
 - b) an irrevocable letter of credit; or
 - c) another acceptable security satisfactory to the Director.
95. The Permit bond, irrevocable letter of credit, or other security and renewals thereof, referenced in Clause 94 of this Licence, shall remain in place for the duration of the operation and decommissioning of the Facility. The Director may order forfeiture of the permit bond, irrevocable letter of credit, or other security, either in whole or in part, by giving written notice to that effect to the Licencee, upon the Director being satisfied that the Licencee is in breach of any specification, limit, term or condition of this Licence, or reimbursement of any costs or expenses incurred by the Province of Manitoba in rectifying environmental damage caused or contributed to by the operation of the Facility.
96. The Licencee shall, every 5 years or more frequently at the Licencee's preference or the request of the Director, carry out a review of the assessment completed pursuant to Clause 93 of this licence and accordingly update the amount of the permit bond, irrevocable letter or credit or other security required by Clause 94 of this licence.

