

# NOTICE OF HEARING

## PUBLIC LANDS APPEAL BOARD

**1753368 Alberta Ltd.**  
**Refusal of an Application for SML 180043**  
**Our File No.: PLAB 22-0008**

### Description

The Public Lands Appeal Board has scheduled a hearing of this appeal by written submissions commencing on April 4, 2023 with respect to the Notice of Merit Decision, Application Refusal dated July 13, 2022, to 1753368 Alberta Ltd. by the Director, Forestry, Parks and Tourism (formerly the responsibility of Alberta Environment and Protected Areas) in relation to Surface Material Lease-Sand and Gravel SML 180043 located at W½ 26-064-06-W4M.

The issues to be heard in this appeal are:

1. Did the Director, who made the decision to refuse an Application for SML 180043, err in the determination of a material fact on the face of the record?
2. Did the Director, who made the decision to refuse an Application for SML 180043, err in law?
3. Did the Director, who made the decision to refuse an Application for SML 180043, exceed the Director's or Officer's jurisdiction or legal authority?
4. Did the Director, who made the decision to refuse an Application for SML 180043, not comply with a regional plan approved under the *Alberta Land Stewardship Act*?
5. The decision is expressly subject to appeal under Section 15 of the *Public Lands Administration Regulation* or Section 59.2(3) of the *Public Lands Act*. (This is for appealing a deemed rejection because of the failure of a Director to approve or refuse an application for a disposition, authorization, or approval within a 30 day time limit unless an extension was approved).

You may request a copy of the written hearing submissions by contacting the Board.

### Information Requests

Please contact the Public Lands Appeal Board for further information regarding the file in this matter.

Public Lands Appeal Board  
#306, Peace Hills Trust Tower  
10011 – 109 Street  
Edmonton, Alberta T5J 3S8

E-Mail: [PLAB@gov.ab.ca](mailto:PLAB@gov.ab.ca)  
Phone: 780-427-6207  
Fax: 780-427-4693



**PUBLIC LANDS  
APPEAL BOARD**

Posted: March 24, 2023