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**ALBERTA**  
**PUBLIC LANDS APPEAL BOARD**

**DECISION**  
**Notice of Discontinuance**

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**September 2, 2016**

**IN THE MATTER OF** sections 123 (8) of the *Public Lands Act*,  
and section 226 of the Public Lands Administration Regulation,  
A.R. 187/2011;

**- and -**

**IN THE MATTER OF** an appeal filed by Bremner Engineering  
and Construction Ltd.

*Cite as: Bremner Engineering and Construction Ltd v. Alberta (Environment and Parks) 2016  
APLAB 16-0004*

## **FACTS**

The Public Lands Appeal Board (“Board”) received a Notice of Appeal on April 20, 2016 from Bremner Engineering and Construction Ltd. (“Appellant”) in relation to the assessment of an administrative penalty in the amount of \$55,000 and an amended administrative penalty of \$58,500. The penalties were assessed by the Director, Environment and Parks, against the Appellant for alleged contraventions under the *Public Lands Act* involving violations of Section 56(1)(n) through the months of April to October 28, 2014 inclusive. The Appellant appealed the penalty assessment, claiming that the Director erred in the determination of a material fact, erred in law, and exceeded the Director’s or Officer’s jurisdiction or legal authority.

The Board assigned the appeal the file number of 16-0004.

The Board arranged mediation between the Parties, which was held September 1, 2016. The Parties were able to reach an agreement in mediation and the Appellant signed a written agreement withdrawing its Notice of Appeal.

## **RATIONALE FOR DISCONTINUANCE**

As the Appellant has withdrawn the Notice of Appeal and as the Board is satisfied that all issues related to the appeal have been resolved in accordance with Section 123(8) of the *Public Lands Act*, the Public Lands Appeal Board discontinues its proceedings and closes its files for PLAB 16-0004.