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ONTARIO WATER LAW

Release No. 1, July 2026

Ontario Water Law provides a thorough examination of the current provincial and federal regulatory framework for all aspects of water in Ontario — all of which is expertly annotated with cases from the courts and tribunals along with the prosecution disposition reports.

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What's New in this Update:

This release features updates to the legislation in the book. Also, there have been updates to Appendix WP. Words and Phrases.

Highlights

APPENDIX WP. WORDS AND PHRASES—COLOURABLE MOTIVE—. . . the effects [of legislation] may suggest a purpose other than that which is stated in the law; in such a case, the law is said to have a colourable motive. *Biogénie Canada Inc. c. Canada (Agence d'inspection des aliments)* (2025), 68 C.E.L.R. (4th) 299, 2025 CarswellNat 3393, 2025 CAF 150, 2025 FCA 150, 2025 CarswellNat 3392 (F.C.A.) at para. 37 de Montigny C.J.

APPENDIX WP. WORDS AND PHRASES—PRODUCTION—Production refers to what has been produced. Producing something involves taking inputs and transforming them or subjecting them to a process that leads to an output. The capacity to produce ordinarily refers to the amount of a final product that a process can generate. The natural reference of production is to outputs rather than inputs; to what is produced rather than the raw material or waste in the process. A simple example may be illustrative. The production capacity of a glove-making factory is surely measured by the number of gloves capable of being produced in a given period, not by the amount of fabric used to make them. *Fort Nelson First Nation v. British Columbia (Environmental Assessment Office)* (2016), [2017] 1 C.N.L.R. 275, [2017] 4 W.W.R. 422, 5 C.E.L.R. (4th) 1, 10 Admin. L.R. (6th) 244, 2016 CarswellBC 3563, 2016 BCCA 500, 90 B.C.L.R. (5th) 400 (B.C. C.A.) at para. 90 Harris J.A. (Frankel and Garson JJ.A. concurring).