

IN THE MATTER OF THE *GREENHOUSE GAS POLLUTION PRICING ACT*, BILL C-74,
PART V

AND IN THE MATTER OF A REFERENCE BY THE LIEUTENANT
GOVERNOR IN COUNCIL TO THE COURT OF APPEAL FOR SASKATCHEWAN UNDER
THE CONSTITUTIONAL QUESTIONS ACT, 2012, SS 2012, c C-29.01;

SECOND ORDER RESPECTING INTERVENTIONS

Upon receipt of notices from the Attorneys General of Ontario, New Brunswick and British Columbia indicating their election to intervene in this Reference;

Upon receipt of applications for leave to intervene in this Reference;

And upon considering all of the material presented in support of and in opposition to the applications for leave to intervene;

IT IS ORDERED THAT:

1. The motions for leave to intervene by (a) Canadian Environmental Law Association and Environmental Defence Canada Inc., (b) Saskatchewan Power Corporation and SaskEnergy Incorporated, (c) The Canadian Taxpayers Federation, (d) Athabasca Chipewyan First Nation, (e) Climate Justice Saskatoon, National Farmers Union, Saskatchewan Coalition for Sustainable Development, Saskatchewan Council for International Cooperation, Saskatchewan Electric Vehicle Club, The Council of Canadians: Prairie and Northwest Territories, The Council of Canadians: Regina Chapter, The Council of Canadians: Saskatoon Chapter, The New Brunswick Anti-Shale Gas Alliance, and Youth of the Earth [Climate Justice *et al*], (f) Assembly of First Nations, (g) The Canadian Public Health Association, (h) United Conservative Association, (i) Intergenerational Climate Coalition, (j) Ecofiscal Commission of Canada, (k) David Suzuki Foundation, (l) Agricultural Producers Association of Saskatchewan Inc., and (m) International Emissions Trading Association, are granted.
2. The submissions of all intervenors must be limited to the legal issue before the Court, i.e. limited to the constitutional validity of the *Greenhouse Gas Pollution Pricing Act*, Part 5 of Bill C-74.

3. The Attorney General of British Columbia, Saskatchewan Power Corporation and SaskEnergy Incorporated, and Climate Justice *et al* are directed, on or before December 18, 2018, to serve the Attorneys General of Saskatchewan and Canada, and file with the Court the specific materials that they seek leave to add to the record. Such materials are to be filed electronically in a format acceptable to the Registrar. Five hard copies shall be filed as well.
4. On or before December 21, 2018, the Attorneys General of Saskatchewan and Canada shall provide their further submissions, if any, on the applications of the Attorney General of British Columbia, Saskatchewan Power Corporation and SaskEnergy Incorporated, and Climate Justice *et al* to supplement the record.
5. Applications to supplement the record and issues concerning the length of factums and the amount of time counsel will have for oral submissions will be dealt with in a subsequent order or orders.

DATED at the City of Regina, in the Province of Saskatchewan, this 10th day of December, 2018.

“Richards C.J.S.”

Richards C.J.S.

“Jackson J.A.”

Jackson J.A.

“Ottenbreit J.A.”

Ottenbreit J.A.

“Richards C.J.S.”

Caldwell J.A.

“Schwann J.A.”

Schwann J.A.