

**Ottawa Light Rail Transit Public Inquiry**

**Honourable Justice William Hourigan, Commissioner**

**OPENING STATEMENT OF THE PROVINCE OF ONTARIO**

**ATTORNEY GENERAL FOR ONTARIO**

Crown Law Office – Civil Law  
720 Bay Street, 8<sup>th</sup> Floor  
Toronto, ON M7A 2S9

Heather Mackay  
Jeffrey Claydon  
Adam Mortimer  
Tel: 647-244-4883  
Email: [heather.c.mackay@ontario.ca](mailto:heather.c.mackay@ontario.ca)

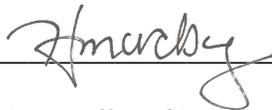
**Counsel for the Province of Ontario**

**Ottawa Light Rail Transit Public Inquiry**  
**OPENING STATEMENT OF THE PROVINCE OF ONTARIO**

1. The Province of Ontario was granted full participant status for the Inquiry on March 7, 2022.
2. Ontario is pleased to be able to participate in assisting the Commission to achieve its important mandate of examining the commercial and technical circumstances that led to the breakdowns and derailments on the OLRT1.
3. Ontario's involvement in the OLRT1 Project was as a major financial contributor through a contribution agreement between the Ontario Ministry of Transportation (MTO) and the City of Ottawa. As such, Ontario was not involved in the procurement, design, building or maintenance of the OLRT1. However, as a major financial contributor, MTO has a clear and important interest in the issues raised by the Order in Council appointing the Commission (OIC), and specifically in the circumstances involved in the procurement, delivery and operation of the system that led to the issues with the OLRT1 Project.
4. Further, the Ministries of Infrastructure, Government and Consumer Services, Municipal Affairs and Housing, Economic Development, Job Creation and Trade and the Treasury Board Secretariat all have a significant interest in the issues raised by the Order in Council establishing the Commission and in any recommendations the Commission may make.
5. Infrastructure Ontario (IO) provided procurement advice to the City of Ottawa with respect to the OLRT1 Project independently of the Province of Ontario, further to a Minister's direction pursuant

to section 7(4)(j) of the *Ministry of Infrastructure Act, 2011* and s. 4(1) of the *Ontario Infrastructure and Lands Corporation Act, 2011*. IO is separately represented at this Inquiry.

6. Ontario welcomes the opportunity to assist the Commission in understanding any issues regarding the OLRT1 Project that involve Ontario directly; such as Ontario's Canadian Content for Transit Vehicle Procurement Policy, the structure and function of the contribution agreement, and Minister's letters of direction to IO.
7. Ontario has been cooperating fully with Commission counsel and the Commission administrative team in providing disclosure of all relevant documents in Ontario's possession related to the OLRT1 Project. Ontario welcomes the opportunity to continue that co-operation.
8. The work that the Commission has been doing, and will be doing, in the coming months will lead to important recommendations that may inform issues surrounding the funding, procurement, design, building and maintenance of large transit and other infrastructure projects in Ontario. We look forward to working closely with the Commission in developing these recommendations.



---

**Heather Mackay, Jeffrey Claydon and Adam Mortimer**

**Counsel for the Province of Ontario**