

**SUNRISE PROPANE APPEALS AGAINST CONVICTION AND FINES  
DISMISSED**

By [Stanley D. Berger](#)

On November 27, 2017 the Ontario Superior Court dismissed all appeals against conviction and sentence relating to Sunrise Propane Energy Group under both Ontario provincial environmental and occupational health and safety law (see 2017 ONSC 6954). On January 25, 2016 Ontario Court Judge Chapin had fined Sunrise Propane Energy Group - the operator, a numbered company - the holder of the lease, the insurance policy and the licence under the Technical Safety and Standards Authority, and two directors of the company, a total of \$5.3 million for a propane gas explosion. The explosion killed an employee and caused the overnight evacuation of some 12,000 neighbouring residents. Homes in the northwestern part of Toronto were uninhabitable for over a year, a car dealership business was ruined, there had been structural damage to buildings, disruption of local work and business and the temporary closure of a child-care centre. The trial judge's reasons for judgment on the original finding of guilt, all affirmed on appeal, can be found at 2013 ONCJ 358. My summary of those reasons can be found in Fogler Rubinoff's Website under [Events](#) and [Resources](#) at [http://www.foglers.com/uploads/press/file/103/Environment\\_Energy\\_Law\\_July\\_19.pdf](http://www.foglers.com/uploads/press/file/103/Environment_Energy_Law_July_19.pdf).



[Stanley D. Berger](#)  
Partner

t: 416.864.7626  
[sberger@foglers.com](mailto:sberger@foglers.com)



[Tom Brett](#)  
Partner

t: 416.941.8861  
[tbrett@foglers.com](mailto:tbrett@foglers.com)



[Jack D. Coop](#)  
Partner

t: 416.864.7610  
[jcoop@foglers.com](mailto:jcoop@foglers.com)



[Albert M. Engel](#)  
Partner

t: 416.864.7602  
[aengel@foglers.com](mailto:aengel@foglers.com)



[Yadira Flores](#)  
Associate

t: 416.365.3744  
[yflores@foglers.com](mailto:yflores@foglers.com)