

New trial to go ahead against Acton quarry

A judge has denied United Aggregates Limited's (UAL) motion for a leave to appeal meaning a new trial will go ahead on whether the company quarried illegally.




RITA LANDRY

Justice Jean-Marc Labrosse of the Ontario Court of Appeal said in last Wednesday's decision that UAL (now known as Blue Circle Aggregates) "failed to raise any legal issue which require, in the public interest or for the due administration of justice, that leave be granted."

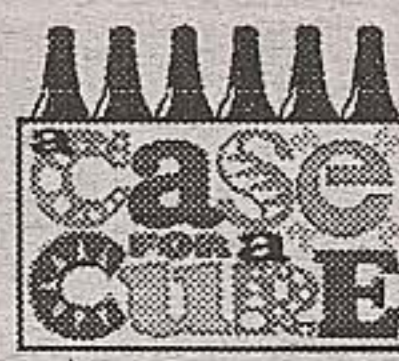
At the first trial in 1998, it was ruled that UAL did quarry without a permit but that it did so with the permission of Brenda Elliott, the Minister of Environment at that time. The court refused an attempt by Sierra Legal Defence Fund, who is representing Rita Landry, to question Elliott.

"I am very happy with (the) ruling," said Landry, who initiated the legal action against UAL in 1996. "Through the actions of UAL and the trial justice, we were prevented from finding the truth. Now the appeal courts have restored our right to question the former minister about her meeting with UAL."



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