

Regulatory setbacks in O. Reg. 267/03 made under the Nutrient Management Act (NMA; 2002) that apply to commercial fertilizer include:

- Setbacks from wells
 - i. 46. (1) No person shall apply nutrients to land closer than 100 metres to a municipal well. O. Reg. 338/09, s. 43.
 - ii. 46. (5) No person shall apply commercial fertilizer or compost that meets the requirements for Category AA or A compost in Part II of the Compost Standards to land closer than three metres to a water well that is not a municipal well. O. Reg. 284/12, s. 2 (2).
- Requirement for vegetated buffer zone
 - i. 52. (1) No person shall apply nutrients to a field that contains or is adjacent to surface water unless there is a vegetated buffer zone in the field that is adjacent to the surface water and that lies between the surface water and where the nutrients are applied. O. Reg. 338/09, s. 43.
 - ii. 52. (6) No person shall apply materials containing nitrogen and phosphorus to any part of the field, whether or not within the vegetated buffer zone, that is within 13 metres from the top of the nearest bank of the surface water. O. Reg. 338/09, s. 43.

These standards only apply to fields that are phased-in to the regulation (see S. 41).

- i. Sections 52.3 and 52.6 apply in respect of all agricultural operations. O. Reg. 338/09, s. 43.
- ii. Sections 42 to 52.2, 52.4, 52.5 and 52.7 to 52.13 apply as follows:
 - a. If this Regulation requires an agricultural operation to have a nutrient management plan, those sections apply to the application of nutrients to land in the course of the operation.
 - b. If this Regulation requires an agricultural operation to have a NASM plan, those sections apply to the application of nutrients to the relevant NASM application area.
 - c. If Category 1 NASM is applied to a NASM application area in the course of an agricultural operation, those sections apply to the application of nutrients to the NASM application area during the calendar year in which the Category 1 NASM is applied. O. Reg. 338/09, s. 43.

Source: [Nutrient Management Act, 2002, S.O. 2002, c. 4,](#)