

**IN THE MATTER OF THE ENVIRONMENTAL ASSESSMENT ACT, S.B.C. 2002, c.43  
(Act)  
AND  
AN ENVIRONMENTAL ASSESSMENT OF THE  
PROPOSED COASTAL GASLINK PIPELINE PROJECT (PROPOSED PROJECT)**

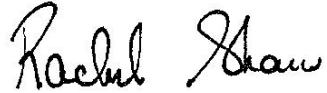
**ORDER UNDER SECTION 11**

**WHEREAS:**

- A. Coastal GasLink Pipeline Ltd. proposes to construct and operate a natural gas pipeline starting near the community of Groundbirch, BC, terminating near Kitimat, BC. The pipeline would be approximately 650 km long with a diameter of 1,219 mm and include up to six compressor stations.
- B. The proposed Project constitutes a reviewable project pursuant to Part 4 of the Reviewable Projects Regulation (B.C. Reg. 370/02), since the proposed Project includes a new transmission pipeline facility with a diameter > 323.9 mm and a length of  $\geq 40$  km.
- C. The Executive Director has delegated to the undersigned, powers and functions under the Act, including the power to issue Orders under section 11 of the Act.
- D. On December 11, 2012, Archie Riddell, Executive Project Director, issued an Order under section 10(1)(c) of the Act, stating that the proposed Project requires an environmental assessment certificate and that the Proponent may not proceed with the proposed Project without an assessment.
- E. The proposed Project is subject to the *Canadian Environmental Assessment Act*, 2012 S.C. 2012, c.19 and a Notice of Determination that a federal environmental assessment is required was issued on December 31, 2012.
- F. Portions of the proposed Project lie within the asserted traditional territories and treaty areas of the aboriginal groups listed in Schedule B of this Order.
- G. Prior to this Order taking effect, the Proponent held discussions with some or all of the aboriginal groups listed in Schedules B and C of this Order with respect to the proposed Project.

**NOW THEREFORE:**

Pursuant to section 11 of the Act, I order that the environmental assessment of the proposed Project be conducted in accordance with Schedule A to this Order.



---

Rachel Shaw  
Project Assessment Manager

Dated March 8, 2013

Enclosure:

Schedule A: Scope, procedures and methods for the environmental assessment.

Schedule B: Aboriginal groups consulted and invited to participate on the working group

Schedule C: Aboriginal groups notified

**SCHEDULE A TO ORDER UNDER SECTION 11 OF THE ACT**

**SCOPE, PROCEDURES AND METHODS FOR THE ENVIRONMENTAL  
ASSESSMENT OF THE PROPOSED COASTAL GASLINK PIPELINE PROJECT**

**Contents**

**PART A – GENERAL PROVISIONS ..... 4**

1 DEFINITIONS .....4

**PART B - SCOPE OF THE PROPOSED PROJECT ..... 5**

2 ON-SITE AND OFF-SITE COMPONENTS .....5

**PART C – SCOPE OF THE ASSESSMENT ..... 6**

3 SCOPE OF THE ASSESSMENT .....6

**PART D – ASSESSMENT PROCEDURES – PRE-APPLICATION STAGE ..... 6**

4 VALUED COMPONENTS .....6

5 APPLICATION INFORMATION REQUIREMENTS .....7

6 PREPARING AND SUBMITTING THE APPLICATION .....7

7 APPLYING FOR CONCURRENT PERMITTING .....7

8 APPLICATION EVALUATION .....7

**PART E – ASSESSMENT PROCEDURES – APPLICATION REVIEW STAGE ..... 8**

9 PREPARING THE ASSESSMENT REPORT .....8

10 MINISTERIAL REFERRAL AND DECISION .....8

**PART F – THE WORKING GROUP ..... 8**

11 THE WORKING GROUP .....8

12 THE PURPOSE OF THE WORKING GROUP .....9

**PART G –ABORIGINAL GROUP CONSULTATION ..... 9**

13 ABORIGINAL GROUP CONSULTATION – ASPECTS UNDERTAKEN BY THE ENVIRONMENTAL ASSESSMENT OFFICE .....9

14 ABORIGINAL GROUP CONSULTATION – PROCEDURAL ASPECTS UNDERTAKEN BY THE PROPONENT .....11

15 POTENTIAL CONSULTATION WITH THE MÉTIS .....12

16 ABORIGINAL GROUP CONSULTATION - PROPONENT REPORTING .....12

**PART H – PUBLIC CONSULTATION ..... 13**

17 PRE-APPLICATION STAGE OF THE ASSESSMENT .....13

18 APPLICATION REVIEW STAGE OF ASSESSMENT .....14

19 PUBLIC CONSULTATION- PROPONENT REPORTING .....14

20 PUBLIC NOTIFICATION OF PUBLIC COMMENT PERIODS .....15

**PART I - PROVIDING ADDITIONAL INFORMATION ..... 15**

21 ADDITIONAL INFORMATION .....15

## **PART A – GENERAL PROVISIONS**

### **1 DEFINITIONS**

“**Aboriginal Consultation Plan**” means a plan, developed by the Proponent in consultation with aboriginal groups and determined to be adequate by the Project Assessment Lead, which outlines how the Proponent will undertake procedural aspects of consultation on behalf of the Crown during the Pre-application and Application Review stages of the environmental assessment.

“**Aboriginal Consultation Report**” means the periodic reporting at the times specified in section 15 of this Order, or at the request of the Project Assessment Lead, on the results of the consultation activities specified in the Aboriginal Consultation Plan.

“**Aboriginal Interests**” means asserted aboriginal rights, including title, or such determined aboriginal rights as are recognized by section 35(1) of the *Constitution Act, 1982* (treaty rights).

“**Aboriginal Groups**” means the Treaty 8 First Nations, First Nations, and other aboriginal entities as identified on Schedule B and Schedule C of this Order, to be consulted in accordance with Part G of this Order.

“**Application**” means the Proponent’s Application for an environmental assessment certificate for the proposed Project, made under section 16 of the Act.

“**Application Information Requirements**” means the information which must be in the Application, pursuant to sections 11(2)(c) and 16(2) of the Act and section 5 of this Order.

“**Application Review Stage**” means that part of the environmental assessment that occurs after the Application has been accepted for review.

“**Assessment Report**” means the Assessment Report defined in section 1 of the Act.

“**Cumulative Effects**” means the residual effects of the proposed Project that have the potential to interact with the effects of other past, present or reasonably foreseeable projects or activities.

“**Environmental Assessment Office**” means the office continued under section 2 of the Act.

“**Executive Director**” has the same meaning as Executive Director in section 1 of the Act.

“**Ministers**” has the same meaning as ministers in section 1 of the Act.

“**Order**” means this Order, including the schedules.

“**Pre-application Stage**” means that part of the environmental assessment that occurs after an Order has been issued under section 10 of the Act and before an Application has been accepted for review, pursuant to section 6.1 of this Order.

“**Project Assessment Lead**” means an employee of Environmental Assessment Office who has been delegated certain authorities to conduct the assessment of the proposed Project by the Executive Director under the Act.

“**Public Consultation Plan**” means a plan, developed by the Proponent and determined to be adequate by the Project Assessment Lead, which outlines how the Proponent will undertake consultation with the public in the Pre- application and Application Review stages of the environmental assessment.

**“Public Consultation Report”** means the periodic reporting at the times specified in this Order, or at the request of the Project Assessment Lead, on the results of the activities specified in the Public Consultation Plan.

**“Valued Components”** means the specific attributes within the broader categories of environment, economic, social, heritage, and health, that may be potentially impacted by the proposed Project and which will be assessed during the environmental assessment.

**“Working Group”** means the working group referred to in section 11 of this Order, comprised of representatives of Treaty 8 First Nations, aboriginal groups identified on Schedule B and government bodies invited by EAO to participate.

## **PART B - SCOPE OF THE PROPOSED PROJECT**

### **2 ON-SITE AND OFF-SITE COMPONENTS**

2.1 Pursuant to s. 11(2)(a) of the Act, based on the preliminary design, the main facilities and components of the Proposed Project are:

2.1.1 an approximately 650 km pipeline transporting sweet natural gas and having a size of 1,219 mm (48 inch) in diameter starting near the community of Groundbirch in northeast BC and terminating near Kitimat on the coast of BC. The proposed pipeline route corridor is shown in Figure 1; and,

2.1.2 up to six compressor stations to be located along the proposed pipeline. Each compressor station includes:

- 30 MW natural gas fired turbo-compressors (number of units per station to be determined). High pressure yard piping, isolation valves, electrical, control and gas systems, storage facilities and offices; and,
- access roads.

2.2 Pursuant to s. 11(2)(a) of the Act, based on the preliminary design, the associated facilities and activities related to the proposed Project are:

- up to three metering stations including metering runs, yard piping, isolation and control valves, electrical, control and telecommunication systems;
- a natural gas liquid (NGL) injection facility;
- a hydrocarbon dew point control facility;
- mainline valves at meter stations, compressor stations and other locations;
- necessary communication links and electrical power supply constructed by the Proponent to service compressor stations, metering stations and other pipeline facilities;
- pipeline operation and maintenance activities and vegetation management along the right-of-way;
- a cathodic protection system;
- in-line inspection facilities; and,

- various temporary construction workspaces, potential work camps, pipe and material storage areas, equipment lay-down areas, and temporary access roads.

## **PART C – SCOPE OF THE ASSESSMENT**

### **3 SCOPE OF THE ASSESSMENT**

- 3.1 The scope of the assessment for the Proposed Project will include consideration of:
- 3.1.1 potential adverse environmental, economic, social, heritage and health effects, including cumulative effects of the proposed Project and having regard to these potential effects, develop meaningful mitigation measures, including ways to avoid, minimize or otherwise manage any such potential adverse effects; and,
  - 3.1.2 potential adverse effects of the proposed Project on the aboriginal interests of aboriginal groups, and, to the extent appropriate, ways to avoid, mitigate or otherwise accommodate such potential adverse effects, having regard for the Crown's duty to consult and accommodate, where appropriate, such aboriginal groups and any other obligations related to applicable provisions of Treaty 8.
- 3.2 In the event the federal Minister of the Environment approves a request for substitution by British Columbia with respect to the proposed Project, pursuant to the *Canadian Environmental Assessment Act 2012*, the scope of the environmental assessment must take into account the factors under section 19(1) of the *Canadian Environmental Assessment Act 2012* including, but not limited to, any environmental effects as defined by section 5 of that act.
- 3.3 The scope of the assessment for the proposed Project excludes activities required to prepare the Application, whether or not these activities are subject to authorization under other enactments.
- 3.4 For clarity, this Order is not intended to describe the full scope and content of the Province's constitutional duty in connection with aboriginal interests.

## **PART D – ASSESSMENT PROCEDURES – PRE-APPLICATION STAGE**

### **4 VALUED COMPONENTS**

- 4.1 In accordance with the guidance of the Project Assessment Lead, the Proponent must prepare a document that presents a rationale for the selection of Valued Components to be considered in the preparation of the Application Information Requirements, having regard to the requirement to assess the potential of the proposed Project to result in adverse environmental, economic, social, heritage, and health effects.
- 4.2 The Proponent must incorporate any comments from the Working Group and aboriginal groups on the draft list of Valued Components, into the draft

Application Information Requirements, that the Project Assessment Lead determines are within scope.

- 4.3 The list of Valued Components and methods of how the Valued Components will be measured and assessed must be included in the Application Information Requirements.

## **5 APPLICATION INFORMATION REQUIREMENTS**

- 5.1 In accordance with this Order and with any additional guidance provided by the Project Assessment Lead, the Proponent must prepare a draft Application Information Requirements.
- 5.2 The Proponent must submit the draft Application Information Requirements and tracking documents in an electronic format, to the Project Assessment Lead for review and approval.
- 5.3 The Proponent must incorporate any comments on the draft Application Information Requirements that the Project Assessment Lead determines are within the scope of the assessment, and submit the revised draft Application Information requirements to the Project Assessment Lead for review and approval.
- 5.4 Upon approval, the Project Assessment Lead will issue the final Application Information Requirements to the Proponent.

## **6 PREPARING AND SUBMITTING THE APPLICATION**

- 6.1 The Proponent must prepare the Application in accordance with the Application Information Requirements, and must submit it to the Project Assessment Lead for evaluation and decision on whether to accept the Application for review.

## **7 APPLYING FOR CONCURRENT PERMITTING**

- 7.1 The Proponent, if applying for concurrent review of one or more applications for approval under other enactments, pursuant to section 4 of the *Concurrent Approval Regulation*, must submit the request to the Project Assessment Lead within seven days after the date on which the Project Assessment Lead notifies the Proponent that the Application has been accepted for review, in accordance with section 5 of the *Concurrent Approval Regulation*.

## **8 APPLICATION EVALUATION**

- 8.1 The Project Assessment Lead will seek advice from the Working Group, including aboriginal groups listed in Schedule B of this Order, when determining whether the Application contains the information specified in the Application Information Requirements, in accordance with the timelines established under the Act.
- 8.2 If, in the opinion of the Project Assessment Lead, the Application does not include the information required by the Application Information Requirements,

the Project Assessment Lead will identify the deficiencies in writing and the Proponent will be required to revise the Application to address the deficiencies and re-submit the revised Application.

- 8.3 If the Application is accepted for review, the Proponent must supply to the Project Assessment Lead, an electronic version of the Application, in an acceptable electronic format and, if requested, supply hard copies of the Application in the quantity indicated by the Project Assessment Lead.

## **PART E – ASSESSMENT PROCEDURES – APPLICATION REVIEW STAGE**

### **9 PREPARING THE ASSESSMENT REPORT**

- 9.1 The Project Assessment Lead will prepare the Assessment Report.
- 9.2 Aboriginal groups, members of the Working Group and the Proponent, will have an opportunity to provide the Project Assessment Lead with their respective comments on a draft of the Assessment Report within timelines established by the Project Assessment Lead.
- 9.3 The Project Assessment Lead will consult with aboriginal groups on the draft Aboriginal Consultation Report component of the draft Assessment Report and consider comments from aboriginal groups regarding the adequacy of Crown consultation with aboriginal groups, potential adverse effects to aboriginal interests, and identify measures to avoid or mitigate such potential adverse effects and/or to otherwise address or accommodate such potential adverse effects.

### **10 MINISTERIAL REFERRAL AND DECISION**

- 10.1 The Project Assessment Lead will advise the Proponent, aboriginal groups and members of the Working Group, of the date that the final Assessment Report is referred to Ministers.
- 10.2 In accordance with section 17(4) of the Act, the Project Assessment Lead will deliver to the Proponent, the decision of the Ministers and the environmental assessment Certificate, if granted. The Project Assessment Lead will inform aboriginal groups and other members of the Working Group of the Ministers' decision.
- 10.3 The Assessment Report will be made available to the public by Environmental Assessment Office and, under a substituted process, also by the Canadian Environmental Assessment Agency.

## **PART F – THE WORKING GROUP**

### **11 THE WORKING GROUP**

- 11.1 EAO will establish a Working Group which will include the aboriginal groups identified on Schedule B and government bodies who have chosen to participate.



## **12 THE PURPOSE OF THE WORKING GROUP**

- 12.1 The purpose of the Working Group is to provide advice and/or input, as directed by the Project Assessment Lead on appropriate Valued Components and evaluation criteria for the environmental assessment including the following:
- 12.1.1 respecting the information required for the environmental assessment (Application Information Requirements);
  - 12.1.2 during the applicable legislated time period regarding the conformity of the Application with the Application Information Requirements;
  - 12.1.3 on the draft Assessment Report;
  - 12.1.4 on proposed mitigation measures, including ways to avoid or reduce potential adverse effects and certificate conditions;
  - 12.1.5 on potential impacts on aboriginal interests and identify measures to avoid or mitigate such potential adverse effects and/or to otherwise address or accommodate such potential impacts; and,
  - 12.1.6 on other things related to the environmental assessment of the Proposed Project as requested by the Project Assessment Lead.
- 12.2 Working Group members must provide comments that are:
- 12.2.1 within the scope and mandate of their respective organizations and qualifications, where relevant to the environmental assessment; and,
  - 12.2.2 within the timelines specified by the Project Assessment Lead.
- 12.3 The Project Assessment Lead may form sub-committees of the Working Group to discuss specific technical issues related to the environmental assessment.
- 12.4 When required by the Project Assessment Lead, the Proponent must participate in meetings of the Working Group.
- 12.5 The Proponent must consult with Working Group members on an individual basis, and collectively through the Working Group, when requested by the Project Assessment Lead.
- 12.6 The Proponent must prepare and submit to the Project Assessment Lead and Working Group members, within any time limits set, responses to comments received from any Working Group members. Comments and responses may be posted on Environmental Assessment Office's Electronic Project Information Center.

## **PART G –ABORIGINAL GROUP CONSULTATION**

### **13 ABORIGINAL GROUP CONSULTATION – ASPECTS UNDERTAKEN BY THE ENVIRONMENTAL ASSESSMENT OFFICE**

- 13.1 Following the issuance of this Order, the Project Assessment Lead will consult aboriginal groups listed in Schedule B of this Order as follows:

- 13.1.1 The Project Assessment Lead will invite such aboriginal groups to participate as members of the Working Group pursuant to section 11.1 of this Order;
  - 13.1.2 The Project Assessment Lead will invite such aboriginal groups to identify their respective aboriginal interests that may be adversely affected by the proposed Project;
  - 13.1.3 The Project Assessment Lead will ensure that such aboriginal groups have the opportunity to provide comments on the draft Application Information Requirements and list of Valued Components and will consider any such comments; and,
  - 13.1.4 The Project Assessment Lead, or their delegate, will, at the request of an aboriginal group, meet to discuss its aboriginal interests in relation to the proposed project and measures to avoid, mitigate, address or otherwise accommodate potential adverse impacts on aboriginal interests, as appropriate.
- 13.2 During the Application Review stage, the Project Assessment Lead will consult aboriginal groups listed in Schedule B of this Order as follows:
- 13.2.1 The Project Assessment Lead will ensure that such aboriginal groups receive a copy of the Application and will invite comments from aboriginal groups during the applicable legislated time period with regard to the conformity of the Application with the Application Information Requirements;
  - 13.2.2 The Project Assessment Lead will determine the adequacy of the Proponent's responses to the comments received from such aboriginal groups;
  - 13.2.3 The Project Assessment Lead will provide such aboriginal groups with an opportunity to provide the Project Assessment Lead with their respective comments on the draft Assessment Report and Aboriginal Consultation Report within established timelines, as set out in section 9; and,
  - 13.2.4 Such aboriginal groups will have the opportunity to provide to the Environmental Assessment Office, a submission regarding their views on the Assessment Report, within timelines established by the Project Assessment Lead. This submission will be included in the package of materials sent to Ministers when the proposed Project is referred to Ministers for decision.
- 13.3 Following the issuance of this Order, the Project Assessment Lead will consult the aboriginal groups listed in Schedule C of this Order as follows:
- 13.3.1 Notify such aboriginal groups about key milestones of the proposed Project including, but not limited to, the issuance of the Application Information Requirements, the acceptance of the Application to Environmental Assessment Office for review, the timing of public comment periods, including open houses, when the final Assessment Report is referred to the Ministers and the decision of the Ministers.

- 13.3.2 Offer to meet and consider information from such aboriginal groups regarding aboriginal interests in the proposed Project area.
  - 13.3.3 Provide to such aboriginal groups, a draft of the Assessment Report with an opportunity to provide the Project Assessment Lead, their respective comments within established timelines, as set out in section 9.
  - 13.3.4 Implement additional measures for consultation and accommodation of such aboriginal groups, where appropriate.
- 13.4 In addition to the provisions of this Order respecting consultation with aboriginal groups set out in this and other parts of the Order, Environmental Assessment Office may directly engage with an aboriginal group regarding the proposed Project and the aboriginal group's aboriginal interests. Such consultations will be undertaken in accordance with applicable timeframes as set out in the Act and its regulations, this Order and any procedural directions issued by the Project Assessment Lead, and are to complement, but not displace, other opportunities for consultation described in this Order.

#### **14 ABORIGINAL GROUP CONSULTATION – PROCEDURAL ASPECTS UNDERTAKEN BY THE PROPONENT**

- 14.1 With respect to consultation with aboriginal groups listed in Schedule B of this Order, the Proponent must:
- 14.1.1 provide an Aboriginal Consultation Plan to the Project Assessment Lead within 60 days of this Order, which will guide consultation activities during the Pre-application and Application Review stages of the environmental assessment and include how these aboriginal groups were consulted by the Proponent on the draft Aboriginal Consultation Plan itself. The Project Assessment Lead will assess the Proponent's Aboriginal Consultation Plan and determine the adequacy of the proposed activities as well as responses to address any comments received from aboriginal groups regarding the Aboriginal Consultation Plan. The Project Assessment Lead may order additional consultation activities within prescribed time limits.
  - 14.1.2 in the Application, identify potentially affected aboriginal interests, including all those raised by aboriginal groups consulted during the environmental assessment and identify measures to avoid or mitigate the potential adverse effects and/or to otherwise address or accommodate the concerns of aboriginal groups, as appropriate;
  - 14.1.3 as directed by the Project Assessment Lead, provide a response to comments received from aboriginal groups, to the satisfaction and within the timeframe specified by the Project Assessment Lead; and,
  - 14.1.4 implement additional measures for consultation and accommodation of aboriginal groups, as appropriate, where required by the Project Assessment Lead and revise the Aboriginal Consultation Plan, upon request of the Project Assessment Lead.

14.2 With respect to consultation with aboriginal groups listed in Schedule C of this Order, the Proponent must:

14.2.1 provide a response to comments received from aboriginal groups, to the satisfaction and within the timeframe specified by the Project Assessment Lead; and,

14.2.2 implement additional measures for consultation and accommodation of aboriginal groups, where required by the Project Assessment Lead.

## **15 POTENTIAL CONSULTATION WITH THE MÉTIS**

15.1 In the event the federal Minister of the Environment approves a request for substitution by BC, the Project Assessment Lead may direct the Proponent to undertake specific consultation activities with the Métis or organizations representing Métis in BC.

15.2 If consultation activities are conducted with Métis or organizations representing Métis, these activities will be conducted on behalf of the Government of Canada and are not an acknowledgement by BC that it owes a duty of consultation or accommodation to Métis in BC under s. 35 of the *Constitution Act, 1982*.

## **16 ABORIGINAL GROUP CONSULTATION - PROPONENT REPORTING**

16.1 The Proponent must provide the Project Assessment Lead with Aboriginal Consultation Reports, consistent with the approved Aboriginal Consultation Plan and any other requirements directed by the Project Assessment Lead, that:

16.1.1 summarize the efforts undertaken by the Proponent to consult with aboriginal groups and comply with the Aboriginal Consultation Plan;

16.1.2 identify the feedback and information received during consultation;

16.1.3 identify the potential adverse impacts of the proposed Project to aboriginal interests;

16.1.4 identify how the potential adverse impacts of the proposed Project will be avoided, mitigated, addressed or otherwise accommodated, as appropriate, including any changes to the proposed Project design or other mitigation measures; and,

16.1.5 provide next steps/future consultation activities, other than those outlined in the approved Aboriginal Consultation Plan.

16.2 The Proponent must submit their Aboriginal Consultation Report to aboriginal groups listed on schedule B of this Order for review and comment prior to submitting the report to the Project Assessment Lead. The Project Assessment Lead will assess the Proponent's Aboriginal Consultation Report and determine the adequacy of the Aboriginal Consultation Report as well as responses to address any comments received from aboriginal groups regarding the Aboriginal Consultation Report.

- 16.3 The Proponent must submit an Aboriginal Consultation Report to the Project Assessment Lead at the following times:
- 16.3.1 45 days after the deadline for working group comments on the Application Information Requirements;
  - 16.3.2 at the time of submission of the Application;
  - 16.3.3 120 days from the commencement of the Application Review stage; and,
  - 16.3.4 at any other time specified by the Project Assessment Lead.

## **PART H – PUBLIC CONSULTATION**

### **17 PRE-APPLICATION STAGE OF THE ASSESSMENT**

- 17.1 The Proponent must provide Environmental Assessment Office with a Public Consultation Plan within 60 days of the issuance of this Order, which will guide consultation activities during the Pre-application and Application Review stages of the environmental assessment.
- 17.2 The Project Assessment Lead will assess the Proponent's Public Consultation Plan and determine the adequacy of the proposed activities. The Project Assessment Lead may order additional consultation activities within time limits set by the Project Assessment Lead.
- 17.3 During the Pre-application stage of the assessment, the Project Assessment Lead will provide a public comment period of at least 30 days on the draft Application Information Requirements.
- 17.4 The Project Assessment Lead may require at least one public open house to provide the public with opportunities to review the draft Application Information Requirements. At the direction of the Project Assessment Lead, the Proponent may be required to attend one or more open houses.
- 17.5 The draft Application Information Requirements will be made available at accessible public locations and on Environmental Assessment Office's Electronic Project Information Center.
- 17.6 The public may comment on the draft Application Information Requirements by providing comments through Environmental Assessment Office's website or by providing written comments to the Project Assessment Lead.
- 17.7 All public comments will be posted on Environmental Assessment Office's Electronic Project Information Center within seven days of being received, unless the Project Assessment Lead determines that the comments contravene the Environmental Assessment Office's Public Comment Policy, which is available on the Environmental Assessment Office's website, in which case the comments will not be posted.
- 17.8 The Proponent must prepare and submit to the Project Assessment Lead, within any time limits set, responses to comments received during the public comment period that the Project Assessment Lead has notified the Proponent

are within scope of the assessment. Responses will be posted on Environmental Assessment Office's Electronic Project Information Center.

## **18 APPLICATION REVIEW STAGE OF ASSESSMENT**

- 18.1 During the Application Review stage of the assessment, the Project Assessment Lead will provide a public comment period of at least 45 days on the Application.
- 18.2 The Application will be made available at accessible public locations and on Environmental Assessment Office's Electronic Project Information Center.
- 18.3 The public may comment on the Application by providing comments through Environmental Assessment Office's Electronic Project Information Center or by providing written comments to the Project Assessment Lead.
- 18.4 The Project Assessment Lead may require at least one public open house to provide the public with opportunities to review the Application. At the direction of the Project Assessment Lead, the Proponent may be required to attend one or more open houses.
- 18.5 All public comments will be posted on Environmental Assessment Office's Electronic Project Information Center within seven days of being received, unless the Project Assessment Lead determines that the comments contravene Environmental Assessment Office's Public Comment Policy, which is available on Environmental Assessment Office's website, in which case the comments will not be posted.
- 18.6 The Proponent must prepare and submit to the Project Assessment Lead, within any time limits set, responses to comments received during the public comment period that the Project Assessment Lead has notified the Proponent are within scope of the assessment. Responses will be posted on Environmental Assessment Office's Electronic Project Information Center.

## **19 PUBLIC CONSULTATION- PROPONENT REPORTING**

- 19.1 The Proponent must provide the Project Assessment Lead with Public Consultation Reports, consistent with the accepted Public Consultation Plan, that:
  - 19.1.1 summarize consultations with the public that the Proponent has carried out, in relation to the Proposed Project, information, questions and comments received from the public, within scope of the environmental assessment and how those were resolved; and,
  - 19.1.2 provide next steps for public consultation activities.
- 19.2 The Proponent must submit a Public Consultation Report at the following times:
  - 19.2.1 within 30 days of the close of a public comment period;
  - 19.2.2 at the time of submission of the Application; and,
  - 19.2.3 at any other time specified by the Project Assessment Lead.

- 19.3 The Proponent may be required to implement additional measures for public consultation, where appropriate, as required by the Project Assessment Lead.
- 19.4 The Proponent may be required to update the Public Consultation Plan, upon request of the Project Assessment Lead.

## **20 PUBLIC NOTIFICATION OF PUBLIC COMMENT PERIODS**

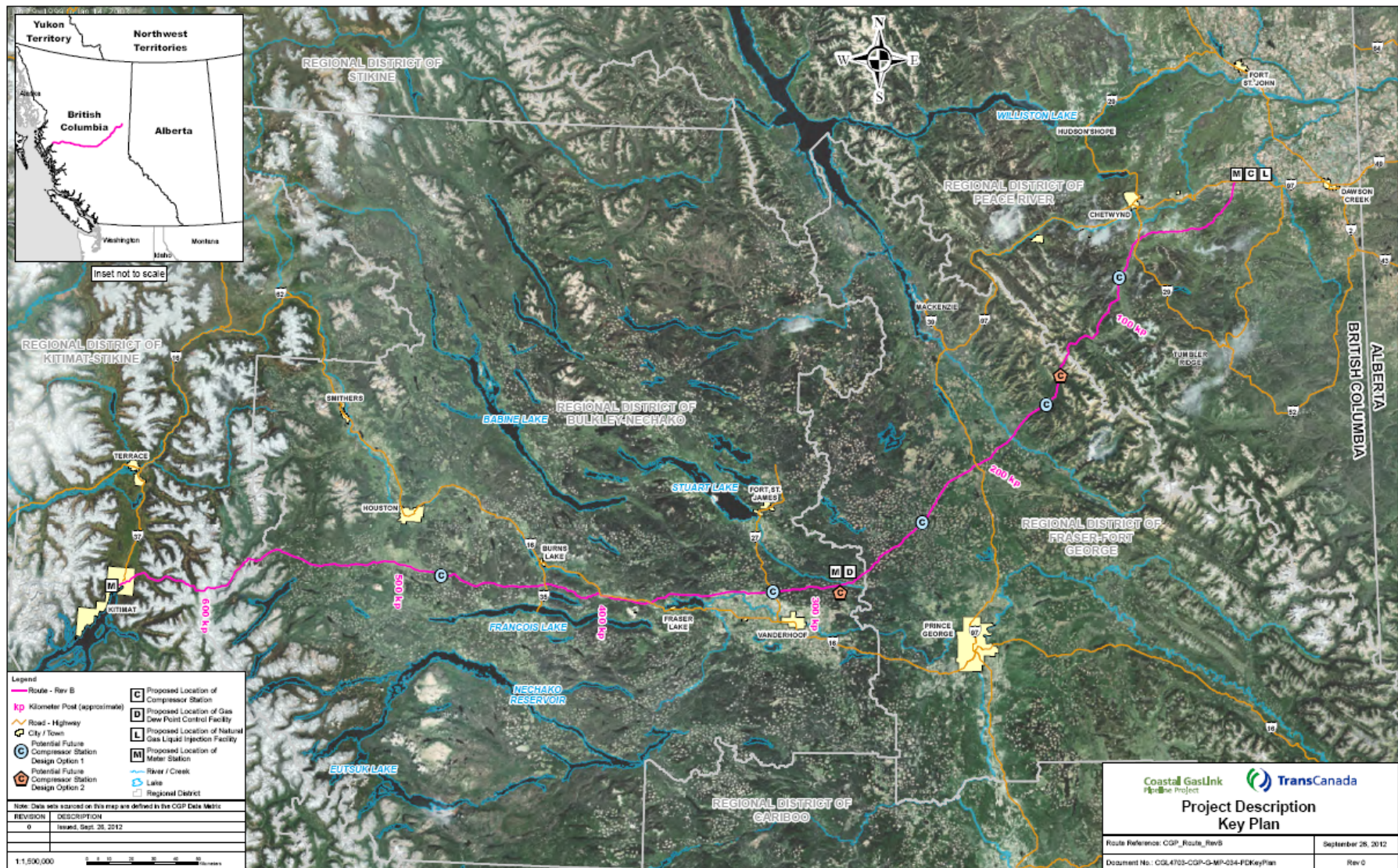
- 20.1 Prior to the start of any formal public comment period, the Proponent, by means of newspaper advertisements, radio announcements or other means acceptable to the Project Assessment Lead, must provide public notice of:
- 20.1.1 the availability of the draft documents for public review and comment, and the time limits for the formal public comment period provided for in this Order; and,
  - 20.1.2 the date, time and location of any open houses held in respect of the proposed Project during the formal public comment period, whether organized by the Proponent or the Project Assessment Lead.
- 20.2 The Proponent must obtain approval from the Project Assessment Lead for the content, format and publication schedule for advertisements required under this Order.
- 20.3 If more than one notice of an event is to be given, then, in accordance with section 5 of the Public Consultation Policy Regulation (B.C. Reg. 373/02), the first notice must appear:
- 20.3.1 in the case of a public comment period, at least seven days prior to the date on which the formal public comment period commences; and,
  - 20.3.2 in the case of an open house, at least seven days prior to the date on which an open house is scheduled.
- 20.4 Advertisements of the public open houses will be placed on Environmental Assessment Office's Electronic Project Information Center at least seven days before open houses are held.

## **PART I - PROVIDING ADDITIONAL INFORMATION**

### **21 ADDITIONAL INFORMATION**

- 21.1 Without limiting any of the requirements in this Order, at the request of the Project Assessment Lead, the Proponent must provide the Project Assessment Lead with any information or address any issues that the Project Assessment Lead considers necessary, in order to complete the environmental assessment of the proposed Project.

Figure 1: Proposed Project Overview Map





## **Schedule B – Aboriginal Groups - Consultation and Invitation to Participate on Working Group**

### **Treaty 8 First Nations:**

- West Moberly First Nations
- Saulteau First Nations
- McLeod Lake Indian Band

### **First Nations:**

- Ts'il Kaz Koh First Nation (Burns Lake Band)
- Haisla Nation
- Kitselas First Nation
- Lheidli-T'enneh First Nation
- Nadleh Whut'en First Nation
- Nak'azdli Band
- Nee-Tahi-Buhn Band
- Office of the Hereditary Chiefs of the Wet'suwet'en
- Dark House
- Saik'uz First Nation
- Skin Tyee Nation
- Stelat'en First Nation
- Wet'suwet'en First Nation
- Yekooche First Nation

## **Schedule C – Aboriginal Groups - Notification**

### **Treaty 8 First Nations:**

- Blueberry River First Nations
- Halfway River First Nation
- Fort Nelson First Nation
- Doig River First Nation
- Prophet River First Nation
- Treaty 8 Tribal Association

### **First Nations:**

- Metlakatla First Nation
- Lax Kw'alaams Nation
- Lake Babine First Nation
- Nazko First Nation
- Tl'azt'en Nation
- Carrier Sekani Tribal Association