

**IN THE MATTER OF THE ENVIRONMENTAL ASSESSMENT ACT, S.B.C. 2002, c.43  
(Act)  
AND  
AN ENVIRONMENTAL ASSESSMENT OF THE  
PROPOSED PACIFIC NORTHERN GAS LOOPING PROJECT (PROPOSED  
PROJECT)**

**ORDER UNDER SECTION 11**

**WHEREAS:**

- A. Pacific Northern Gas Limited proposes to loop its existing natural gas transmission system between Summit Lake, BC and Kitimat, BC by constructing a new 525 km long, 610 mm diameter pipeline between Summit Lake and Kitimat and upgrading four existing 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 July 24, 2013, Rachel Shaw, Project Assessment Manager, 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.
- F. Portions of the proposed Project lie within, or in close proximity to, the asserted traditional territories or 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.



Brian Westgate  
Project Assessment Manager

Dated October 25, 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 PACIFIC NORTHERN GAS LOOPING PROJECT

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## PART A – GENERAL PROVISIONS

### 1 DEFINITIONS

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

“**Aboriginal Consultation Report**” means the Proponent’s periodic reporting at the times specified in section 16 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 or determined aboriginal rights, including title, and 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.

“**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 established under section 11.1 of this Order, comprised of representatives of 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 525 km pipeline transporting sweet natural gas and having a size of 610 mm (24 inch) in diameter starting near Summit Lake 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 upgrading or replacing of four existing compressor stations located along the current PNG right-of-way by:

- adding new compressors and enlarging station piping at three existing compressor stations all within existing properties; and
- constructing one new compressor station to be located at a new site to replace an existing station which will be decommissioned.

Each compressor station will include:

- 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:

- two metering stations including metering runs, yard piping, isolation and control valves, electrical, control and telecommunication systems;
- mainline valves at meter stations, compressor stations, in-line inspection facilities and at regular intervals along the pipeline;
- necessary communication links and controls to service compressor stations, metering stations and other pipeline facilities;
- pipeline operation and maintenance activities and vegetation management along the right-of-way;
- cathodic protection facilities;
- upgrades to existing supervisory control and data acquisition system;
- upgrade or replacement of existing odorant injection facilities;
- various temporary construction workspaces, potential work camps, pipe and material storage areas, equipment lay-down areas, and temporary bridges, flumes and access roads;

- water withdrawals and releases during hydrostatic testing; and
- crossings of watercourses during construction the pipeline and during construction of temporary and permanent access roads and bridges.

## 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, including Cumulative Effects, and, to the extent appropriate, ways to mitigate or otherwise accommodate such potential adverse effects, having regard for the Crown's duty to consult and accommodate, where appropriate, such Aboriginal Groups.
- 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.

## 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 Project Assessment Lead will review the draft Valued Components proposal and the Proponent must amend the draft Valued Components proposal as requested by the Project Assessment Lead. This may include incorporation of any comments from the Working Group and Aboriginal Groups that the Project Assessment Lead determines are relevant.

- 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, who will make it available to the Working Group and public for review and comment.
- 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 of the revised draft Application Information Requirements, 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, 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.

### **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 the event that the Canadian Environmental Assessment Agency determines a federal environmental assessment is required for the proposed Project and the federal Minister of the Environment approves a request for substitution by BC pursuant to the Canadian Environmental Assessment Act 2012, the draft and final Assessment Report will be provided to the Canadian Environmental Assessment Agency in accordance with section 7 of the March 6, 2013 Memorandum of Understanding between the Canadian Environmental Assessment Agency and British Columbia Environmental Assessment Office
- 10.3 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.
- 10.4 The Assessment Report will be made available to the public by Environmental Assessment Office after a decision has been made by the Ministers under section 17(3)(c) of the Act.

## 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 invited by EAO 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 the information and conclusions in the Application;
  - 12.1.4 on the draft Assessment Report;
  - 12.1.5 on proposed mitigation measures, including ways to avoid or reduce potential adverse effects and certificate conditions;
  - 12.1.6 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 as appropriate; and,
  - 12.1.7 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 such Aboriginal Groups during the applicable legislated time period with regard to the conformity of the Application with the Application Information Requirements;
  - 13.2.2 After the Application is accepted for review, the Project Assessment Lead will invite comments from such Aboriginal Groups on the content of the Application within established timelines;
  - 13.2.3 The Project Assessment Lead will determine the adequacy of the Proponent's responses to the comments received from such Aboriginal Groups;
  - 13.2.4 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 the timelines established under section 9.1; and,
  - 13.2.5 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 and any potential adverse effects of the proposed Project on such interests.

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 the timelines established under section 9.1.

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 and any section 13 orders, 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.

13.5 The Project Assessment Lead may, at any time, notify the Proponent that one or more Aboriginal Groups are to be added to Schedule B or C of this Order; and in so doing may identify any modifications to any of the procedures and obligations contained in this Order, having regard to the status of existing procedures and obligations at the time the additions are made.

#### **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, as understood by the Proponent, 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 British Columbia, the Project Assessment Lead may direct the Proponent to undertake specific consultation activities with the Métis or organizations representing Métis in British Columbia.

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 British Columbia that it owes a duty of consultation or accommodation to Métis in British Columbia 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 the Proponent's understanding of 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 and must advise the Project Assessment Lead how such groups were consulted and what feedback was provided when submitting the Aboriginal Consultation 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 the Project Assessment Lead 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 Proponent must make the draft Application Information Requirements available at accessible public locations as specified by the Project Assessment Lead, and the Project Assessment Lead will make the draft Application Information Requirements available on the Electronic Project Information Centre.
- 17.6 During a public comment period, 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 Proponent must make the Application available at accessible public locations as specified by the Project Assessment Lead, and the Project Assessment Lead will make the Application available on the Electronic Project Information Centre.
- 18.3 During a public comment period, 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.

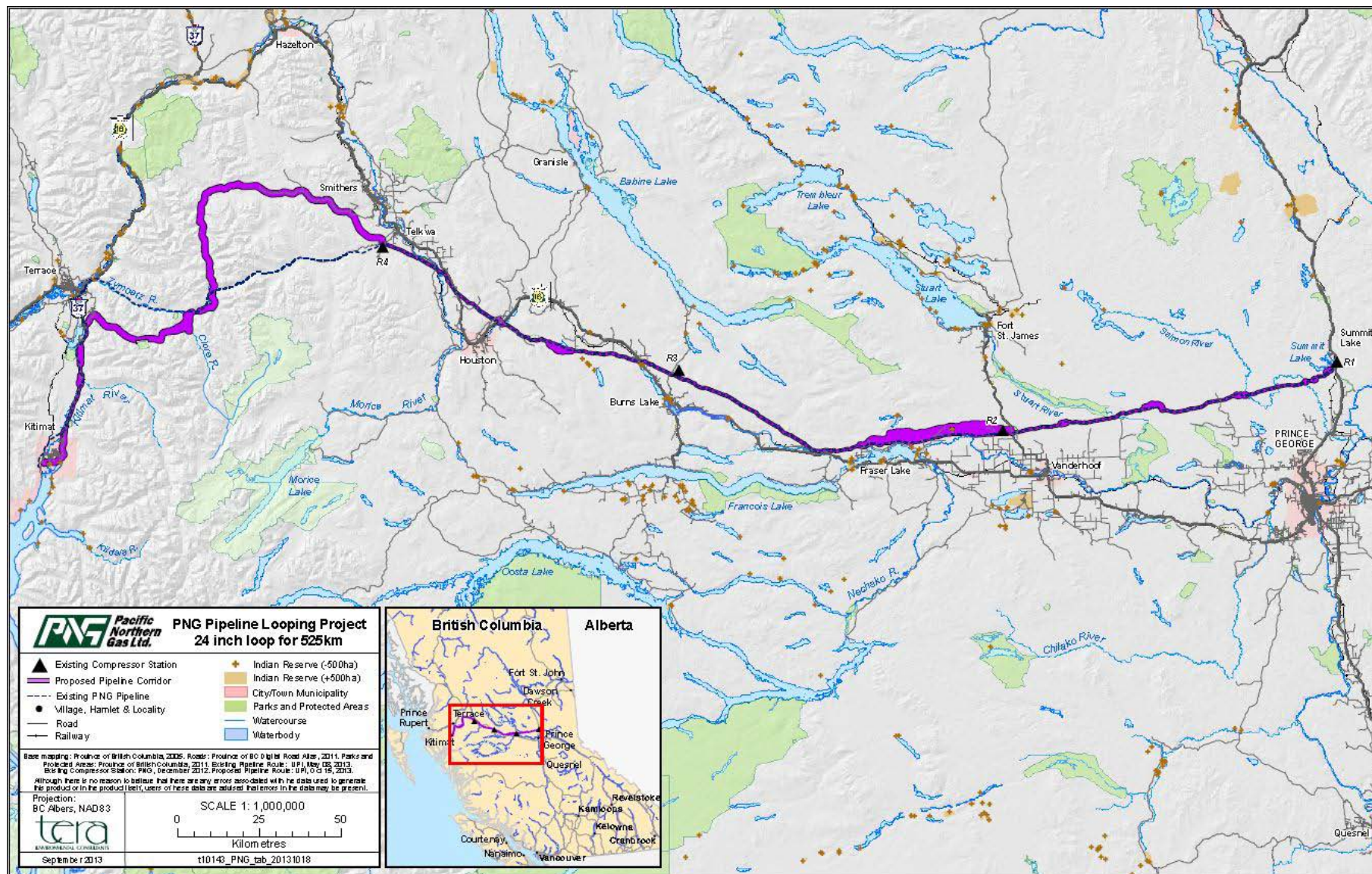
- 20.2 The Proponent must obtain approval from the Project Assessment Lead for the content, format and publication schedule for advertisements required under this Order.
- 20.3 If more than one notice of an event is to be given, then, in accordance with section 5 of the Public Consultation Policy Regulation (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:**

- McLeod Lake Indian Band

### **First Nations:**

- Ts'il Kaz Koh First Nation (Burns Lake Band)
- Gitxsan:
  - Wilp Duubisxw
  - Wilp Haakasxw
- Haisla Nation
- Kitselas First Nation
- Lax Kw'alaams Indian Band
- Lheidli-T'enneh First Nation
- Metlakatla First Nation
- Nadleh Whut'en First Nation
- Nak'azdli Band
- Office of the Wet'suwet'en (Hereditary Chiefs)
- Saik'uz First Nation
- Stelat'en First Nation
- Wet'suwet'en First Nation
- Yekooche First Nation

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

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

- West Moberly First Nations

### **First Nations:**

- Gitga'at First Nation
- Kitsumkalum Band Council
- Lake Babine First Nation
- Nazko First Nation
- Nee-Tahi-Buhn First Nation
- Skin Tyee Nation
- Tl'azt'en Nation
- Carrier Sekani Tribal Association