

**IN THE MATTER OF THE ENVIRONMENTAL ASSESSMENT ACT, S.B.C. 2002, c.43
(Act)
AND
AN ENVIRONMENTAL ASSESSMENT OF THE
PROPOSED GEORGE MASSEY TUNNEL REPLACEMENT PROJECT
(PROPOSED PROJECT)**

ORDER UNDER SECTION 11

WHEREAS:

- A. The B.C. Ministry of Transportation and Infrastructure (Proponent) proposes to replace the George Massey Tunnel across the South Arm of the Fraser with a new bridge, replace the Westminster Highway, Steveston Highway, and Highway 17A interchanges and widen Highway 99 to accommodate dedicated transit/HOV lanes between Bridgeport Road in Richmond and Highway 91 in Delta.
- B. The proposed Project constitutes a reviewable project pursuant to Part 5 of the Reviewable Projects Regulation (B.C. Reg. 370/02), as the proposed Project involves a dismantling or abandonment of an existing shoreline modification facility that, if it were a new facility, would entail dredging, filling, or other direct physical disturbance of equal to or greater than two hectares of foreshore or submerged land, or a combination of foreshore and submerged land, below the natural boundary of an estuary.
- C. The proposed Project constitutes a reviewable project pursuant to Part 8 of the Reviewable Projects Regulation (B.C. Reg. 370/02), as the proposed Project involves a modification of an existing public highway that results in the addition of equal to or greater than 2 lanes of paved public highway to an existing paved public highway over a continuous distance of equal to or greater than 20 kilometres.
- D. 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.
- E. On December 16, 2015, a Project Assessment Lead at the Environmental Assessment Office 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.
- 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 and C of this Order.

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.



Nathan Braun
Executive Project Director
Environmental Assessment Office

Dated March 7, 2016

Enclosures:

Schedule A: Scope, procedures and methods for the environmental assessment of the Proposed George Massey Tunnel Replacement Project

Schedule B: Aboriginal Groups – Consultation and invitation to participate in the Working Group

Schedule C: Aboriginal Groups – Notification

SCHEDULE A TO ORDER UNDER SECTION 11 OF THE ACT

**SCOPE, PROCEDURES AND METHODS FOR THE ENVIRONMENTAL
ASSESSMENT OF THE PROPOSED GEORGE MASSEY TUNNEL REPLACEMENT
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 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 or determined aboriginal rights, including title, and treaty rights.

“Aboriginal Groups” means those aboriginal entities identified in Schedule B and Schedule C of this Order.

“The Act” has the same meaning as on page 1 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) 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 Part D 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.

“Proponent” has the same meaning as on page 1 of this Order.

“proposed Project” has the same meaning as on page 1 of this Order.

“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.

“Working Group” means the working group established under section 11 of this Order, comprised of representatives of Aboriginal Groups identified on Schedule B and federal, provincial and local government agencies invited by the Project Assessment Lead to participate.

PART B - SCOPE OF THE PROPOSED PROJECT

2 ON-SITE AND OFF-SITE COMPONENTS

2.1 Pursuant to section 11(2)(a) of the Act, the main facilities and components of the proposed Project, at the approximate location shown in Figure 1, include:

- 2.1.1 A 10-lane bridge spanning the South Arm of the Fraser River and Deas Island;
- 2.1.2 Improvements to Highway 99, between Bridgeport Road in the City of Richmond to Highway 91 in the Corporation of Delta;
- 2.1.3 Decommissioning and removing some or all of the George Massey Tunnel, Deas Slough Bridge and other existing transportation infrastructure on Highway 99.

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

- Administrative offices and other temporary structures;
- Areas for temporary routing of vehicles;
- Transportation of construction materials to and from project sites;
- Temporary construction workspaces, equipment lay-down areas, bridges, watercourse crossings, storage, staging, barge access structures and access roads;
- Shoreline modification including shoreline restoration;
- Ground stabilization works and pile driving; and
- Reclamation and restoration.

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 mitigation measures to avoid, minimize or otherwise manage any potential adverse effects; and
- 3.1.2 Potential adverse effects of the proposed Project, including Cumulative Effects, on Aboriginal Groups' Aboriginal Interests, and,

to the extent appropriate, ways to avoid, mitigate or otherwise accommodate such potential adverse effects.

- 3.2 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 On December 15, 2015, the Proponent submitted to the Project Assessment Lead a description of the Valued Components the Proponent proposed to assess, having regard to the requirement to assess the potential of the proposed Project to result in adverse environmental, economic, social, heritage, and health effects, and based on guidance from EAO's Project Assessment Lead. The proposed Valued Components are described in the Proponent's Project Description and Key Areas of Study document.
- 4.2 On December 15, 2015, the Proponent submitted to the Project Assessment Lead the Project Description and Key Areas of Study document in an electronic format, who has made it available to the Working Group, Aboriginal Groups and public.
- 4.3 In December 2015 and January 2016, the Project Assessment Lead provided the Project Description and Key Study Areas document to Aboriginal Groups and the public for review and comment and to the Working Group to inform their review and comment on the draft Application Information Requirements.
- 4.4 The Proponent must address any comments on the Project Description and Key Areas of Study document received from the Project Assessment Lead. The Proponent must also respond to any comments on this document from the Working Group, Aboriginal Groups, and the public, which the Project Assessment Lead determines are relevant to the development of the Application Information Requirements pursuant to section 5 of this Order.

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 electronic format to the Project Assessment Lead, who will make it available to the Working Group for review and comment.
- 5.3 The Proponent must respond to comments received from Aboriginal Groups listed on Schedule B and Working Group members on the draft Application

Information Requirements in the form specified by, and to the satisfaction of, the Project Assessment Lead.

- 5.4 The Project Assessment Lead will review the draft Application Information Requirements. 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.
- 5.5 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 submit it to the Project Assessment Lead for evaluation and decision on whether to accept the Application for review.
- 6.2 Prior to submitting the Application to the Project Assessment Lead under section 6.1 of this Order, the Proponent must ensure that copies of the Application in the required formats have been delivered to members of the Working Group, as specified by the Project Assessment Lead.

7 APPLICATION EVALUATION

- 7.1 The Project Assessment Lead will seek advice from the Working Group in determining whether the Application contains the information specified in the Application Information Requirements, in accordance with the timelines established under the Act.
- 7.2 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 to the Proponent and the Proponent will be required to revise the Application to address such deficiencies and re-submit the revised Application.
- 7.3 If the Application is accepted for review, the Proponent must supply an electronic version of the Application to the Project Assessment Lead in an acceptable electronic format. If requested, the Proponent must also supply and distribute hard copies of the Application in the quantity and within the timelines indicated by the Project Assessment Lead to Working Group members.

8 APPLYING FOR CONCURRENT PERMITTING

- 8.1 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 of the Project Assessment Lead notifying the Proponent that

the Application has been accepted for review, in accordance with section 5 of the *Concurrent Approval Regulation*.

PART E – ASSESSMENT PROCEDURES – APPLICATION REVIEW STAGE

9 PREPARING THE ASSESSMENT REPORT

- 9.1 The Project Assessment Lead will prepare an Assessment Report, taking into consideration the Proponent's Application and input provided by the Working Group, Aboriginal Groups identified on Schedules B and C of this Order, and the public.
- 9.2 Members of the Working Group, Aboriginal Groups identified on Schedules B and C of this Order, and the Proponent will have an opportunity to provide the Project Assessment Lead with their comments on a draft 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 accordance with section 17(4) of the Act, the Project Assessment Lead will deliver to the Proponent the decision of the Ministers regarding the Environmental Assessment Certificate. The Project Assessment Lead will inform Aboriginal Groups and the Working Group of the Ministers' decision.
- 10.3 The Assessment Report will be made available to the public by the 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 The Project Assessment Lead will establish a Working Group which will include the Aboriginal Groups identified in Schedule B and government bodies invited by the Project Assessment Lead.

12 THE PURPOSE OF THE WORKING GROUP

- 12.1 The purpose of the Working Group is to provide advice and/or input, as requested by the Project Assessment Lead, on aspects of the environmental assessment including:
 - 12.1.1 The information required for the environmental assessment (Application Information Requirements);
 - 12.1.2 During the applicable legislated time period, the conformity of the Application with the Application Information Requirements;
 - 12.1.3 The information and conclusions in the Application;

- 12.1.4 The draft Assessment Report;
 - 12.1.5 The proposed mitigation measures, including those which may be included in certificate conditions;
 - 12.1.6 The potential impacts on Aboriginal Interests and 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 Other things related to the environmental assessment of the proposed Project as requested by the Project Assessment Lead.
- 12.2 Working Group members should 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 or any sub-committees.
- 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 and inform the Project Assessment Lead of the results of these discussions, as requested.
- 12.6 The Proponent must prepare and submit to the Project Assessment Lead and Working Group members, responses to comments received from any Working Group member in a format, timing and quality acceptable to the Project Assessment Lead. Comments and responses may be posted on the Environmental Assessment Office's Electronic Project Information Centre.

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 Project Description and Key Areas of Study document and draft Application Information

Requirements and will consider any such comments prior to issuing the final Application Information Requirements pursuant to section 5.5 of this Order; 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 effects 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 pursuant to section 7 of this Order;
 - 13.2.2 After the Application is accepted for review, the Project Assessment Lead will invite comments from such Aboriginal Groups 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 in consideration of any concern raised by 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 comments on the draft of the Assessment Report and related Aboriginal consultation section drafted by the Environmental Assessment Office within established timelines, pursuant to section 9.2 of this Order;
 - 13.2.5 Such Aboriginal Groups will have the opportunity to provide to the Environmental Assessment Office a submission of up to five pages in length regarding their views on the conclusion of the Assessment Report, including how the Environmental Assessment Office has characterized the potential adverse effects of the proposed Project on the Aboriginal Group's Aboriginal Interests. Any such submission must be provided within the timeline established by the Project Assessment Lead and will be included in the package of materials sent to Ministers when the proposed Project is referred to Ministers for decision; and
 - 13.2.6 The Project Assessment Lead, or their delegate, will, at the request of any such 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 effects on Aboriginal Interests, as appropriate.
- 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:
 - 13.3.1.1 The issuance of the section 11 Order and any section 13 Orders;
 - 13.3.1.2 The timing of public comment periods, including open houses;
 - 13.3.1.3 The issuance of the Application Information Requirements;
 - 13.3.1.4 The acceptance of the Application by the Environmental Assessment Office for review;
 - 13.3.1.5 When the final Assessment Report is referred to the Ministers; and
 - 13.3.1.6 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 9.2.
- 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 section and in other parts of the Order and any subsequent 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 30 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, consider any comments provided by Aboriginal Groups, 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 specified time limits.

- 14.1.2 In the Application, identify potentially affected Aboriginal Interests, including all those raised by Aboriginal Groups 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 of and within the timeframe specified by the Project Assessment Lead; and
 - 14.1.4 Demonstrate adequate effort to engage Aboriginal Groups regarding potential impacts on identified Aboriginal Interests as directed by the Project Assessment Lead. The Proponent must clearly demonstrate how feedback from Aboriginal Groups has been considered.
 - 14.1.5 The Proponent must implement additional measures for consultation and accommodation of Aboriginal Groups, as appropriate, where required by 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 ABORIGINAL GROUP CONSULTATION – PROPONENT REPORTING

- 15.1 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, to:
 - 15.1.1 Summarize the efforts undertaken by the Proponent to consult with Aboriginal Groups and comply with the Aboriginal Consultation Plan;
 - 15.1.2 Identify the feedback and information received during consultation;
 - 15.1.3 Identify the potential adverse effects of the proposed Project on the Proponent's understanding of Aboriginal Groups' Aboriginal Interests;

- 15.1.4 Identify how the potential adverse effects 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
- 15.1.5 Provide next steps/future consultation activities, other than those outlined in the approved Aboriginal Consultation Plan.
- 15.2 The Proponent must submit their Aboriginal Consultation Reports to the 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 Reports to the Project Assessment Lead. The Project Assessment Lead will assess the Proponent's Aboriginal Consultation Reports and determine the adequacy of the Aboriginal Consultation Reports as well as responses to address any comments received from Aboriginal Groups regarding the Aboriginal Consultation Reports. The Project Assessment Lead may order additional consultation activities within prescribed time limits.
- 15.3 The Proponent must submit the Aboriginal Consultation Reports to the Project Assessment Lead at the following times:
 - 15.3.1 Prior to EAO issuing the final Application Information Requirements to the Proponent;
 - 15.3.2 With the submission of the Application for evaluation;
 - 15.3.3 No later than 100 days from the commencement of the Application Review stage; and
 - 15.3.4 At any other time specified by the Project Assessment Lead.

PART H – PUBLIC CONSULTATION

16 APPLICATION REVIEW STAGE OF ASSESSMENT

- 16.1 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.
- 16.2 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.
- 16.3 During a public comment period, the public may comment on the Application by providing comments through Environmental Assessment Office's Electronic Project Information Centre or by providing written comments to the Project Assessment Lead.
- 16.4 The Project Assessment Lead will require at least one public open house to provide the public with an opportunity to review the Application. The Proponent will be required to attend any open houses.

- 16.5 All public comments will be posted on the Environmental Assessment Office's Electronic Project Information Centre 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.
- 16.6 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 the scope of the assessment. Responses will be posted on the Environmental Assessment Office's Electronic Project Information Centre.

17 PUBLIC CONSULTATION – PROPONENT REPORTING

- 17.1 The Proponent must provide the Project Assessment Lead with a Public Consultation Plan within 30 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 The Proponent must provide the Project Assessment Lead with Public Consultation Reports, consistent with the accepted Public Consultation Plan, that:
- 17.3.1 Summarize consultations with the public that the Proponent has carried out in relation to the proposed Project, and information, questions and comments received from the public within the scope of the environmental assessment and how those were resolved; and
 - 17.3.2 Provide next steps for public consultation activities.
- 17.4 The Proponent must submit a Public Consultation Report at the following times:
- 17.4.1 With the submission of the Application for evaluation; and
 - 17.4.2 At any other time specified by the Project Assessment Lead.
- 17.5 The Proponent may be required to implement additional measures for public consultation, where appropriate, as required by the Project Assessment Lead.
- 17.6 The Proponent may be required to update the Public Consultation Plan, upon request of the Project Assessment Lead.

18 PUBLIC NOTIFICATION OF PUBLIC COMMENT PERIODS

- 18.1 Prior to the start of any formal public comment period, the Proponent, by means acceptable to the Project Assessment Lead, must provide public notice of:

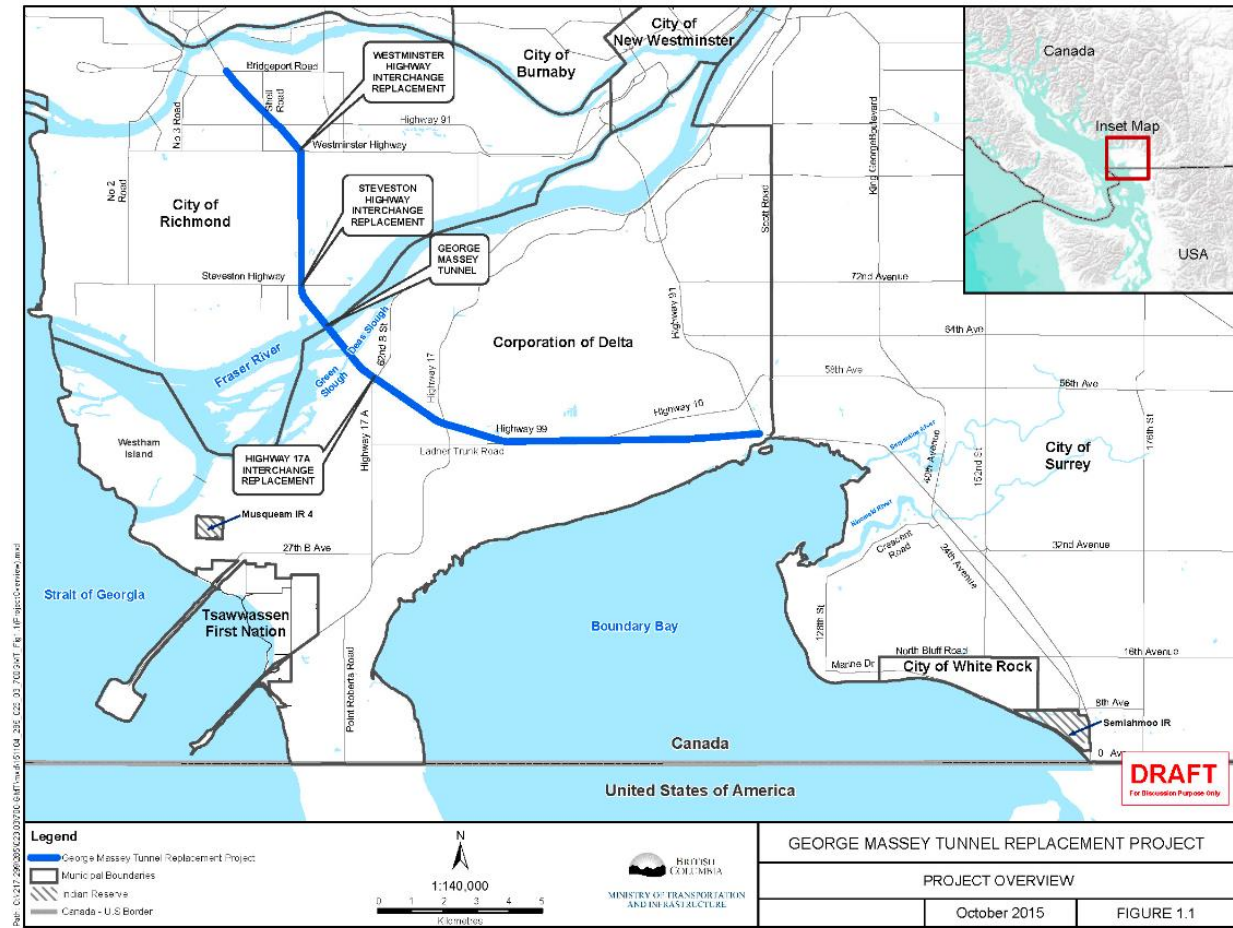
- 18.1.1 The availability of the draft documents for public review and comment, and the time limits for the formal public comment period provided for in this Order; and
 - 18.1.2 The date, time and location of any open houses held in respect of the proposed Project during the formal public comment period, whether organized by the Proponent or the Project Assessment Lead.
- 18.2 The Proponent must obtain approval from the Project Assessment Lead for the content, format and publication schedule for advertisements required under this Order.
- 18.3 If more than one notice of an event is to be given, in accordance with section 5 of the Public Consultation Policy Regulation (B.C. Reg. 373/02), the first notice must appear:
- 18.3.1 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
 - 18.3.2 In the case of an open house, at least seven days prior to the date on which an open house is scheduled.
- 18.4 Advertisements of the public open houses will be placed on the Environmental Assessment Office's Electronic Project Information Centre at least seven days before open houses are held.

PART I - PROVIDING ADDITIONAL INFORMATION

19 ADDITIONAL INFORMATION

- 19.1 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 1.1: George Massey Tunnel Replacement Project Overview



Schedule B – Aboriginal Groups – Consultation and invitation to participate in the Working Group

- Cowichan Tribes
- Halalt First Nation
- Katzie First Nation
- Kwantlen First Nation
- Lake Cowichan First Nation
- Lyackson First Nation
- Musqueam Indian Band
- Penelakut Tribe
 - Hwlitsum¹
- Semiahmoo First Nation
- Squamish Nation
- Stz'uminus First Nation
- Tsawwassen First Nation
- Tseil-Waututh Nation

¹ This reference to the Hwlitsum is not intended to signify any change in the position that the Province may have taken in other contexts in relation to the duty to consult with this group.

Schedule C – Aboriginal Groups – Notification

- People of the River Referrals Office