

**IN THE MATTER OF THE ENVIRONMENTAL ASSESSMENT ACT S.B.C. 2018, c.51  
(ACT)  
AND  
NON-COMPLIANCES  
WITH ENVIRONMENTAL ASSESSMENT CERTIFICATE E14-03  
ORDER UNDER SECTION 53(1)**

**WHEREAS:**

- A. The Coastal GasLink Pipeline Project (Project) is a reviewable project under the *Environmental Assessment Act* (2018) (the Act).
- B. Environmental Assessment (EA) Certificate #E14-03 (EAC) was issued to Coastal GasLink Pipeline Ltd. (Certificate Holder) for the Project on October 23, 2014.
- C. Condition 26 of the Table of Conditions (Schedule B of the Certificate) requires the Certificate Holder implement an Environmental Management Plan (EMP). The EMP contains requirements to avoid or reduce adverse effects through the use of erosion and sediment control measures.
- D. On October 19-23, 2020 and November 2, 2020 Environmental Assessment Office (EAO) Compliance and Enforcement (C&E) Officers conducted a site inspection of the Project and documented that the Certificate Holder was not compliant with the requirements of the EMP.
- E. In response the undersigned issued an Order under Section 53(1) of the Act requiring the Certificate Holder to control the risk of sediment transport to Environmentally Sensitive Receptors by stabilizing exposed surface materials, installing erosion and sediment control measures before, during and after Project works and maintaining the measures. The Certificate Holder was also Ordered to retain an Independent Erosion and Sediment Control Auditor(s) to audit compliance of construction activities with the Order (Order EN2020-011) on December 8, 2020.
- F. Between October 14 and 21, 2021 Environmental Assessment Office (EAO) Compliance and Enforcement (C&E) Officers conducted a site inspection of the Project and documented that the Certificate Holder was not compliant with the requirements of the EMP and Order EN2020-011.
- G. Section 53(1) of the Act specifies that the Chief Executive Assessment Officer may order the Certificate Holder to carry out measures to mitigate the effects of non-compliance.

H. The undersigned has received written delegation of the Minister's powers under Section 53(1) of the Act.

**NOW THEREFORE:**

Pursuant to Sections 53(1)(b) of the Act, I order that the Certificate Holder must:

- 1) Implement erosion and/or sediment control measures that prevent Project generated sediment laden water from entering watercourses in the following locations:
  - a) KP180+400, S2. Watercourse number 194. UTM 10U 537374m E, 6076088m N.
  - b) KP208+518, S3. Watercourse number 230. UTM 10U 519189m E, 6057762m N.
  - c) KP214+750, S3. Watercourse number 239. UTM 10U 514002m E, 6054849m N.
  - d) KP219+720, S4. Watercourse number 104C. UTM 10U 510198m E, 6051892m N.
  - e) KP223+578, S4. Watercourse number 249. UTM 10U 506706m E, 6050389m N.
  - f) KP229+909. Tributary to Peculiar Creek. Watercourse number 116C. UTM 10U 502684m E, 6046327m N.
  - g) 231+021. Tributary to Peculiar Creek. Watercourse number 120C. UTM 10U 501946m E, 6045526m N.
  - h) Shoofly 16a (approximately KP188+700). Watercourse numbers 203 and 204. UTM 10U 532998m E, 6069811m N.
  - i) Shoofly off the Davie Peculiar FSR, known as "goat trail" (approximately KP232+900). Watercourse number 261. UTM 10U 500644m E, 6044271m N.
  - j) Shoofly 23 (approximately KP234+500). Watercourse number 121C. UTM 10U 499588m E, 6043083m N.
  - k) Shoofly 25a (approximately KP240+820). Watercourse number 270. UTM 10U 496785m E, 6037843m N.
- 2) Implement erosion and/or sediment control measures that prevent Project generated sediment laden water from entering wetlands in the following locations:
  - a) KP187+119. Wetland number WL-2126. UTM 10U 533307m E, 6071070m N.
  - b) KP224+200. Wetland number WL-11789. UTM 10U 506073m E, 6050134m N.
  - c) KP229+700 (approximate). No wetland number as this feature is outside of the Project boundary. UTM 10U 502860m E, 6046623m N.
- 3) By November 19, 2021, provide confirmation to EAO C&E that measures have been implemented to meet the requirements of clauses 1 and 2.
- 4) Complete the measures identified in clauses 1, 2 and 3 of this Order to the satisfaction of EAO C&E.
- 5) Complete the measures identified in clauses 1 through 4 unless otherwise

authorized through EAO C&E.

A handwritten signature in black ink, appearing to read 'Clayton Smith', written in a cursive style.

Clayton Smith,  
Senior Compliance and Enforcement Officer  
Environmental Assessment Office

Dated November 9, 2021  
Order Ref: EN2021-003