

**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* (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).
- D. The EMP contains requirements to avoid pumping trench water in a manner that allows pumped trench water to enter a watercourse. The EMP and previously issued Order EN2020-011 contain additional requirements to control sediment transport to watercourses, wetlands, and Environmentally Sensitive Receptors.
- E. Between April 4 and 8, 2022 Environmental Assessment Office (EAO) Compliance and Enforcement (C&E) Officers conducted a site inspection of the Project. During that inspection, Officers documented that the Project was pumping sediment laden trench water directly to a wetland, and actively pumping sediment laden trench water in a manner that allowed that water to enter watercourses and wetlands in contravention of Condition 26.
- F. During that inspection Officers also documented that the Project was pumping sediment laden water generated from erosion of Project works and collected in sumps in a manner that allowed that water to enter Environmentally Sensitive Receptors in contravention of EN2020-011.
- G. Section 53(1) of the Act specifies that the Chief Executive Assessment Officer may order the Certificate Holder to cease, either altogether or to the extent specified by the chief executive assessment officer, the construction, operation, modification, dismantling or abandonment of anything or any other activities under the certificate.
- H. The undersigned has received written delegation of the Minister's powers under

Section 53(1) of the Act.

DEFINITIONS:

In this Order,

(a) **Environmentally Sensitive Receptor** refers to the location of an environmental feature of importance, including but not limited to:

- Watercourses;
- Wetlands;
- Surface waters such as lakes and ponds; and,
- Other sensitive features that could be adversely impacted by sediment deposition (for example rare plant locations, sensitive ecosystems, traditional use plant sites).

NOW THEREFORE:

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

- 1) Immediately cease pumping sediment laden water from Project works, including but not limited to trenches and sumps, in a manner that allows sediment laden water to enter Environmentally Sensitive Receptors.
- 2) Complete the measures identified in clause 1 of this Order to the satisfaction of EAO C&E.
- 3) Complete the measures identified in clause 1 of this Order unless otherwise authorized by EAO C&E.



Chris Parks,
A/Compliance and Enforcement Operations Supervisor
Environmental Assessment Office

Dated April 14, 2022
Order Ref: EN2022-005