

**IN THE MATTER OF THE ENVIRONMENTAL ASSESSMENT ACT S.B.C. 2002, c.43
(ACT)
AND
AN ENVIRONMENTAL ASSESSMENT OF THE PROPOSED
WCC LNG PROJECT**


ORDER UNDER SECTION 11

WHEREAS:

- A. WCC LNG Project Ltd. (Proponent) proposes to construct and operate a liquefied natural gas export facility and associated marine terminal located in Tuck Inlet and District Lot 444 within the city limits of Prince Rupert, BC. The proposed WCC LNG Project (proposed Project) would have a storage capacity of up to 1,600,000 m³ and would produce up to approximately 30 million tonnes per year of liquefied natural gas (LNG).
- B. The proposed Project constitutes a reviewable project, pursuant to Part 4 (Electricity Projects), Part 4 (Petroleum and Natural Gas Projects) and Part 8 (Marine Port Facilities – other than Ferry Terminals) of the Reviewable Projects Regulation (B.C. Reg. 370/02), since the proposed Project may generate at least 50 MW of electrical power, will have the capability to store an energy resource, other than electricity, in a quantity that can yield by combustion ≥ 3 PJ of energy, and consists of a new marine port facility, or a modification to an existing marine port facility, the construction of which may entail dredging, filling or other direct physical disturbance of ≥ 2 hectares of foreshore or submerged land, below the natural boundary of a marine coastline or marine estuary.
- C. The Executive Director has delegated to the undersigned, certain powers and functions under the Act, including the power to issue Orders under Section 11 of the Act.
- D. On January 7, 2015, the Environmental Assessment Office (EAO) 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. On February 26, 2015, the Canadian Environmental Assessment Agency determined that an environmental assessment of the proposed Project is required under the *Canadian Environmental Assessment Act, 2012*, and the federal Minister of the Environment approved the EAO's request for substitution.

NOW THEREFORE:

Pursuant to Section 11 of the Act, I order that the environmental assessment of the proposed Project be conducted according to the scope, procedures and methods set out in Schedules A, B and C to this Order.



Sean Moore
A/Project Assessment Manager

Dated 27 April, 2015

Enclosure: Schedule A
Schedule B
Schedule C

**SCHEDULE A TO ORDER UNDER SECTION 11 OF THE BC ENVIRONMENTAL
ASSESSMENT ACT**

**SCOPE, PROCEDURES AND METHODS FOR THE ENVIRONMENTAL
ASSESSMENT OF THE PROPOSED WCC LNG PROJECT**

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20. ADDITIONAL INFORMATION

PART A - GENERAL PROVISIONS

1. DEFINITIONS

“Aboriginal Consultation Plan” means a plan developed by the Proponent in consultation with the Aboriginal Groups listed on Schedules B and C and determined to be adequate by the Project Assessment Lead, which outlines how the Proponent will undertake certain procedural aspects of consultation with Aboriginal Groups listed on Schedules B and C on behalf of the Crown during the environmental assessment.

“Aboriginal Consultation Report” means the Proponent’s periodic reporting at 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 on Schedules B, C and D of this Order.

“Act” has the same meaning as on page 1 of the 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 that must be included in the Application, pursuant to Sections 11(2) and 16(2) of the Act and section 6 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 report, as defined in Section 1 of the Act, and referred to in section 10 of this Order.

“Canadian Environmental Assessment Agency” means the agency continued under Section 103 of the *Canadian Environmental Assessment Act, 2012* (S.C.2012, c. 19, s.52).

“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” or “EAO” 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.

“Electronic Project Information Centre” means the project information centre continued under Section 25 of the Act, and operated as a website maintained by Environmental Assessment Office.

“Ministers” has the same meaning as Ministers in Section 1 of the Act.

“Order” means this Order, which is issued under Section 11 of the Act, including all 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 by the Project Assessment Lead for review.

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

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

“proposed Project” has the same meaning as on page 1 of the 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 report required under Section 18 of this Order.

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

“Working Group” means an advisory group established under section 4.1 of this Order, comprised of representatives of the Aboriginal Groups identified on Schedules B and C, local government bodies, and provincial and federal agencies and focusing on the scope of the proposed Project as outlined in section 2.1 and 2.2 of this Order.

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, on-site facilities and associated activities of the proposed Project, depicted on figures 1 and 2 are:

2.1.1 A natural gas receiving and LNG production facility (LNG facility) that, at full build-out will produce a maximum of up to approximately 30 million tonnes of liquefied natural gas (LNG) per year;

2.1.2 Up to five LNG storage tanks with a total storage capacity of up to 1,600,000 m³ at full build-out;

2.1.3 A marine terminal and a LNG loading facility capable of accommodating up to three LNG carriers, each with a capacity up to 266,000 m³ (approximately 140,000 Dead Weight Tonnage);

- 2.1.4 Supporting infrastructure and facilities, including power supply, power generation, air and water utilities, haul road, waste and wastewater management, and a materials offloading facility;
 - 2.1.5 Temporary infrastructure and facilities, including construction camp, laydown area and construction offices; and
 - 2.1.6 Associated activities included within the scope of the proposed Project are construction, operation and decommissioning.
- 2.2** Pursuant to Section 11(2)(a) of the Act, associated off-site shipping activities of the proposed Project, depicted in figure 2 are:
- 2.2.1 The operation of LNG carriers and other supporting marine traffic along the marine access route between the WCC LNG Terminal in Tuck Inlet and the pilot boarding location at or near Triple Island.
- 2.3** Exploration activities or activities required to prepare the Application are not part of the reviewable project for the purposes of the assessment.
- 2.3.1 Natural gas exploration and upstream production activities;
 - 2.3.2 Transportation of natural gas to the facility; and
 - 2.3.3 Activities required in order to prepare the Application.

PART C – SCOPE OF THE ASSESSMENT

3. SCOPE OF THE ASSESSMENT

- 3.1** Pursuant to Section 11(2)(b) of the Act, 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 of the proposed Project, including cumulative effects, and practical means to avoid, minimize, or otherwise manage any such potential adverse effects; and
 - 3.1.2 Potential adverse effects of the proposed Project on Aboriginal Interests of each Aboriginal Groups, and, to the extent appropriate, ways to avoid, mitigate or otherwise accommodate such potential adverse effects.
- 3.2** 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.

PART D – THE WORKING GROUP AND AGENCY CONSULTATION

4. THE WORKING GROUP

- 4.1** Aboriginal Groups identified on Schedule B of this Order, local government bodies and other government agencies, will be invited by EAO to participate as members of the Working Group, focusing on the scope of the proposed Project as outlined in sections 2.1 and 2.2 of this Order.
- 4.2** The purpose of the Working Group identified in section 4.1 of this Order is to provide input as requested by the Project Assessment Lead on aspects of the environmental assessment, including:
- 4.2.1 The selection of Valued Components to be assessed in the environmental assessment;
 - 4.2.2 The information required for the environmental assessment;
 - 4.2.3 The conformity of the Application with the Application Information Requirements;
 - 4.2.4 The information and conclusions in the Application;
 - 4.2.5 Potential mitigation measures, including those which may be included in certificate conditions;
 - 4.2.6 Potential adverse effects on Aboriginal Interests and measures to avoid, address or mitigate such potential adverse effects; and
 - 4.2.7 The draft Assessment Report prepared by EAO.
- 4.3** The Project Assessment Lead may form sub-committees of the Working Group to discuss specific issues in the environmental assessment.
- 4.4** When required by the Project Assessment Lead, the Proponent must participate in meetings of the Working Group or any sub-committees.
- 4.5** The Proponent must consult with federal, provincial and local government agencies through the Working Group, as required by the Project Assessment Lead.
- 4.6** The Proponent must prepare and submit to the Project Assessment Lead and Working Group members, responses to comments received from any Working Group members in a format, timing and quality acceptable to the Project Assessment Lead.

PART E – ASSESSMENT PROCEDURES – PRE-APPLICATION STAGE

5. VALUED COMPONENTS

- 5.1** In accordance with this Order and any additional guidance and timeframes provided by the Project Assessment Lead, the Proponent must prepare a document that presents a rationale for selection of Valued Components to be considered in the preparation of the Application Information Requirements.
- 5.2** The Project Assessment Lead will organize the review of the draft Valued Components document by the Working Group and Aboriginal Groups listed on Schedule B. The Proponent must amend the draft Valued Components document as requested by the Project Assessment Lead and provide responses to comments received from the Working Group and Aboriginal Groups that the Project Assessment Lead determines are relevant.
- 5.3** The draft Valued Components and the methods for how the effects on the selected Valued Components will be identified and assessed must be included in the draft Application Information Requirements prepared pursuant to section 6 of this Order.

6. APPLICATION INFORMATION REQUIREMENTS

- 6.1** In accordance with this Order and any additional directions provided by the Project Assessment Lead on the timing, format and quality of the document, the Proponent must prepare the draft Application Information Requirements.
- 6.2** The Proponent must submit the draft Application Information Requirements to the Project Assessment Lead, who will make it available to the Working Group, Aboriginal Groups listed on Schedule B and the public for review and comment.
- 6.3** The Proponent must respond to comments received from the Aboriginal Groups listed on Schedules B, Working Group members and the public on the draft Application Information Requirements in the form specified by, and to the satisfaction of, the Project Assessment Lead.
- 6.4** Upon acceptance of the revised draft Application Information Requirements, the Project Assessment Lead will issue the final Application Information Requirements to the Proponent.

7. PREPARING AND SUBMITTING THE APPLICATION

- 7.1** The Proponent must prepare the Application in accordance with the Application Information Requirements, and must submit the Application to the Project Assessment Lead for evaluation and decision on whether to accept the Application for review.
- 7.2** Prior to submitting the Application to the Project Assessment Lead under section 7.1 of this Order, the Proponent must ensure that copies of the Application in the required formats have been delivered to the members of the

Working Group, including the Aboriginal Groups listed in Schedule B, as specified by the Project Assessment Lead.

8. APPLICATION EVALUATION

- 8.1** The Project Assessment Lead will, subsequent to consultation with Aboriginal Groups on Schedule B, evaluate and decide whether the Application contains the information required in the Application Information Requirements.
- 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 to the Proponent and the Proponent may revise the Application to address the deficiencies and re-submit the revised Application.
- 8.3** If the Application is accepted for review, the Project Assessment Lead will advise the Proponent, and the Proponent must supply copies and quantities of the Application to the Project Assessment Lead.

9. APPLYING FOR CONCURRENT PERMITTING

- 9.1** 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 (B.C. Reg. 371/2002), must submit the request to the Project Assessment Lead at the same time as the Proponent submits the Application as described in section 8 of this Order.

PART F – ASSESSMENT PROCEDURES – APPLICATION REVIEW STAGE

10. PREPARING THE ASSESSMENT REPORT

- 10.1** The Project Assessment Lead will prepare an Assessment Report, taking into consideration the Proponent's Application and input provided by the Working Group, Schedule B and C First Nations, and the public.
- 10.2** Members of the Working Group and the Proponent will have an opportunity to provide to the Project Assessment Lead their comments on a draft of the Assessment Report within timelines established by the Project Assessment Lead.

11. MINISTERIAL REFERRAL AND DECISION

- 11.1** The Project Assessment Lead will advise the Proponent, Aboriginal Groups and the Working Group of the date that the final Assessment Report is referred to the Ministers.
- 11.2** 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.*

- 11.3 The Assessment Report will be made available to the public by EAO after a decision has been made by the Ministers under Section 17(3)(c) of the Act.
- 11.4 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 the Working Group of the Ministers' decision.

PART G – CONSULTATION WITH ABORIGINAL GROUPS

12. ASPECTS UNDERTAKEN BY ENVIRONMENTAL ASSESSMENT OFFICE

- 12.1 Following the issuance of this Order, the Project Assessment Lead will consult Aboriginal Groups identified in Schedule B as follows:
 - 12.1.1 Invite such Aboriginal Groups to participate as members of the Working Group, pursuant to section 4.1 of this Order;
 - 12.1.2 Invite such Aboriginal Groups to identify their respective Aboriginal Interests and the potential adverse effects caused by the proposed Project on these Aboriginal Interests, as part of the consultation process, independent of the Working Group activities;
 - 12.1.3 Ensure that such Aboriginal Groups have the opportunity to provide comments on the selection of Valued Components and the draft Application Information Requirements;
 - 12.1.4 Ensure that such Aboriginal Groups receive a copy of the Application and invite comments from Aboriginal Groups during the applicable legislated time period;
 - 12.1.5 Determine the adequacy of the Proponent's responses to the comments received on the Application from such Aboriginal Groups in consideration of any concerns raised by Aboriginal Groups;
 - 12.1.6 At the request of any of these Aboriginal Groups, meet to discuss any outstanding concerns, its Aboriginal Interests in relation to the proposed Project and measures to avoid, mitigate, or otherwise accommodate potential adverse impacts on Aboriginal Interests, as appropriate;
 - 12.1.7 Provide such Aboriginal Groups with an opportunity to comment on the draft Assessment Report and EAO's consultation report within established timelines;

12.1.8 Provide responses to comments from Aboriginal Groups and rationale should the comments not be incorporated into final document; and

12.1.9 Provide the opportunity for Aboriginal Groups to provide to EAO a submission regarding their views on the Assessment Report. 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.

12.2 Following the issuance of this Order, the Project Assessment Lead will notify Aboriginal Groups identified in Schedule C as follows:

12.2.1 Notification at the following milestones, so that such Aboriginal Groups can be informed of the progress of the environmental assessment and have the opportunity to raise any issues to EAO for discussion:

12.2.1.1 Issuance of the Section 11 Order and any Section 13 Orders;

12.2.1.2 Public comment periods throughout the EA process;

12.2.1.3 Approval of the final Application Information Requirements document;

12.2.1.4 When the Application has been accepted and the start of the review of the Application has commenced;

12.2.1.5 Public comment period for the Application; and

12.2.1.6 Decision on the Application.

12.2.2 The EAO will consider information from such Aboriginal Groups regarding Aboriginal Interests in the proposed Project area;

12.2.3 Provide such Aboriginal Groups with an opportunity to comment on the draft Assessment Report within established timelines; and

12.2.4 Implement additional measures for consultation and accommodation of such Aboriginal Groups, where appropriate.

13. ASPECTS UNDERTAKEN BY THE PROPONENT

13.1 The Project Assessment Lead may at any time, notify the Proponent that one or more Aboriginal Groups are to be added to Schedules B or C of this Order, and in doing so 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.

13.2 The Project Assessment Lead may direct the Proponent to conduct the following activities:

13.2.1 Provide a response to comments received from any Aboriginal Group listed on Schedule B of this Order, to the satisfaction and within the timeframe specified by the Project Assessment Lead; and

13.2.2 Implement additional measures for consultation and accommodation of any Aboriginal Groups where appropriate.

13.3 With respect to consultation with Aboriginal Groups listed on Schedule B of this Order, the Proponent:

13.3.1 Within specified timelines, will provide to the Project Assessment Lead an Aboriginal Consultation Plan that will guide consultation activities with such Aboriginal Groups during the Pre-Application and Application Review Stages of the assessment. Prior to submitting the Aboriginal Consultation Plan to the Project Assessment Lead, the Proponent must consult the Aboriginal Groups on Schedule B on the draft Aboriginal Consultation Plan and provide the Project Assessment Lead documentation of the comments received and the Proponent's responses. The Project Assessment Lead will assess the Aboriginal Consultation Plan, consider any comments provided by Aboriginal Groups, and determine whether the proposed activities are adequate. The Project Assessment Lead may order additional consultation activities within prescribed time limits;

13.3.2 Must, in the Application, specify Aboriginal Interests identified through literature review or raised by Aboriginal Groups listed in Schedule B, that may be potentially affected, report on how the Project may impact those Aboriginal Interests and identify measures to avoid, mitigate and/or otherwise accommodate such potential adverse effects or concerns by Aboriginal Groups, as appropriate;

13.3.3 Must provide a response to comments received from Aboriginal Groups listed in Schedule B, to the satisfaction and within the timeframe specified by the Project Assessment Lead;

13.3.4 Must, as directed by the Project Assessment Lead, demonstrate adequate effort to engage the Aboriginal Groups listed in Schedule B on discussing potential impacts on identified Aboriginal Interests. Must also demonstrate how feedback from Aboriginal Groups listed in Schedule B has been considered; and

13.3.5 Where directed by the Project Assessment Lead, must implement additional consultation activities and mitigation measures to avoid, mitigate and/or otherwise accommodate potential adverse effects on Aboriginal Interests, as appropriate, and must revise the Aboriginal Consultation Plan accordingly, i.e. to include these additional activities.

13.4 Must, in the Application, include an assessment of potential impacts of the proposed Project pursuant to the *Canadian Environmental Assessment Act, 2012*, Section 5 (1) (c), for Aboriginal Groups listed in Schedule B and C.

13.5 With respect to Aboriginal Groups listed on Schedule C of this Order, the Proponent must:

13.5.1 If directed by the Project Assessment Lead, provide a response to comments received from the Aboriginal Group to the satisfaction and within the timeframe specified by the Project Assessment Lead; and

13.5.2 If directed by the Project Assessment Lead, implement additional consultation activities and mitigation measures to avoid or reduce potential adverse effects on the Aboriginal Interests of any such Aboriginal Groups.

14. POTENTIAL CONSULTATION WITH THE MÉTIS

14.1 The Project Assessment Lead may direct the Proponent to undertake specific consultation activities with the Métis in British Columbia as required pursuant to the *Canadian Environmental Assessment Act, 2012* and Section 5(e) of the Environmental Assessment Office and Canadian Environmental Assessment Agency's *Memorandum of Understanding on Substitution of Environmental Assessments* (2013).

14.2 Section 5(e) of the Environmental Assessment Office and Canadian Environmental Assessment Agency's *Memorandum of Understanding on Substitution of Environmental Assessments* (2013), states that any consultation activities conducted with Métis or organizations representing Métis in British Columbia 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 Section 35 of the *Constitution Act, 1982*.

15. PROPONENT REPORTING

15.1 The Proponent must provide the Project Assessment Lead with Aboriginal Consultation Reports, consistent with the approved Aboriginal Consultation Plan, at the following times:

15.1.1 With the submission of the final draft Application Information Requirements;

15.1.2 At the time of submission of the Application;

15.1.3 120 days after the commencement of the Application Review stage; and

15.1.4 At any other time specified by the Project Assessment Lead.

15.2 The Proponent must consult the Aboriginal Groups on Schedule B on the draft Aboriginal Consultation Reports and provide the Project Assessment Lead documentation of the comments received and the Proponent's responses.

Feedback received must be captured in a tracking table in a format acceptable to the Project Assessment Lead.

15.2.1 Aboriginal Consultation Reports must:

- 15.2.1.1 Summarize the efforts undertaken by the Proponent to consult with Aboriginal Groups in accordance with any relevant provisions of the Aboriginal Consultation Plan;
- 15.2.1.2 Record in tracking tables feedback received during consultation;
- 15.2.1.3 With the exception of the report required in section 15.1.1, identify the potential adverse impacts of the proposed Project on Aboriginal Interests;
- 15.2.1.4 With the exception of the report required in section 15.1.1, identify how the potential adverse impacts of the proposed Project on Aboriginal Interests will be avoided, mitigated, addressed or otherwise accommodated, as appropriate; and
- 15.2.1.5 Outline next steps or future consultation activities, other than those outlined in the approved Aboriginal Consultation Plan.

PART H – PUBLIC CONSULTATION

16. PRE-APPLICATION STAGE

- 16.1** The Proponent must provide a Public Consultation Plan, in a format, timelines and of a quality acceptable to the Project Assessment Lead. The plan will include provisions for open houses to be held by the Proponent and public notification format and content, as further described in Section 19 of this Order.
- 16.2** The Project Assessment Lead will assess the Proponent's Public Consultation Plan and determine the adequacy of the proposed plan. The Project Assessment Lead may order additional consultation activities within time limits set by the Project Assessment Lead.
- 16.3** During the Pre-Application stage of the environmental assessment, the Project Assessment Lead will provide a public comment period of at least 30 days on the draft Application Information Requirements referred to in section 6 of this Order.
- 16.4** The Proponent must hold open houses in accordance with the approved Public Consultation Plan(s) to provide the public with opportunities to review the draft Application Information Requirements.
- 16.5** The Proponent must make the draft Application Information Requirements available at accessible public locations as specified in the Public Consultation Plan, and the Project Assessment Lead will make the draft Application Information Requirements available on the Electronic Project Information Centre.

- 16.6** During the public comment period, the public may comment on the draft Application Information Requirements by providing comments through EAO's website.
- 16.7** The Proponent must respond to all public comments posted by EAO on the Electronic Project Information Centre pursuant to section 16.6.
- 16.8** All public comments, received pursuant to section 16.6 of this Order, will be posted to the Electronic Project Information Centre within seven days of being received, unless it contravenes the EAO's Public Consultation Policy.

17. APPLICATION REVIEW STAGE

- 17.1** During the Application Review stage of the environmental assessment, the Project Assessment Lead will provide a public comment period of at least 30 days on the Application.
- 17.2** The Proponent must hold open houses in accordance with the approved Public Consultation Plan.
- 17.3** The Proponent must make the Application available at accessible public locations as specified in the Public Consultation Plan, and the Project Assessment Lead will make the Application available on the Electronic Project Information Centre.
- 17.4** During a public comment period, the public may comment on the Application by providing comments through the Electronic Project Information Centre.
- 17.5** The Proponent must respond to all public comments received pursuant to section 17.4.
- 17.6** All public comments, received pursuant to section 17.4, will be posted to the Electronic Project Information Centre within seven days of being received, unless it contravenes the EAO's Public Consultation Policy.

18. PROPONENT REPORTING

- 18.1** The Proponent must submit a Public Consultation Report at the following times:
 - 18.1.1 With the submission of the final draft AIR;
 - 18.1.2 At the time of submission of the Application; and
 - 18.1.3 At any other time specified by the Project Assessment Lead.
- 18.2** The Public Consultation Reports must include:
 - 18.2.1 A description of the results of the consultation activities outlined in the Public Consultation Plan;
 - 18.2.2 A tracking table developed to the satisfaction of the Project Assessment Lead summarizing information, comments, concerns, and questions received from

the public within the scope of the environmental assessment, and how the concerns were addressed; and

18.2.3 Proposed next steps for public consultation activities.

18.3 The Proponent may be required by the Project Assessment Lead to implement additional measures for public consultation, where appropriate.

19. PUBLIC NOTIFICATION OF PUBLIC COMMENT PERIODS

19.1 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:

19.1.1 The availability of the draft Application Information Requirements or Application for public review and comments and the time limits for the formal public comment period provided for in this Order; and

19.1.2 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.

19.2 The Proponent must obtain approval from the Project Assessment Lead for the content, format and publication schedule for newspaper advertisements required under section 19.1 this Order.

19.3 When one or more notices of an event are 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:

19.3.1 In the case of a formal public comment period, at least seven days prior to the date on which the public comment period commences; and

19.3.2 In the case of an open house, at least seven days prior to the date on which the open house is scheduled.

19.4 Information and records listed in section 6 of the Public Consultation Policy Regulation (B.C. Reg. 373/02) that pertain to the assessment of the proposed Project will be made available to the public through the electronic Project Information Centre.

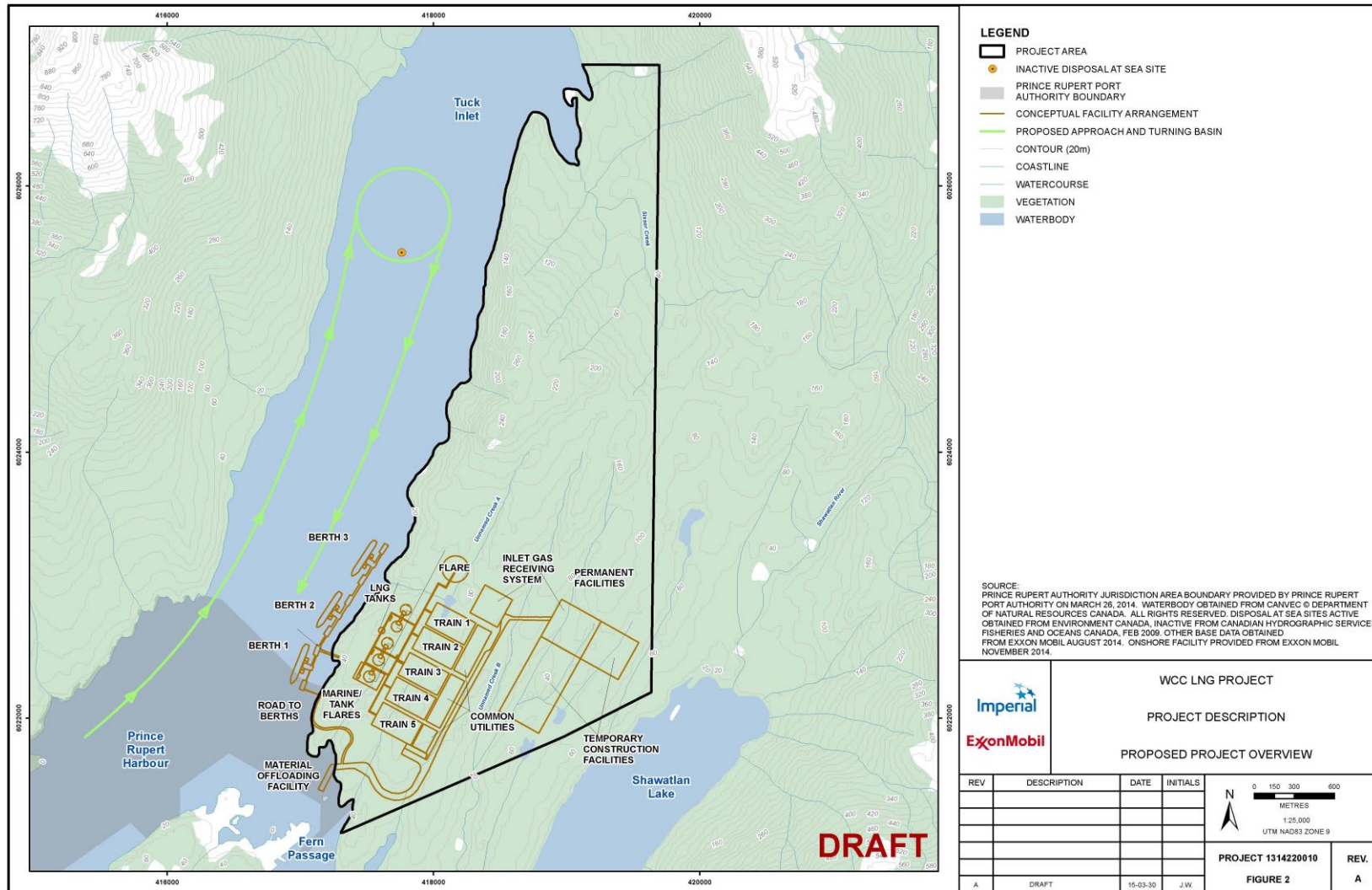
PART I – PROVIDING ADDITIONAL INFORMATION

20. ADDITIONAL INFORMATION

20.1 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

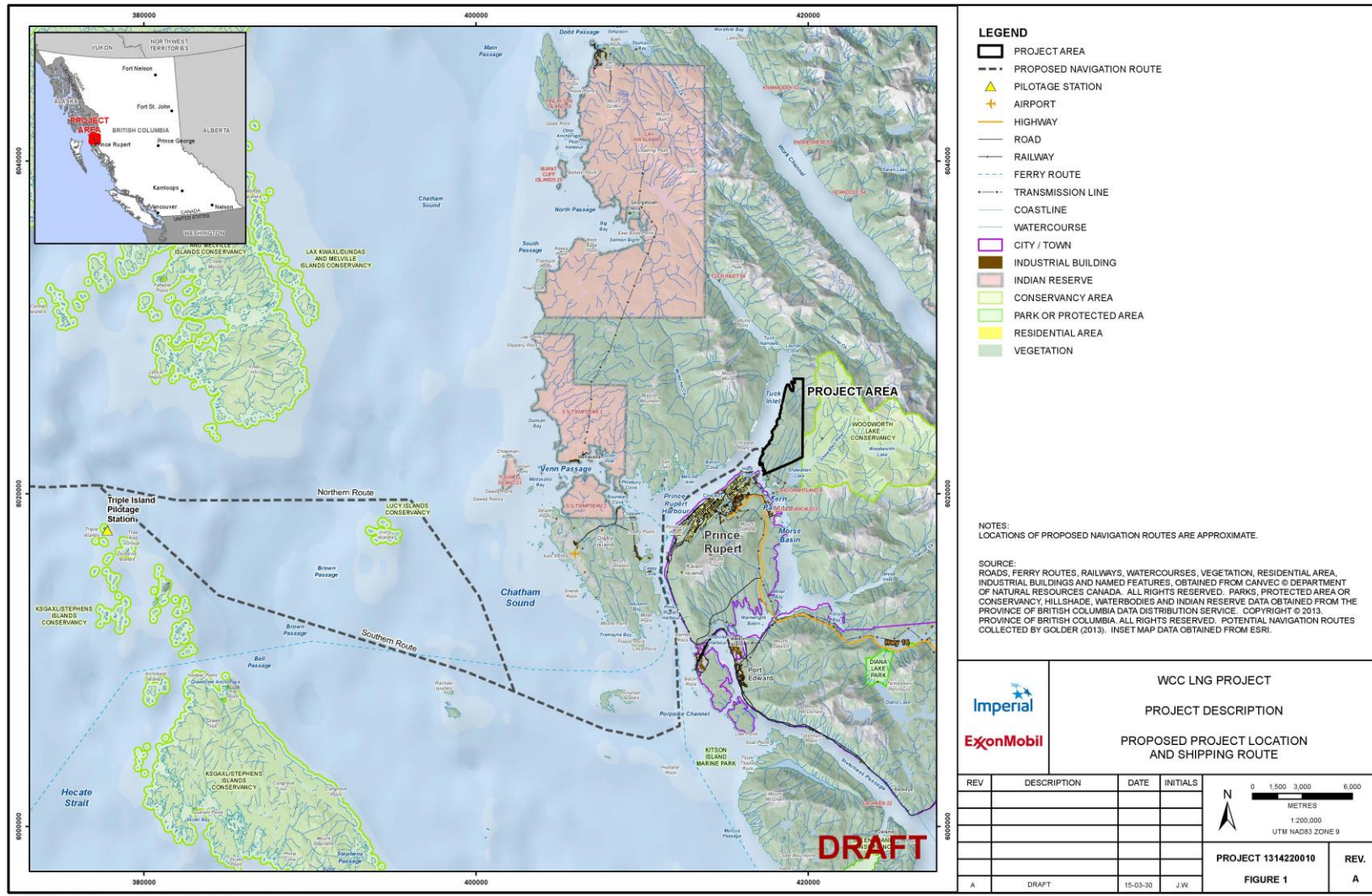
Lead considers necessary in order to complete the environmental assessment of the proposed Project, in a format, content quality and within timelines acceptable to the Project Assessment Lead.

Figure 1. Proposed Project Overview



SERVICE LAYER CREDITS: Ekt, DeLorme, GEBCO, NOAA NGDC, and other contributors

Figure 2. Proposed Project Location and Shipping Route



SERVICE LAYER CREDITS: Esri, DeLorme, GEBCO, NOAA NGDC, and other contributors

SCHEDULE B: ABORIGINAL GROUPS

- Lax Kw'alaams Band
- Metlakatla First Nation
- Gitxaala Nation
- Kitselas First Nation
- Kitsumkalum Indian Band

SCHEDULE C: ABORIGINAL GROUPS – Notification

- Gitga'at Nation
- Métis Nation British Columbia