

**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)(a)**

WHEREAS:

- A. 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. On July 13, 2022, the Minister of Environment and Climate Change Strategy entered into a Compliance Agreement (Agreement) with the Holder pursuant to Section 55 of the Act.
- D. The Agreement requires that the Holder develop and comply with Work Execution Plans.
- E. On October 4 and 5, 2022, 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 Agreement and specific Work Execution Plans.
- F. Section 55(2) of the Act specifies that the Minister may make an order referred to in Section 53 of the Act despite a written compliance agreement if the agreement is not complied with.
- G. Section 53(1) of the Act specifies that the Chief Executive Assessment Officer (CEAO) may order the Certificate Holder to stop doing something that is or is likely to be in contravention of this Act, the Certificate or the order, or cause it to be stopped.
- H. The undersigned has received written delegation of the Minister's powers under Section 55(2) of the Act, and the Chief Executive Assessment Officer's powers under Section 53 of the Act.

DEFINITIONS:

In this Order,

Agreement means the July 13, 2022 Compliance Agreement between the Minister of Environment and Climate Change Strategy and Minister Responsible for Translink, and Coastal GasLink Pipeline Ltd.

Certificate Holder means Coastal GasLink Pipeline Ltd.

Approved means approved by EAO as per the process set out in the Agreement.

Identified Area means an area identified within the Agreement.

Independent Reviewer means the Independent Erosion and Sediment Control Auditor retained by the Holder pursuant to EAO Order EN2020-011, or another individual acceptable to the EAO.

Measures means erosion and sediment control measures.

Work Execution Plan means a plan developed and implemented as set out in the Agreement.

NOW THEREFORE:

Pursuant to Section 53(1)(a) of the Act, I order that, effective immediately:

- 1) Construction may not occur in any Identified Area unless in full compliance with an Approved WEP or Approved amended WEP, or as otherwise provided for in the Agreement.
- 2) The Certificate Holder must cease all variations from an Approved Work Execution Plan that are not in accordance with the Agreement.
- 3) The Certificate Holder must cease installation of Measures that are not as specified in the Work Execution Plans.
- 4) The Certificate Holder must complete the actions identified in clauses 1 through 3 of this Order to the satisfaction of EAO C&E.



Kathleen Dyke
Compliance and Enforcement Officer
Environmental Assessment Office

Dated October 14, 2022

Order Ref: EN2022-028