

**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)&(c)**

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. 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 in Identified Areas described in Schedule B of the Agreement.
- E. On May 4, 2023, an Environmental Assessment Office (EAO) Compliance and Enforcement Branch (CEB) Officer conducted a site inspection of the Project and documented that the Certificate Holder was not compliant with the requirements of the Agreement specific to observations within the Work Execution Plan for KP 565+400 to 576+500.
- 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 and to cease, either altogether or to the extent specified by the CEAO, the construction, operation, modification, dismantling or abandonment of anything or any other activities under the certificate or order.
- 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,

Progressive Construction means all activities that advance the completion of the Project except for those activities specific to erosion and sediment control.

NOW THEREFORE:

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

- 1) Effective 6:00pm PDT May 9, 2023, cease all Progressive Construction activities on the Project between KP 565+400 to 576+500 with the exception of activities necessary for the watercourse crossing of Gosnell Creek.
- 2) Prevent Project generated sediment-laden water from reaching environmentally sensitive receptors identified in the Work Execution Plan for KP 565+400 to 576+500.
- 3) Do not resume Progressive Construction activities until compliant with the Agreement and EAO CEB has conducted a site inspection and confirms that Progressive Construction may proceed.
- 4) The Certificate Holder must complete the actions identified in clauses 1 through 3 of this Order to the satisfaction of EAO CEB.



Christie Lombardi
Compliance and Enforcement Officer
Environmental Assessment Office

Dated May 9, 2023
Order Ref: 20230027_OR001