

McCann, Meghan MEM:EX

From: McCann, Meghan MEM:EX
Sent: Tuesday, July 25, 2017 10:18 AM
To: Higgins, Keira PREM:EX; Cameron, Tara D ENV:EX; Gooderham, Coleen E ENV:EX; Bates, Nancy FLNR:EX; Howie, Matthew ABR:EX; Richter, Connie JAG:EX; Verwoord, Cindy TRAN:EX
Subject: RE: Meeting request - 90 minutes - Don Wright, Bobbi Plecas, Mark Zacharias, Tim Sheldan, Doug Caul, Richard Fyfe, Dave Nikolejsin and Grant Main

Dave can do the 27th 8:30-12

From: Higgins, Keira PREM:EX
Sent: Tuesday, July 25, 2017 10:14 AM
To: Cameron, Tara D ENV:EX; Gooderham, Coleen E ENV:EX; Bates, Nancy FLNR:EX; Howie, Matthew ABR:EX; Richter, Connie JAG:EX; McCann, Meghan MEM:EX; Verwoord, Cindy TRAN:EX
Subject: Meeting request - 90 minutes - Don Wright, Bobbi Plecas, Mark Zacharias, Tim Sheldan, Doug Caul, Richard Fyfe, Dave Nikolejsin and Grant Main

Good morning,

Don would like to please request a 90 minute meeting before Friday with the following DMs: Bobbi Plecas, Mark Zacharias, Tim Sheldan, Doug Caul, Richard Fyfe, Dave Nikolejsin and Grant Main. The topic of discussion is Kinder Morgan. Please let me know which of the following options work for your respective DM and include the other offices on your response. I appreciate that everyone is very busy right now so your flexibility is greatly appreciated.

Wednesday, July 26th — 8:30-10:00; 1:00-2:30
Thursday, July 27th — between 8:30-noon; 2:30-4:00

Thanks,

Keira Higgins, Executive Administrative Coordinator
Office of the Premier, Deputy Minister
272 West Annex, Parliament Buildings | Victoria, BC | V8V 1X4
Ph: (250) 356-2206

Wiltshire, Farrah MEM:EX

From: Nikolejsin, Dave MNGD:EX
Sent: Monday, August 14, 2017 9:56 AM
To: Piccinino, Ines MNGD:EX; Beltrano, Linda MNGD:EX; Coley, Simon J JAG:EX
Subject: Fwd: TMX memo

Linda, fya to SDMs. And you can share with the company as well.

Dave Nikolejsin
Deputy Minister
Energy, Mines and Petroleum Resources

Begin forwarded message:

From: "Zacharias, Mark ENV:EX" <Mark.Zacharias@gov.bc.ca>
Date: August 14, 2017 at 9:21:56 AM PDT
To: "Nikolejsin, Dave MNGD:EX" <Dave.Nikolejsin@gov.bc.ca>, "Sheldan, Tim FLNR:EX" <Tim.Sheldan@gov.bc.ca>, "Jeakins, Paul OGC:IN" <Paul.Jeakins@bcogc.ca>, "Main, Grant TRAN:EX" <Grant.Main@gov.bc.ca>
Cc: "Caul, Doug D ABR:EX" <Doug.Caul@gov.bc.ca>, "Plecas, Bobbi ENV:EX" <Bobbi.Plecas@gov.bc.ca>, "Wright, Don J. PREM:EX" <Don.J.Wright@gov.bc.ca>, "Harvey, James JAG:EX" <James.Harvey@gov.bc.ca>, "Jardine, Kevin EAO:EX" <Kevin.Jardine@gov.bc.ca>, "Shoemaker, Wes AGRI:EX" <Wes.Shoemaker@gov.bc.ca>
Subject: TMX memo

Colleagues:

On August 10th, 2017 government announced initial action on its commitment to protect British Columbia's interests in the face of the proposed expansion of the Kinder Morgan pipeline and associated increases in tanker traffic.

In addition to announcing the appointment of Mr. Thomas Berger, QC as external counsel, government also highlighted its commitment to fulfill its duty to meaningfully consult with Indigenous people and foreshadowed future work aimed at clarifying government's policy framework for decision-makers. This memo provides you and your agencies with further information regarding these last two items.

The Province of B.C. currently has in place robust policies relating to the requirements of Indigenous consultation as it pertains to applications for Crown authorizations. These policies have been developed in response to changing jurisprudence, among other things, and are subject to refinement and revision on an on-going basis. The recent announcement reaffirms government's commitment to fulfill its duty to consult, meaning that – until new consultation policy is developed and approved by government – Ministries' work on current permitting activities should continue as per current practice ensuring that legal requirements for Indigenous consultation are met.

Government also announced its intent to review relevant policies to further meet its commitments to defend our air, land and water. Any changes to these policies will take the form of new advice to decision-makers. While this work is underway, it is not yet complete. Until it is, the current policy framework under which your decision-makers operate remains unchanged.

I trust this memo clarifies some of the most relevant aspects of government's recent announcement, and assists you and your agencies in continuing to fulfill your constitutional and statutory duties.

Regards,

Mark Zacharias | Deputy Minister, Environment

BC Ministry of Environment and Climate Change Strategy

5th Floor, 2975 Jutland Road | Victoria, BC | V8W 9M1 | 778-698-4908 | 250.415.6466



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Event Information / Opening Remarks

Event: Announcing options to defend B.C.'s interests in the face of Kinder Morgan pipeline expansion

When: Thursday, August 10, 2017

Time: 10:30am

Where: Vancouver PVO

Length: Three minutes

Audience: Media

NOTES:

PEOPLE TO RECOGNIZE:

- | |
|--|
| <ul style="list-style-type: none">• Attorney General David Eby |
|--|

Speaking Notes

for

George Heyman

Minister of Environment and Climate Change Strategy

**Options to defend B.C.'s interests in the face of Kinder
Morgan pipeline expansion**

Vancouver PVO

Thursday, Aug.10, 2017

Time: 10:30am

Minister Heyman Speaking Points

Introduction:

- **Good morning, and thank you for being here.**
- **I'm George Heyman – the Minister of Environment and Climate Change Strategy.**
- **I'm joined by B.C.'s Attorney General David Eby.**
- **I'd like to acknowledge that we are gathered on the traditional territory of the Squamish Nation, Musqueam and Tsleil-Waututh.**

Background context:

- **Our government has been clear and consistent that the expanded Kinder Morgan pipeline is not in BC's interest.**
- **It is simply too great a risk to our environment, economy and existing jobs.**
- **We made a commitment - and in fact it is clearly laid out in my mandate letter - to use every tool available to defend BC's coast in the face of this threat.**
- **Attorney General Eby and I have worked with professional staff within the civil service to determine the appropriate steps we can take to ensure the interests of British Columbians are protected.**

- **This morning we are announcing specific measures to protect B.C.'s coast and the jobs that depend on it.**

Announcement:

- **We have identified three initial, specific measures we will be moving forward on.**
- **First, the Province has secured Thomas Berger as external counsel and advisor to review current legal action against the government and Trans Mountain Expansion Pipeline.**
- **Mr. Berger has a distinguished career as a former leader of the B.C. CCF/NDP and also served as a Justice of the B.C. Supreme Court.**

- **He has chaired three Royal Commissions including the Mackenzie Valley Pipeline Inquiry and Indian and Inuit healthcare.**
- **Second, the Province will seek intervenor status to allow British Columbia to participate in legal challenges to federal approval of the pipeline expansion, and the increase in tanker traffic off our coast.**
- **Those hearings are scheduled to begin in Federal Court later this fall.**
- **And lastly, we are committed to ensuring that our duty of meaningful consultation with indigenous people concerning this project meets the requirements regarding Aboriginal rights and title.**

- **This has been established in a number of court cases, in particular as that consultation relates to the consideration of provincial permits and environmental assessment certificate requirements.**
- **The Environmental Assessment Office has advised me that such consultations on management plans that the company is required to prepare as part of the EA certificate are still outstanding and not yet complete.**
- **These plans concern grizzly bears, vegetation and weed management, archaeology, the Coldwater aquifer, and workforce accommodation.**

- **Until these consultations are completed in a way that meets our legal obligations, work on the project on public lands cannot proceed.**

Closing:

- **With the federal government's approval of the project, we know the path forward will be challenging but we're committed to stepping up and fighting for B.C.'s interests.**
- **We made a commitment to use every tool available to defend B.C.'s coast in the face of this threat, and that's what we're doing.**
- **Thank you.**

- **With that, we would be happy to take questions.**

Wiltshire, Farrah MEM:EX

From: Mungall, Michelle EMPR:EX
Sent: Friday, September 8, 2017 6:46 PM
To: Hansen, Lucy EMPR:EX
Subject: FW: Kinder Morgan / Trans Mountain communications

Follow Up Flag: Flag for follow up
Flag Status: Flagged

Beginning to send you my emails on KM for the FOI request

From: Haslam, David GCPE:EX
Sent: Tuesday, August 15, 2017 10:01 AM
To: Mungall, Michelle PREM:EX; Winstanley, Lori PREM:EX; Nikolejsin, Dave MNGD:EX
Cc: Beaupre, Darren GCPE:EX
Subject: RE: Kinder Morgan / Trans Mountain communications

Noted.

From: Mungall, Michelle PREM:EX
Sent: Tuesday, August 15, 2017 9:04 AM
To: Winstanley, Lori PREM:EX; Nikolejsin, Dave MNGD:EX; Haslam, David GCPE:EX
Subject: Fwd: Kinder Morgan / Trans Mountain communications

FYI the below

Sent from my iPhone

Begin forwarded message:

From: "Heyman, George PREM:EX" <George.Heyman@gov.bc.ca>
Date: August 14, 2017 at 8:29:39 PM PDT
To: "Mungall, Michelle PREM:EX" <Michelle.Mungall@gov.bc.ca>, "Fraser, Scott PREM:EX" <Scott.Fraser@gov.bc.ca>, "Trevena, Claire PREM:EX" <Claire.Trevena@gov.bc.ca>, "Donaldson, Doug PREM:EX" <Doug.Donaldson@gov.bc.ca>
Subject: Fwd: Kinder Morgan / Trans Mountain communications

Please see A-G Advice below.

Sent from my iPhone

Begin forwarded message:

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