

## Warwick, Alexei ENV:EX

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**From:** Lewthwaite, Jennifer TRAN:EX  
**Sent:** Tuesday, August 29, 2017 3:40 PM  
**To:** Plecas, Bobbi ENV:EX  
**Cc:** Main, Grant TRAN:EX  
**Subject:** BN  
**Attachments:** 269704\_Kinder Morgan Update.docx

Good afternoon,

Forwarding a recent BN (at Grant's request) regarding Kinder Morgan that was shared with our Minister yesterday.

If you have any questions, happy to help.

Regards,

Jen Lewthwaite  
Director of Executive Operations  
Ministry of Transportation & Infrastructure  
5B-940 Blanshard Street  
Victoria, BC V8W 9T5

PH: 250-387-3077  
Cell: 250-882-7527

## BRIEFING NOTE FOR INFORMATION

**DATE:** August 28, 2017  
**PREPARED FOR:** Claire Trevena, Minister of Transportation and Infrastructure  
**ISSUE:** MOTI Update on Kinder Morgan Trans Mountain Expansion Pipeline

### SUMMARY:

- Trans Mountain requires 960 site specific authorizations and approximately 65 SRWs from the Ministry of Transportation and Infrastructure (MOTI) for the Trans Mountain Expansion Project (TMEP).
- The TMEP route intersects with the Traditional Territories of 75 Aboriginal Groups across the Province. The Province is legally required to consult with Aboriginal Groups on each site specific authorization prior to issuing that authorization.
- The Province assigned consultation to Trans Mountain. MOTI is working closely with TMEP to ensure the consultation process is meaningful and fulfills our legal obligation.
- TMEP Applications generally fit into 4 categories: Temporary Works Space, Access, Pipeline Crossing and Pipeline Parallels within the MOTI rights-of-way.
- TMEP has identified 136 priority permit applications within the MOTI rights-of-way which they require for beginning construction in September. MoTI has received 829 of the total applications expected.
- MOTI has completed technical and administrative reviews on all 136 identified applications; First Nations consultation is in progress on each of the 136 applications.
- In addition to the 136 priority permits, MOTI is actively reviewing 434 permit applications and has completed technical and administrative reviews of 225. There are an additional 259 permit applications pending review, with MoTI anticipating an additional 131 permit applications in the coming months.

### BACKGROUND:

Trans Mountain has proposed the Trans Mountain Expansion Project (TMEP) comprising of twinning the existing pipeline from Alberta to Burnaby, BC. Clearing is anticipated to start in September 2017, with pipeline construction in early 2018 and completion mid-2019.

TMEP has identified 960 permit applications required within MOTI's rights-of-way for the purpose of allowing the TMEP to: parallel the highway, cross the highway, construct temporary work spaces within the highway right of way and build accesses to allow ingress and egress of TMEP personal and equipment to construction sites from the Highway (map in Appendix A).

MOTI interest when reviewing TMEP permit applications include ensuring: safety of the travelling public, safety and protection of MOTI Infrastructure and fulfillment of MOTI's legal duty to consult with aboriginal groups

Energy Mines and Petroleum Resources (MEMPR) has worked with TMEP to identify required priority permits for TMEP's projected construction schedule. 136 Priority permits were identified within MOTI's jurisdiction for September. MOTI has completed an administrative and technical review of the 136 identified permits and provided comment back to TMEP. [s.13](#)

[s.13](#)

## DISCUSSION:

### MOTI TMEP Permit Reviews:

MOTI has received 829 of the projected 960 applications TMEP intends to submit. MOTI has completed complete administrative and technical reviews on the 136 priority permits and will continue to complete reviews of the remaining 693 applications that have been submitted to date.

In addition to the 136 priority permits, MOTI is actively reviewing 434 permit applications and has completed the technical and administrative review of 225. [s.13](#)  
[s.13](#)

MOTI continues to work with TMEP to completely timely and efficient reviews of TMEP's submitted applications. The Provincial Environmental Assessment Office (EAO) certificate has identified a number of management plans that must be completed by TMEP. [s.13](#)  
[s.13](#)

### First Nations Consultation on TMEP Permits:

On April 11, 2017, the Province sent out an Omnibus Consultation letter to the affected 75 Aboriginal Groups. This letter summarized the Consultation that had previously occurred under the NEB and EAO processes and indicated that subsequent consultation will focus on the novel and incremental impacts of the proposed authorizations on Aboriginal Interests that have not been addressed through previous consultation. On June 19, 2017, MOTI sent a subsequent letter, detailing the next steps for consultation on MOTI authorizations and describing the activities that may be authorized under applications submitted by TMEP for MOTI's consideration.

The Province assigned certain procedural aspects of consultation to TMEP. On July 14, 2017, TMEP sent Consultation packages to the Aboriginal Groups for TMEP's for the first group of referrals. This included 416 proposed applications, including 136 priority permits.

MOTI has been in discussions with TMEP since January 2016 regarding how Consultation should be carried out for MOTI authorizations. MOTI has provided TMEP with guidelines consistent with the Province's approach (with advice from the Ministry of Justice and the Attorney General) outlining how MOTI will be reviewing TMEP's consultation on each authorization, including the necessary steps for an adequate consultation process and complete Records of Consultation (ROCs). MOTI staff meets regularly with TMEP to ensure that the legal duty to consult is being adequately fulfilled.

The guidelines established a 60 day consultation period which is within the typical range of consultation timelines in government. For those applications where concerns have been raised and addressed and/or no response has been received, and the record of consultation meets Ministry standards, MOTI will look to issue those permits that may fall within the requested timelines.

MOTI has received responses from a number of Aboriginal Groups to date, including [s.13,s.16](#)  
[s.13,s.16](#)

s.13,s.16

s.13,s.16

MOTI, along with Ministry of Energy and Mines and Petroleum Products, are responding to the correspondence. MOTI, with TMEP in attendance, are meeting with First Nations as requested.

**PREPARED BY:**

Kristen Johnson  
Senior District Development Technician  
Highways Branch  
(250) 565-6388

**REVIEWED BY:**

Ed Miska, Executive Director  
Engineering Services  
  
Kevin Richter, Assistant Deputy Minister  
Highways Department

**INITIALS**

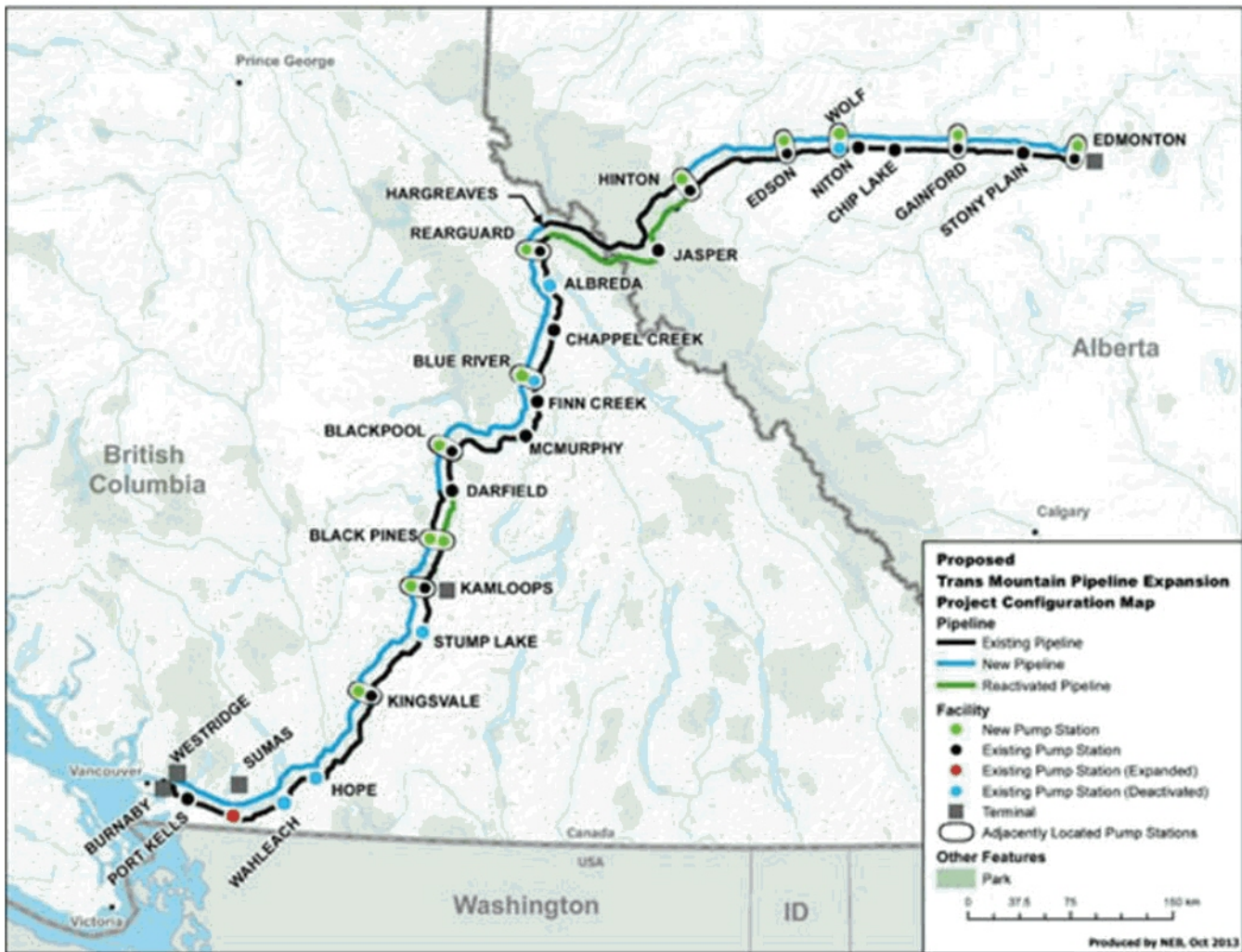
EM

KM



## Appendix A: Map

### Trans Mountain Expansion Pipeline





Page 007 to/à Page 035

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s.14;s.13

Page 036

Withheld pursuant to/removed as

s.14;s.22;s.13



Page 037 to/à Page 062

Withheld pursuant to/removed as

s.14;s.13

Page 063 to/à Page 066

Withheld pursuant to/removed as

s.12;s.14;s.13

Page 067

Withheld pursuant to/removal as

s.14

Page 068 to/à Page 070

Withheld pursuant to/removed as

s.14;s.16;s.13



Page 071

Withheld pursuant to/removed as

s.14

Page 072 to/à Page 074

Withheld pursuant to/removed as

s.14;s.16;s.13

**From:** [Crebo, David GCPE:EX](#)  
**To:** [Zacharias, Mark ENV:EX](#); [Jardine, Kevin EAO:EX](#); [Harvey, James JAG:EX](#); [Heyman, George PREM:EX](#)  
**Cc:** [Frampton, Caelie PREM:EX](#); [Howard, Stephen AG:EX](#); [Harris, Megan A GCPE:EX](#)  
**Subject:** KM docs  
**Date:** Wednesday, August 9, 2017 7:48:06 PM  
**Attachments:** [KM Kinder Morgan options Aug 10.docx](#)  
[SN Kinder Morgan options Aug 10 2017 Draft 5.docx](#)  
[NR KM options Aug 10 draft4.docx](#)  
**Importance:** High

---

Folks - edits have come in from a variety of sources. I've attempted to capture it all in a way that makes sense. Pls have a look:

Dave Crebo

Communications Director

Ministry of Environment and Climate Change Strategy

(250) 812-5747

# FOR INTERNAL USE ONLY

## KEY MESSAGES

Kinder Morgan options  
Ministry of Environment and Climate Change Strategy  
August 2017

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### Main Messages:

- **This project is not in BC's best interests. It is too great a risk to our environment, economy and existing jobs.**
- **We made a commitment to use every tool available to defend BC's coast in the face of this threat, including increased tanker traffic, and that's what we're doing.**
- **The measures we're announcing today will help us to protect B.C.'s coast and the jobs that depend on it.**

Q: Is stopping this pipeline your end goal, and will this be enough to achieve it?

- 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 BC's interests.
- We made a commitment to use every tool available to defend BC's coast in the face of this threat, and that's what we're doing.

Q: Why have you changed your language from stopping the pipeline to defending B.C.'s interests?

- It's important to approach this thoughtfully and deliberately. Breaking the law won't help defend our coast. In fact, it may even make it more difficult. People don't want that. They want us to be effective.
- When it comes to granting permits, we will hold the company's plans to the high standards of environmental protection and consultation with Indigenous groups that British Columbians expect. If the company does not meet those standards, the permits will not be issued and plans will not be approved.
- The measures we're announcing today will help us to protect B.C.'s coast and the jobs that depend on it.

Q: Are you softening your stance?

- Absolutely not. We've always been clear that this pipeline is not in BC's interest. We stand behind that.
- We made a commitment to use every tool available to defend BC's coast in the face of this threat, and that's what we're doing.



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## KEY MESSAGES

Q: By focussing on Indigenous consultation and linking it to a threat to not allow work to proceed on public lands, are you not interfering with independent statutory decision making authority within the EAO?

- No, what we're doing is ensuring that Indigenous consultation meets the legal test of Aboriginal rights and title. Our legal obligations must be met and that can only happen through meaningful consultation with all of the potentially affected Indigenous groups.
- As to any threat not to allow work to proceed on public lands, quite simply the Environmental Assessment Certificate contains conditions that require the acceptance of management plans prior to construction. Until they are accepted, construction cannot begin.

s.13

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## NEWS RELEASE

For Immediate Release  
[release number]  
Aug. 10, 2017

Ministry of Environment and Climate  
Change Strategy  
Ministry of Attorney General

### **Province moves to defend B.C. around pipeline expansion and increased tanker traffic**

VICTORIA – The provincial government is taking important steps to ensure British Columbia's interests are defended in the face of the proposed expansion of the Kinder Morgan pipeline, Environment and Climate Change Strategy Minister George Heyman and Attorney General David Eby announced today.

"A sevenfold increase in bitumen tankers in the Vancouver harbour is not in the best interests of B.C.'s economy or our environment," said Heyman. "We will use all available tools to protect our coastal waters."

First, the Government of British Columbia has secured Thomas Berger, QC, OC, OBC as external counsel to government in the legal action related to Trans Mountain Expansion Pipeline. Mr. Berger will also provide legal advice to government on the options for participation in legal challenges to federal approval of the pipeline expansion and increased oil tanker traffic off B.C.'s coast. Those hearings are scheduled to begin in Federal Court later this fall.

The Province will also fulfil its duty of meaningful consultation with Indigenous people concerning this project, including consultations regarding potential impacts to Aboriginal rights and title - an expectation has been identified in a number of court cases. In particular that duty will be fulfilled as consultation relate to environmental assessment certificate (EAC) requirements. Until these consultations are completed in a way that meets the Province's legal obligations, work on the project on public lands cannot proceed.

"With the federal government's approval of the project, we knew the path forward would be challenging but we're committed to stepping up and fighting for B.C.'s interests", said Eby. "With the appointment of Thomas Berger, we have brought in the finest legal talent to advise the government on the Squamish Nation's claims, Indigenous relations and specifics on the case in general."

"In the coming weeks we will be reviewing policies to outline how our government expects to further meet our commitments to First Nations as well as to all British Columbians with regard to defending our air, land and water," said Heyman. "This policy review will help clarify government policy for decision-makers as they evaluate future permits and work plans."

The Province will also continue to explore other mechanisms to hold Kinder Morgan's project plans to the high standards of environmental protection and Indigenous consultation that British Columbians expect.

Contact:  
Media Relations  
Ministry of Environment  
250 953-3834

Contact:  
Media Relations  
Ministry of Attorney General

## 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"><li>• Attorney General David Eby</li></ul> |
|--|



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.**
- **A sevenfold increase in tanker traffic in B.C.'s coastal waters 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 Mr. Thomas Berger, QC as external counsel to government.**
- **Mr. Berger has had a distinguished career. He is a former Justice of the B.C. Supreme Court.**
- **And he has chaired three Royal Commissions including the Mackenzie Valley Pipeline Inquiry and Indian and Inuit healthcare.**
- **Mr. Berger will serve as external counsel and will review current legal action against the government and Trans Mountain Expansion Pipeline.**

- **Mr. Berger will also provide legal advice to government on the options for participation in legal challenges to federal approval of the pipeline expansion and increased oil tanker traffic off B.C.'s coast.**
- **Those hearings are scheduled to begin in Federal Court later this fall.**
- **As well, 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 requirement has been established in a number of court cases, in particular as that consultation relates to the environmental assessment certificate requirements.**
- **Until these consultations are completed in a way that meets our legal obligations, work on the project on public lands cannot proceed.**
- **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.**

### **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 will use every tool available to defend B.C.'s coast in the face of this threat**



- **And we will continue to explore other mechanisms to hold Kinder Morgan's project plans to the highest standards of environmental protection and Indigenous consultation**
- **With that, we would be happy to take questions.**

**- END -**

From: [Jardine, Kevin EAO:EX](#)  
To: [Crebo, David GCPE:EX](#)  
Cc: [Zacharias, Mark ENV:EX](#); [Harvey, James JAG:EX](#); [Heyman, George PREM:EX](#); [Frampton, Caelie PREM:EX](#); [Howard, Stephen AG:EX](#); [Harris, Megan A GCPE:EX](#)  
Subject: Re: KM docs  
Date: Wednesday, August 9, 2017 8:13:10 PM

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s.13

Rgds,

K.

250-361-6753

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**To:** [Heyman, George PREM:EX](#); [Eby, David AG:EX](#); [Howard, Stephen AG:EX](#); [Frampton, Caelie PREM:EX](#); [Zacharias, Mark ENV:EX](#); [Hannah, Matt GCPE:EX](#); [Harris, Megan A GCPE:EX](#)  
**Subject:** Revised KM comm materials  
**Date:** Wednesday, August 9, 2017 9:10:17 PM  
**Attachments:** [KM Kinder Morgan options Aug 10.docx](#)  
[NR KM options Aug 10 draft5.docx](#)  
[SN Kinder Morgan options Aug 10 2017 Draft 5.docx](#)  
**Importance:** High

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Folks - this reflects what was just discussed with Mins Heyman and Eby. Hopefully these are final, but pls let me know if any further changes are required. Pls note MAG has a separate QA re: Thomas Berger's appt.

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## KEY MESSAGES

Kinder Morgan options  
Ministry of Environment and Climate Change Strategy  
August 2017

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### Main Messages:

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"We are committed to fighting for B.C.'s interests", said Eby. "With the appointment of Thomas Berger, we have brought in the finest legal talent to advise government".

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Media Relations  
Ministry of Environment  
250 953-3834

Media Relations  
Attorney General  
250-953-3677



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**- END -**

Page 106 to/à Page 111

Withheld pursuant to/removed as

s.14

From: [Crebo, David GCPE:EX](#)  
To: [Jardine, Kevin EAO:EX](#)  
Cc: [Zacharias, Mark ENV:EX](#)  
Subject: Re: KM docs  
Date: Wednesday, August 9, 2017 9:59:45 PM

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s.13

Dave Crebo  
Communications Director  
Ministry of Environment and Climate Change Strategy.  
(250) 812-5747 (cell)

On Aug 9, 2017, at 8:13 PM, Jardine, Kevin EAO:EX <[Kevin.Jardine@gov.bc.ca](mailto:Kevin.Jardine@gov.bc.ca)> wrote:

s.13

Rgds,  
K.

250-361-6753

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On Aug 9, 2017, at 7:48 PM, Crebo, David GCPE:EX <[David.Crebo@gov.bc.ca](mailto:David.Crebo@gov.bc.ca)> wrote:

Folks - edits have come in from a variety of sources. I've attempted to capture it all in a way that makes sense. Pls have a look:

Dave Crebo

Communications Director

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(250) 812-5747

From: [Crebo, David GCPE:EX](#)  
To: [Zacharias, Mark ENV:EX](#); [Jardine, Kevin EAO:EX](#)  
Subject: RE: KM docs  
Date: Wednesday, August 9, 2017 10:03:41 PM

---

Will do

---

From: Zacharias, Mark ENV:EX  
Sent: Wednesday, August 9, 2017 10:02 PM  
To: Crebo, David GCPE:EX; Jardine, Kevin EAO:EX  
Subject: RE: KM docs

s.13

Thanks all.

MZ

---

From: Crebo, David GCPE:EX  
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Cc: Zacharias, Mark ENV:EX  
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**To:** [Zacharias, Mark ENV:EX](#); [Plecas, Bobbi ENV:EX](#); [Jardine, Kevin EAO:EX](#)  
**Subject:** FW: Final KM comm materials  
**Date:** Thursday, August 10, 2017 9:35:17 AM  
**Attachments:** [2017ENV0046-001417.pdf](#)  
[KM Kinder Morgan options Aug 10.docx](#)  
[SN Kinder Morgan options Aug 10 2017 Draft 6.docx](#)

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**From:** Crebo, David GCPE:EX  
**Sent:** Thursday, August 10, 2017 9:35 AM  
**To:** Zadravec, Don GCPE:EX; Haslam, David GCPE:EX; Harbord, Chris GCPE:EX; Thomas, Vivian P GCPE:EX; Rorison, Trish GCPE:EX; Boelens, Robert GCPE:EX  
**Cc:** Harris, Megan A GCPE:EX  
**Subject:** Final KM comm materials  
Here you go...  
Dave Crebo  
Communications Director  
Ministry of Environment and Climate Change Strategy  
(250) 812-5747

---

## NEWS RELEASE

For Immediate Release  
2017ENV0046-001417  
Aug. 10, 2017

Ministry of Environment and Climate Change Strategy  
Ministry of Attorney General

### **Government takes action to protect B.C. over Kinder Morgan pipeline and tanker traffic expansion**

VICTORIA – The provincial government is taking initial action on its commitment to protect British Columbia's interests in the face of the proposed expansion of the Kinder Morgan pipeline and increased tanker traffic.

At a news conference today, Environment and Climate Change Strategy Minister George Heyman and Attorney General David Eby outlined both legal and consultation steps the government will take immediate action on.

“Our government made it clear that a seven-fold increase in heavy oil tankers in the Vancouver harbour is not in B.C.'s best interests,” said Heyman. “Not for our economy, our environment, or thousands of existing jobs. We will use all available tools to protect our coastal waters and our province's future.”

The British Columbia government has secured Thomas Berger, QC, OC, OBC as external counsel to government in the legal action related to Trans Mountain Expansion Pipeline.

“We are committed to fighting for B.C.'s interests and it is government's desire to seek intervenor status in legal challenges to federal approval of the pipeline expansion and increased oil tanker traffic off B.C.'s coast,” said Eby. “Mr. Berger will provide legal advice to government on the options for participation in legal challenges, and those hearings are scheduled to begin in federal court later this fall.”

The Province will also fulfil its duty of meaningful consultation with Indigenous people concerning this project, including consultations regarding potential impacts to Aboriginal rights and title – a responsibility that has been identified in a number of court cases. In particular, that duty must be fulfilled as consultation relates to environmental assessment certificate (EAC) requirements. Until these consultations are completed in a way that meets the Province's legal obligations, work on the project on public lands cannot proceed.

“Going forward we will be reviewing policies to outline how our government expects to further meet our commitments to First Nations as well as to all British Columbians with regard to defending our air, land and water,” said Heyman. “This policy review will clarify government policy for decision-makers as they evaluate future permits and work plans.”

The Province will continue to explore other tools to hold Kinder Morgan's project plans to the high standards of environmental protection and Indigenous consultation that British Columbians expect.

**Contacts:**

Media Relations  
Ministry of Environment and Climate Change  
Strategy  
250 953-3834

Media Relations  
Attorney General  
250 953-3677

---

Connect with the Province of B.C. at: [www.gov.bc.ca/connect](http://www.gov.bc.ca/connect)



# FOR INTERNAL USE ONLY

## KEY MESSAGES

Kinder Morgan options  
Ministry of Environment and Climate Change Strategy  
August 2017

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### Main Messages:

- **This project is not in BC's best interests. It is too great a risk to our environment, economy and thousands of existing jobs.**
- **We made a commitment to use every tool available to defend BC's coast in the face of this threat, including increased tanker traffic, and that's what we're doing.**
- **The measures we're announcing today will help us to protect B.C.'s coast and the jobs that depend on it.**

Q: Is stopping this pipeline your end goal, and will this be enough to achieve it?

- 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 BC's interests.
- We made a commitment to use every tool available to defend BC's coast in the face of this threat, and that's what we're doing.

Q: Why have you changed your language from stopping the pipeline to defending B.C.'s interests?

- It's important to approach this thoughtfully and deliberately. Breaking the law won't help defend our coast. In fact, it may even make it more difficult. People don't want that. They want us to be effective.
- When it comes to granting permits, we will hold the company's plans to the high standards of environmental protection and consultation with Indigenous groups that British Columbians expect. If the company does not meet those standards, the permits will not be issued and plans will not be approved.
- The measures we're announcing today will help us to protect B.C.'s coast and the jobs that depend on it.

Q: Are you softening your stance?

- Absolutely not. We've always been clear that this pipeline is not in BC's interest. We stand behind that.
- We made a commitment to use every tool available to defend BC's coast in the face of this threat, and that's what we're doing.

# FOR INTERNAL USE ONLY

## KEY MESSAGES

Q: By focussing on Indigenous consultation and linking it to a threat to not allow work to proceed on public lands, are you not interfering with independent statutory decision making authority within the EAO?

- No, what we're doing is ensuring that Indigenous consultation meets the legal test of Aboriginal rights and title. Our legal obligations must be met and that can only happen through meaningful consultation with all of the potentially affected Indigenous groups.
- As to any threat not to allow work to proceed on public lands, quite simply the Environmental Assessment Certificate contains conditions that require the acceptance of management plans prior to construction. Until they are accepted, construction cannot begin.
- On the contrary, acknowledging the role of the EAO in evaluating the management plans actually supports the statutory independence of the EAO

## Event Information / Opening Remarks

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**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"><li>• Attorney General David Eby</li></ul> |
|--|

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 best interest.**
- **A sevenfold increase in tanker traffic in B.C.'s coastal waters is simply too great a risk to our environment, economy and thousands of 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 initial, specific measures we will be moving forward on.**



- **First, the Province has secured Mr. Thomas Berger, QC as external counsel to government.**
- **Mr. Berger has had a distinguished career. He is a former Justice of the B.C. Supreme Court...**
- **...And he has chaired three Royal Commissions including the Mackenzie Valley Pipeline Inquiry and Indian and Inuit healthcare.**
- **Mr. Berger will serve as external counsel and will review current legal action against the government and Trans Mountain Expansion Pipeline.**

- **It is our desire to seek intervenor status in the legal challenges to federal approval of the pipeline expansion, and increased oil tanker traffic off B.C.'s coast.**
- **Mr. Berger will provide legal advice to government on the options for taking part in legal challenges.**
- **Those hearings are scheduled to begin in Federal Court later this fall.**
- **As well, we are committed to ensuring that our duty of meaningful consultation with indigenous people concerning this project meets the requirements regarding potential impact to Aboriginal rights and title.**

- **This requirement has been established in a number of court cases.**
- **In particular, that duty must be fulfilled as consultation relates to the environmental assessment certificate requirements, as determined in a number of court cases.**
- **Until these consultations are completed in a way that meets our legal obligations, work on the project on public lands cannot proceed.**

- **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.**
- **Going forward, we will be reviewing policies to outline how our government expects to further meet our commitments to First Nations...**

- ... as well as to all British Columbians with regard to defending our air, land and water.
- This review will clarify government policy for decision-makers, as they evaluate future permits and work plans.

### **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 will use every tool available to defend B.C.'s coast in the face of this threat**
- **And we will continue to explore other tools to hold Kinder Morgan's project plans to the highest standards of environmental protection and Indigenous consultation**
- **With that, we would be happy to take questions.**

**- END -**

From: [Jardine, Kevin EAO:EX](#)  
To: [Zacharias, Mark ENV:EX](#)  
Subject: Draft Memo  
Date: Friday, August 11, 2017 11:59:47 AM

---

s.13

*Kevin Jardine*  
Associate Deputy Minister  
Environmental Assessment Office  
Ministry of Environment and Climate Change Strategy  
Government of British Columbia  
**TEL: 250-356-7478**  
**MOB & TXT: 250-361-6753**



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**From:** [Jardine, Kevin EAO:EX](#)  
**To:** [Zacharias, Mark ENV:EX](#)  
**Subject:** RE: Draft Memo  
**Date:** Friday, August 11, 2017 12:12:40 PM

---

My understanding from our folks is that the company has never been labouring under any other understanding than construction cannot begin w/o the accepted plans. As you heard today, it's far more likely that permitting decisions – particularly since consultations for MOTI, for instance, won't begin until Sept – are going to hold them up. Nonetheless, I'll confirm KM's understanding and address any gaps.

I'm happy to continue with the pretence that you wrote the memo (given that I said I wouldn't on the call) and so haven't yet sent it on to MAG.

K.

---

**From:** Zacharias, Mark ENV:EX  
**Sent:** Friday, August 11, 2017 12:08 PM  
**To:** Jardine, Kevin EAO:EX  
**Subject:** Re: Draft Memo

Looks good. I'm assuming there would be a separate communication to the company reaffirming our direction that construction in any form will not commence until the management plans are accepted? Have you flipped to MAG?

Regards, Mark  
250-415-6466

On Aug 11, 2017, at 11:59 AM, Jardine, Kevin EAO:EX <[Kevin.Jardine@gov.bc.ca](mailto:Kevin.Jardine@gov.bc.ca)> wrote:

s.13

*Kevin Jardine*

*Associate Deputy Minister*

*Environmental Assessment Office*

*Ministry of Environment and Climate Change Strategy*

*Government of British Columbia*

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From: [Jardine, Kevin EAO:EX](#)  
To: [Zacharias, Mark ENV:EX](#)  
Subject: RE: Draft Memo  
Date: Friday, August 11, 2017 12:31:00 PM

---

Yes, them two.

---

**From:** Zacharias, Mark ENV:EX  
**Sent:** Friday, August 11, 2017 12:26 PM  
**To:** Jardine, Kevin EAO:EX  
**Subject:** Re: Draft Memo

So I will brazenly steal your good work and run by JAG. Are Chris Jones and Debbie Chan the right MAG folks?

Regards, Mark  
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From: [Jardine, Kevin EAO:EX](#)  
To: [Zacharias, Mark ENV:EX](#)  
Subject: RE: Draft Memo  
Date: Friday, August 11, 2017 12:32:56 PM

---

Now with improved grammar...

---

From: Jardine, Kevin EAO:EX  
Sent: Friday, August 11, 2017 12:31 PM  
To: Zacharias, Mark ENV:EX  
Subject: RE: Draft Memo  
Yes, them two.

---

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To: Jardine, Kevin EAO:EX  
Subject: Re: Draft Memo

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s.13

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*Associate Deputy Minister*  
*Environmental Assessment Office*  
*Ministry of Environment and Climate Change Strategy*  
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Page 138 to/à Page 141

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Page 143

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Page 144 to/à Page 145

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Page 146 to/à Page 158

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From: [Jeakins, Paul OGC:IN](#)  
To: [Zacharias, Mark ENV:EX](#)  
Subject: RE: TMX memo  
Date: Monday, August 14, 2017 3:47:10 PM  
Attachments: [image005.png](#)

---

Thanks Mark. This helps.  
Paul



**Paul Jeakins**

Commissioner, Chief Executive Officer  
[Paul.Jeakins@bcogc.ca](mailto:Paul.Jeakins@bcogc.ca)



Victoria BC

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---

**From:** Zacharias, Mark ENV:EX [mailto:[Mark.Zacharias@gov.bc.ca](mailto:Mark.Zacharias@gov.bc.ca)]

**Sent:** Monday, August 14, 2017 9:22 AM

**To:** Dave Nikolejsin ; Sheldan, Tim FLNR:EX ; Jeakins, Paul ; Main, Grant TRAN:EX

**Cc:** Caul, Doug D ABR:EX ; Plecas, Bobbi ENV:EX ; Wright, Don J. PREM:EX ; Harvey, James JAG:EX ; Jardine, Kevin EAO:EX ; Shoemaker, Wes AGRI:EX

**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

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



From: [Cotton, Brian GCPE:EX](#)  
To: [Zacharias, Mark ENV:EX](#); [Plecas, Bobbi ENV:EX](#)  
Cc: [Goederham, Coleen E ENV:EX](#); [Cameron, Tara D ENV:EX](#)  
Subject: For DM approval - IN - Kinder Morgan TMX  
Date: Tuesday, August 15, 2017 1:50:44 PM  
Attachments: [IN Kinder Morgan TMX August 2017.docx](#)

---

Hi Mark and Bobbi,

As discussed at Exec this morning, here's the new Kinder Morgan IN for your approval (based off the news release and the approved QA).

Thank you,

Brian Cotton

A/ Communications Manager

Ministry of Environment and Climate Change Strategy

Phone: (250) 387-9618

Cell: (250) 818-4233

## **KINDER MORGAN TRANS MOUNTAIN PIPELINE EXPANSION**

- With the federal government's approval of the project, we know the path forward will be challenging but our government is committed to defending B.C.'s interests.
- We have made it clear that a seven-fold increase in heavy oil tankers in the Vancouver harbour is not in B.C.'s best interests.
- We will use all available tools to protect our coast and our province's future.
- When it comes to granting permits, we will hold the company's plans to the high standards of environmental protection and consultation with First Nations that British Columbians expect.
- If the company does not meet our high standards, the permits will not be issued and plans will not be approved.
- Until meaningful consultations with Indigenous people are completed in a way that meets the Province's legal obligations, project work on public lands cannot proceed.
- We are actively assessing other tools available to chart a path forward that defends B.C.'s coast and the jobs that depend on it.

**Background:**

- Kinder Morgan's Trans Mountain Expansion Project was approved by the federal government with 157 conditions on November 29, 2016.
- A number of Aboriginal and citizen groups have initiated litigation regarding the federal approval.
- A provincial Environmental Assessment Certificate for the Trans Mountain Expansion Project was issued on January 11, 2017 with 37 legally-binding conditions.
- The Environmental Assessment Certificate requires Trans Mountain to develop various environmental management plans in consultation with the Province and Aboriginal groups.
- Judicial reviews challenging the issuance of the certificate have been commenced by the City of Vancouver and the Squamish First Nation.
- In June 2017, Trans Mountain announced it reached a final investment decision.
- The project requires approximately 3000 provincial permits requiring First Nation consultation.
- On August 10, 2017, the Province announced that Thomas Berger has been secured as external counsel to government in the legal action related to the pipeline. Mr. Berger will provide legal advice to government on the options for participation in legal challenges.
- The Province wishes to seek intervenor status in legal challenges to federal approval of the pipeline expansion and increased tanker traffic off B.C.'s coast.



Page 164 to/à Page 166

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Page 167 to/à Page 176

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Page 177 to/à Page 179

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Page 180 to/à Page 189

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Page 190 to/à Page 192

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Page 193 to/à Page 202

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Page 203 to/à Page 206

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Page 207 to/à Page 216

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Trans Mountain Expansion Project										Pipeline Project Spreads																								
Permit Status by Ministry and Permit Type										SPREAD 3 (KP 502-610)					SPREAD 4 (KP610-764)				SPREAD 5 (KP 806-1075)				SPREAD 6 (KP1075-1144)				SPREAD 7 (KP1144-1180)				RE-ACTIVATION (KP338-489 & 764-806)			
										Total Required for Sept 1 Clearing	Expected Applications*	Currently in Review	Completed	Late	Expected Applications	Currently in Review	Completed	Late	Expected Applications	Currently in Review	Completed	Late	Expected Applications	Currently in Review	Completed	Late	Expected Applications	Currently in Review	Completed	Late	Expected Applications	Currently in Review	Completed	Late
Provincial Permitting	Oil and Gas Commission																																	
	Section 11 Permit Application	4		1		1		1				2		2		1		1		2				1										
	Road Permit Applications	3	6	1		1		1				2		2		1		1		1				1										
	Section 10 and 11 Water Permit Application		7				10				14								4				1											
	Kingsvale Powerline Permits - Crownland, Road and Powerline										2																							
	Crown Land Permits		2	2			1				2																							
	(FLNRO) Forest Service Road (FSR) Road Use Permit Application				11			11				7																						
	OGC SUBTOTAL	7	15	4	11	2	11	2	11	0	18	4	7	4	0	2	0	2	0	7	0	4	0	0	1	0								
	Ministry of Forests, Lands and Natural Resource Operations																																	
	FSR Works Permit Application		3	10			2	9			19				1																			
	FSR Junction Permit Application	7		7				1			2																							
	Fish & Wildlife	23	3	5			1				2	7			2	5	1			4	1													
	Dike Maintenance Permit Application										1				2																			
	Conservation Act Site Alteration Permit - Archeology			1	1						2	2				1																		
	Woodlot Cutting Permit Application	2		2			7				5																							
	FLNRO TOTALS	32	6	25	1	0	10	10	0	0	7	31	2	0	2	8	2	0	0	4	1	0	0	0	0	0								
	Ministry of Environment/BC Parks																																	
	Waste Management Permit Application*																		2	1														
	Parks Permits - Road Access																							1		1								
	Parks Permits - S.11 Hazard Mitigation																																	
	Park User Permits - Review and Decision	1						1			2																							
	MoE/Parks TOTALS	1	0	0		0	0	1		0	0	2		0	0	0		0	2	1		0	0	1		1								
	Ministry of Transportation and Infrastructure																																	
	Access Point Permit Application	97		87				186			1	150				17			4	12		2			92		6							
	Temporary Workspace Permit Application	38		36		36		85				57		9		5				14		3												
	Crossings Permit Application - Review and Decision		7	9			18	44			24	42			14			8	4															
	Parallels (Variances) Permit Application - Review and Decision		1				2				33				3			4																
MoTi TOTALS	135	8	132	0	36	20	315	0	0	58	249	0	9	17	22	0	16	30	0	5	0	92		6										
TMEP PROJECT TOTALS										175	29	161		38	41	328		0	83	286		13	19	32		2	18	42		9	0	93		7
Notes										Comments																								

**From:** [Loiacono, Sabrina EAO:EX](#)  
**To:** [Frampton, Caelie ENV:EX](#); [Brosz, Corinne M ENV:EX](#)  
**Cc:** [Smith, Curtis ENV:EX](#); [Jardine, Kevin EAO:EX](#)  
**Subject:** RE: Tsleil Watuth  
**Date:** Wednesday, August 2, 2017 16:00:07  
**Attachments:** [Minster Bullets Tsleil-Waututh Nation 2Aug2017.docx](#)

---

Hi Caelie,

I am pleased to provide you some bullets for the Minister's meeting with the Tsleil-Waututh Nation tomorrow.

Please let us know if there is any other information you require from us.

S.

**Sabrina Loiacono**

*Manager- Executive Operations*

*Environmental Assessment Office*

*Ministry of Environment and Climate Change Strategy*

*Government of British Columbia*

*250-356-7475*



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**From:** Frampton, Caelie PREM:EX  
**Sent:** Monday, July 31, 2017 8:22 AM  
**To:** Smith, Curtis ENV:EX  
**Cc:** Zacharias, Mark ENV:EX  
**Subject:** Tsleil Watuth

Hi Curtis,

Mark told me late last week that you might be able to help me out.

Can you please prepare some bullet points on the issues that the Ministry is working on or outstanding with the Tsleil Watuth Nation?

Thanks,  
Caelie

Caelie Frampton  
Ministerial Assistant to the **Honourable George Heyman**  
Minister of Environment and Climate Change Strategy

**ENVIRONMENTAL ASSESSMENT OFFICE  
MINISTER'S BULLETS- MEETING WITH TSLEIL WAUTUTH NATION**

**PREPARED FOR:** Honourable George Heyman

**DATE OF MEETING:** August 3, 2017

- Tsleil-Waututh Nation's (TWN) asserted traditional territory extends from the vicinity of Mount Garibaldi in the north to the 49<sup>th</sup> parallel and beyond in the south, to Gibsons in the west, and Coquitlam Lake in the east. TWN's main community is in North Vancouver, with two other reserves on Indian Arm.
- TWN have been consulted on a number of Lower Mainland environmental assessments (EAs) in recent years, including: George Massey Tunnel Replacement; Woodfibre LNG; Eagle Mountain – Woodfibre Gas Pipeline; Pattullo Bridge Replacement; WesPac Tilbury Marine Jetty; Roberts Bank Terminal 2; and Burnco Aggregate.
- TWN undertook an independent assessment of the Kinder Morgan Trans Mountain Pipeline (TMX), opposes TMX and has been granted leave by the Federal Court of Appeal to apply for a judicial review of the federal decisions involving the Project, along with Squamish Nation and Musqueam Indian Band.
- TWN technical staff contribute capably and positively to EAs. Their designated in-house EA team works with in-house archaeologists, environmental specialists, natural resource planners, cultural advisors, leadership, and community members to engage in Provincial, Federal, substituted, and coordinated EAs within TWN territory.

s.13,s.16

- EAO has been working with the First Nations Energy and Mining Council (FNEMC) to enhance its engagement with First Nations since 2015, and completed joint recommendations to improve First Nations EA involvement in June 2017. EAO and FNEMC co-facilitated four regional workshops with First Nations in November 2016, including one hosted by TWN in North Vancouver. This workshop became impassioned and emotional, as the federal TMX approval decision was announced the same afternoon.

s.13,s.16

From: [Smith, Curtis ENV:EX](#)  
To: [Frampton, Caelie ENV:EX](#)  
Cc: [Jardine, Kevin EAO:EX](#); [Loiacono, Sabrina EAO:EX](#); [Cameron, Tara D ENV:EX](#); [Zacharias, Mark ENV:EX](#); [Gooderham, Coleen E ENV:EX](#)  
Subject: RE: Tsleil Waututh  
Date: Wednesday, August 2, 2017 16:17:25  
Attachments: [Bullets - MGH and Tsleil Waututh Nations.docx](#)  
[TWN Burrard Inlet Action Plan Summary.pdf](#)

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Caelie,

As requested, please see ENV bullets for minister's meeting on with the Tsleil-Waututh Nation tomorrow, and a more detailed attached with regard to the Burrard Inlet Action Plan mentioned within.

For your information, Climate was also canvassed for items and had nothing additional.

Curtis Smith  
Manager Executive Operations  
Deputy Minister's Office  
Ministry of Environment and Climate Change Strategy  
**New Office: 778 698-4830** | Mobile: 250 580-1532

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From: Loiacono, Sabrina EAO:EX  
Sent: Wednesday, August 2, 2017 4:00 PM  
To: Frampton, Caelie PREM:EX; Brosz, Corinne M ENV:EX  
Cc: Smith, Curtis ENV:EX; Jardine, Kevin EAO:EX  
Subject: RE: Tsleil Waututh

Hi Caelie,

I am pleased to provide you some bullets for the Minister's meeting with the Tsleil-Waututh Nation tomorrow.

Please let us know if there is any other information you require from us.

S.

**Sabrina Loiacono**  
*Manager- Executive Operations*  
*Environmental Assessment Office*  
*Ministry of Environment and Climate Change Strategy*  
*Government of British Columbia*  
250-356-7475



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Caelie Frampton  
Ministerial Assistant to the **Honourable George Heyman**  
Minister of Environment and Climate Change Strategy



## Bullets

Our Reference #

Department : DMO

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Date: August 2, 2017

Re: Meeting with Minister George Heyman and Tsleil-Waututh Nation, August 3, 2017

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### Environmental Protection Division Items:

- The Tsleil-Waututh First Nation have been and continue to be vocal opponents of the Kinder Morgan Trans Mountain pipeline expansion. As late as May 2017 they have publicly stated they are willing to do "whatever it takes" to stop the development.

s.13,s.16



s.13,s.16

- Metro Vancouver holds the air discharge permit under EMA for the Chevron refinery.

BC Parks Items:

- In 1998, the Province entered into an agreement with TWN for the collaborative management of Say Nuth Khaw Yum (Indian Arm) Park.
- The park is managed by a park board made up of two representatives of TWN and two representatives of the Province (Regional Director and the Mayor of the District of North Vancouver). The Park Board meets biannually with a site visit to the park during the summer months.
- In 2010, the parties completed a comprehensive park management plan for the park that includes an emphasis on park values and management action of interest to TWN.
- TWN is contracted to undertake the operational maintenance of the park (\$15K)
- BC Parks has put forward for a new backcountry fee for the park, and TWN is supportive of charging of camping fees.
- BC Parks is considering expanding and enhancing the backcountry campsites in the park and has been in recent discussions with TWN about this.



Page 227 to/à Page 238

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Page 239 to/à Page 248

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s.13

Page 249

Withheld pursuant to/removed as

s.12;s.16;s.13

Page 250 to/à Page 256

Withheld pursuant to/removed as

s.14;s.13

From: [Brosz, Corinne M ENV:EX](#)  
To: [Goederham, Coleen E ENV:EX](#)  
Subject: TWN  
Date: Wednesday, August 9, 2017 16:03:00  
Attachments: [Minster Bullets Tsleil-Waututh Nation 2Aug2017.docx](#)

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Hey,

It is Tsleil-Waututh Chief Thomas they are meeting with, attached is the materials given to us by EAO.

Cheers,

Corinne Brosz

Administrative Assistant to the **Honourable George Heyman**

Minister of Environment and Climate Change Strategy

*Room 112, Parliament Buildings*

*Victoria, B.C. V8V 1X4*

*P: 250-387-1187*

*F: 250-387-1356*

**ENVIRONMENTAL ASSESSMENT OFFICE  
MINISTER'S BULLETS- MEETING WITH TSLEIL WAUTUTH NATION**

**PREPARED FOR:** Honourable George Heyman

**DATE OF MEETING:** August 3, 2017

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Page 260 to/à Page 261

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s.14;s.13

Page 262 to/à Page 280

Withheld pursuant to/removed as

s.12;s.14;s.13

From: [Bell, Danielle L GCPE:EX](#)  
To: [Frampton, Caelie ENV:EX](#)  
Cc: [Cotton, Brian GCPE:EX](#); [Loiacono, Sabrina EAO:EX](#); [Craven, Paul EAO:EX](#)  
Subject: Media Request - Van Sun - Kinder Morgan  
Date: Thursday, August 31, 2017 16:02:29

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Hi Caelie,

The below has been approved by EAO.

Thanks

**Reporter:** Gordon Hoekstra, Reporter Vancouver Sun

**Deadline** as soon as possible please

**Request:**

See that Kinder Morgan has gotten sign-off on conditions for construction of expansion at Westridge Terminal. <http://vancouversun.com/business/energy/national-energy-board-says-trans-mountain-meets-conditions-for-b-c-terminal>

-Are there any hurdles provincially that company must meet before they can start construction?

-If yes, what are they?

**Suggested Response:**

- The Environmental Assessment Certificate includes 37 legally-binding conditions that Trans Mountain Pipeline ULC must meet.
- The Environmental Assessment Certificate requires Trans Mountain Pipeline ULC to develop various environmental management plans in consultation with the Province and Indigenous groups, pursuant to Environmental Assessment Certificate conditions. In reviewing the plans, the EAO will ensure that consultation undertaken by Trans Mountain with Indigenous groups is adequate. The Table of Conditions is available on EAO's website: <https://projects.eao.gov.bc.ca/api/document/5892318fb637cc02bea16484/fetch>
- Plans must be accepted by the EAO before the relevant construction activities, including the construction of the Westridge Terminal, can be initiated.
- The remaining plans are in various stages of completion and review and include:
  - Weed and Vegetation Management Plan (Condition 17);
  - Grizzly Bear Mitigation and Monitoring Plans (Conditions 19 );
  - Worker Accommodation Strategy (Condition 23);
  - Coldwater Aquifer Plan (Condition 25); and
  - Archaeological – Heritage Resources (Condition 27);
- Of the remaining plans, only conditions 17 and 27 are applicable to the Westridge Terminal.
- Accepted plans are available on the EAO's website: <https://projects.eao.gov.bc.ca/p/trans-mountain-expansion/docs?folder=27>
- Once the plan requirements are met they will satisfy the Environmental Assessment conditions.

**DANIELLE BELL**

Public Affairs Officer, Ministry of Environment & Climate Change Strategy

**Direct Line:** 250-387-9630 | **Media Line:** 250-953-3834