

From: Gardner, Julie A ENV:EX <Julie.Gardner@gov.bc.ca>

Sent: May 19, 2022 9:48 AM

To: Petruzzelli, Lynda TRAN:EX <Lynda.Petruzzelli@gov.bc.ca>; Handrahan, Kirk TRAN:EX <Kirk.Handrahan@gov.bc.ca>

Cc: Lohbrunner, Gwendolyn ENV:EX <Gwendolyn.Lohbrunner@gov.bc.ca>; Scraba, Erin H ENV:EX <Erin.Scraba@gov.bc.ca>

Subject: RE: FOR ATTENTION | MOTI Estimate Topics for May 18th

Hi Lynda and Kirk,

We had a previous estimates note regarding Union Bay shipbreaking, see information below. Feel free to reach out if you have any questions or would like further information.

Cheers,
Julie

Union Bay ship breaking

- The Comox Valley Regional District (CVRD) board has voted to seek an interim injunction against Deep Water Recovery Ltd., a ship-breaking company in Union Bay.
- In October 2021, FLNRORD approved a modification to the existing *Land Act* lease to allow the moorage and storage of vessels on the water, and the transit of vessels to the shore. **The Minister of Land, Water and Resource Stewardship is best positioned to respond to specifics on the existing authorization.**
 - The lease does not authorize the dismantling of vessels. All ship decommissioning activities that have been taking place are occurring on the private land outside of the water lot lease.
- The area in question is zoned 'Industrial Marine' by the CVRD. Ship breaking, dismantling or salvaging are not allowed for that zone.
- Since businesses in rural areas are not required to apply for a business licence, the district was not immediately aware of the violation.
- Media reports in late 2021 focussed on concerns about a former BC Ferry, the *Queen of Burnaby*, and whether the vessel would be decommissioned in Union Bay, and where it had been towed for temporary moorage. In a statement to media in December 2021, BC Ferries indicated it is currently evaluating proposals for deconstruction of the vessel.
- In December 2021, the K'ómoks First Nation released a statement opposing Deep Water Recovery's ship-breaking activities. They are concerned about the potential environmental impacts and lack of federal or provincial regulations for the recycling of ships on land.
- ENV's Compliance team conducted an inspection on January 27, 2022. **On April 29, 2022, the inspection record was completed and a Warning was issued for discharging waste without authorization under the *Environmental Management Act*. A follow up inspection will be planned**

accordingly. The Inspection Report is publicly available at:
<https://nrched.gov.bc.ca/>

B.C. Regulations

- While ship breaking is not directly regulated by ENV, commercial/industrial facilities that handle hazardous wastes are regulated under the Hazardous Waste Regulation (HWR) or through permitting. A registration under the HWR is required to authorize storage or discharges associated with hazardous waste; a permit is required to discharge non-hazardous waste to the environment.
- Whether HWR requirements apply to a facility depends on both the type and volume of hazardous waste. Works at a ship recycling facility or a ship maintenance facility may not trigger registration under the HWR, especially if the amount of waste generated is limited.
- In response to complaints received from the public, ENV compliance and enforcement staff have recently attended the site in question to assess compliance, as indicated above.

From: Petruzzelli, Lynda TRAN:EX <Lynda.Petruzzelli@gov.bc.ca>

Sent: May 18, 2022 4:23 PM

To: Lohbrunner, Gwendolyn ENV:EX <Gwendolyn.Lohbrunner@gov.bc.ca>; Gardner, Julie A ENV:EX <Julie.Gardner@gov.bc.ca>; Scraba, Erin H ENV:EX <Erin.Scraba@gov.bc.ca>

Cc: Handrahan, Kirk TRAN:EX <Kirk.Handrahan@gov.bc.ca>

Subject: RE: FOR ATTENTION | MOTI Estimate Topics for May 18th

Thanks all! As I'm out of the office for the next two days, could you please copy my ED, Kirk Handrahan on any information.

From: Lohbrunner, Gwendolyn ENV:EX <Gwendolyn.Lohbrunner@gov.bc.ca>

Sent: May 18, 2022 4:13 PM

To: Petruzzelli, Lynda TRAN:EX <Lynda.Petruzzelli@gov.bc.ca>; Gardner, Julie A ENV:EX <Julie.Gardner@gov.bc.ca>; Scraba, Erin H ENV:EX <Erin.Scraba@gov.bc.ca>

Subject: RE: FOR ATTENTION | MOTI Estimate Topics for May 18th

Hi Lynda,

Thank you for reaching out. We do have bullets on this topic; I am looping in my staff, Julie Gardner, who leads our Clean Coast Clean Waters funding program (which includes derelict vessel removal), and my colleague, Erin Scraba, whose team is responsible for hazardous waste policy.

Julie – can you please work with April to pull together background materials/bullets, etc. for Lynda?

For Lynda – please don't hesitate to reach out if you have any questions once you've reviewed the materials, or if you would like us to review anything.

Sincerely,

Gwen

Gwendolyn Lohbrunner, MPM, RPBio (Ret)

Director, Clean Communities

Ministry of Environment and Climate Change Strategy

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From: Petruzzelli, Lynda TRAN:EX <Lynda.Petruzzelli@gov.bc.ca>

Sent: May 18, 2022 2:50 PM

To: Lohbrunner, Gwendolyn ENV:EX <Gwendolyn.Lohbrunner@gov.bc.ca>

Subject: FW: FOR ATTENTION | MOTI Estimate Topics for May 18th

Hi Gwendolyn,

I work in the Marine Branch of the Ministry of Transportation and Infrastructure. I'm reaching out to you as I've been asked to prepare an Estimates note on the topic below as we're advised that it will likely be raised as part of our estimates debate. We have no jurisdiction over vessel decommissioning, including ship breaking so wanted to check in with you to see if you had any involvement or suggested speaking bullets on derelict vessels.

Thanks

Lynda

Rusting B.C. Ferries vessel towed from Union Bay

By Darron Kloster

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