



Canadian Environmental  
Assessment Agency

Agence canadienne  
d'évaluation environnementale

PO Box 10114  
701 West Georgia Street  
Suite 410  
Vancouver, British Columbia  
V7Y 1C6

Boite postale 10114  
701 rue Georgia ouest  
Bureau 410  
Vancouver (Colombie-Britannique)  
V7Y 1C6

November 8, 2013

Agency File No.: 80054

Chief Harvey Alphonse and Councillors  
Cowichan Tribes

<contact information removed>

Dear Chief Alphonse and Councillors:

**SUBJECT: Notification of Determination that an Environmental Assessment is Required for the Proposed Roberts Bank Terminal 2 Project, Located 35 Kilometres South of Vancouver, British Columbia**

On September 23, 2013, the Canadian Environmental Assessment Agency (the Agency) provided notice to the Cowichan Tribes of a 20-day public comment period on the project description from Port Metro Vancouver (the proponent) for the Roberts Bank Terminal 2 Project (the Project).

Based on a review of the project description and comments received, including the possibility that the Project may cause adverse environmental effects on areas of federal jurisdiction, the Agency has determined that a federal environmental assessment (EA) is required under the *Canadian Environmental Assessment Act, 2012*.

The Agency invites the Cowichan Tribes to review and comment on the draft Environmental Impact Statement (EIS) guidelines (attached). Information is also being provided to further explain the next phase in the EA process and how Crown consultation will be integrated into the EA process.

The purpose of the EIS guidelines is to identify for the proponent the information requirements for their preparation of an EIS for a designated project<sup>1</sup>. The EIS guidelines specify the nature, scope and extent of the information required. Please note that the deadline for submitting comments for consideration in the finalization of this document is **December 8, 2013**.

.../2

<sup>1</sup> In this document "project" has the same meaning as "designated project" as defined in the *Canadian Environmental Assessment Act, 2012*.

At this time, the Minister of the Environment may decide to refer the project to a review panel, if it is likely to cause significant adverse environmental effects, or Aboriginal groups and/or the public have raised concerns related to the potential for significant adverse environmental effects.

Crown consultation will be integrated into the EA process to the greatest extent possible. The Agency will be responsible for coordinating federal-Aboriginal consultations related to potential or established Aboriginal or Treaty rights that could be adversely impacted by the proposed Project. Please provide us with contact information for staff or other representatives who may be authorized to coordinate consultation activities and information-sharing on behalf of the Cowichan Tribes.

Federal funding may be made available to support the participation of some Aboriginal groups during later phases of an EA (EIS Review and EA Report Review). The Agency will advise you of any opportunities to apply for funding. Information on the Agency's Participant Funding Program, including the *Guide to the Participant Funding Program*, is available at: [www.ceaa-acee.gc.ca](http://www.ceaa-acee.gc.ca).

Information that you provide to the Agency is considered public and may be subject to public access to information requests. Should you have any documents that contain confidential or sensitive information that you believe should be protected from release to the public, please contact the Agency before you send them in.

### **Provincial Review**

The Project may also be subject to provincial review. I refer you to Chris Hamilton at the British Columbia Environmental Assessment Office for additional information. Chris Hamilton can be reached at (250) 387-1032 or [Chris.Hamilton@gov.bc.ca](mailto:Chris.Hamilton@gov.bc.ca). Should a provincial review be required, consultation activities associated with the federal and provincial reviews will be coordinated to the extent possible in order to ensure effective consultation takes place with your Tribes.

The Agency will be managing the EA and conducting Crown Consultation for this Project. Please do not hesitate to call 604-666-9857 or email [RobertsBank@ceaa-acee.gc.ca](mailto:RobertsBank@ceaa-acee.gc.ca) if you have any questions or wish to provide the Agency with information relating to the Project and any potential impacts it may have on your potential or established Aboriginal rights.

Sincerely,

<original signed by>

Lisa Walls  
Regional Director  
Pacific and Yukon Region

Attachment: Draft EIS Guidelines

c.c.: Chris Hamilton, B.C. Environmental Assessment Office  
Cliff Stewart, Port Metro Vancouver  
Chief Negotiator, Hul'qumi'num Treaty Group



Canadian Environmental  
Assessment Agency

Agence canadienne  
d'évaluation environnementale

PO Box 10114  
701 West Georgia Street  
Suite 410  
Vancouver, British Columbia  
V7Y 1C6

Boite postale 10114  
701 rue Georgia ouest  
Bureau 410  
Vancouver (Colombie-Britannique)  
V7Y 1C6

November 8, 2013

Agency File No.: 80054

Chief James Thomas and Councillors  
Halalt First Nation

<contact information removed>

Dear Chief Thomas and Councillors:

**SUBJECT: Notification of Determination that an Environmental Assessment is Required for the Proposed Roberts Bank Terminal 2 Project, Located 35 Kilometres South of Vancouver, British Columbia**

On September 23, 2013, the Canadian Environmental Assessment Agency (the Agency) provided notice to the Halalt First Nation of a 20-day public comment period on the project description from Port Metro Vancouver (the proponent) for the Roberts Bank Terminal 2 Project (the Project).

Based on a review of the project description and comments received, including the possibility that the Project may cause adverse environmental effects on areas of federal jurisdiction, the Agency has determined that a federal environmental assessment (EA) is required under the *Canadian Environmental Assessment Act, 2012*.

The Agency invites the Halalt First Nation to review and comment on the draft Environmental Impact Statement (EIS) guidelines (attached). Information is also being provided to further explain the next phase in the EA process and how Crown consultation will be integrated into the EA process.

The purpose of the EIS guidelines is to identify for the proponent the information requirements for their preparation of an EIS for a designated project<sup>1</sup>. The EIS guidelines specify the nature, scope and extent of the information required. Please note that the deadline for submitting comments for consideration in the finalization of this document is **December 8, 2013**.

.../2

<sup>1</sup> In this document "project" has the same meaning as "designated project" as defined in the *Canadian Environmental Assessment Act, 2012*.



At this time, the Minister of the Environment may decide to refer the project to a review panel, if it is likely to cause significant adverse environmental effects, or Aboriginal groups and/or the public have raised concerns related to the potential for significant adverse environmental effects.

Crown consultation will be integrated into the EA process to the greatest extent possible. The Agency will be responsible for coordinating federal-Aboriginal consultations related to potential or established Aboriginal or Treaty rights that could be adversely impacted by the proposed Project. Please provide us with contact information for staff or other representatives who may be authorized to coordinate consultation activities and information-sharing on behalf of the Halalt First Nation.

Federal funding may be made available to support the participation of some Aboriginal groups during later phases of an EA (EIS Review and EA Report Review). The Agency will advise you of any opportunities to apply for funding. Information on the Agency's Participant Funding Program, including the *Guide to the Participant Funding Program*, is available at: [www.ceaa-acee.gc.ca](http://www.ceaa-acee.gc.ca).

Information that you provide to the Agency is considered public and may be subject to public access to information requests. Should you have any documents that contain confidential or sensitive information that you believe should be protected from release to the public, please contact the Agency before you send them in.

### **Provincial Review**

The Project may also be subject to provincial review. I refer you to Chris Hamilton at the British Columbia Environmental Assessment Office for additional information. Chris Hamilton can be reached at (250) 387-1032 or [Chris.Hamilton@gov.bc.ca](mailto:Chris.Hamilton@gov.bc.ca). Should a provincial review be required, consultation activities associated with the federal and provincial reviews will be coordinated to the extent possible in order to ensure effective consultation takes place with your Nation.

The Agency will be managing the EA and conducting Crown Consultation for this Project. Please do not hesitate to call 604-666-9857 or email [RobertsBank@ceaa-acee.gc.ca](mailto:RobertsBank@ceaa-acee.gc.ca) if you have any questions or wish to provide the Agency with information relating to the Project and any potential impacts it may have on your potential or established Aboriginal rights.

Sincerely,

<original signed by>

Lisa Walls  
Regional Director  
Pacific and Yukon Region

Attachment: Draft EIS Guidelines

c.c.: Chris Hamilton, B.C. Environmental Assessment Office  
Cliff Stewart, Port Metro Vancouver  
Chief Negotiator, Hul'qumi'num Treaty Group



Canadian Environmental  
Assessment Agency

Agence canadienne  
d'évaluation environnementale

PO Box 10114  
701 West Georgia Street  
Suite 410  
Vancouver, British Columbia  
V7Y 1C6

Boite postale 10114  
701 rue Georgia ouest  
Bureau 410  
Vancouver (Colombie-Britannique)  
V7Y 1C6

November 8, 2013

Agency File No.: 80054

Chief Cyril Livingstone and Councillors  
Lake Cowichan First Nation

<contact information removed>

Dear Chief Livingstone and Councillors:

**SUBJECT: Notification of Determination that an Environmental Assessment is Required for the Proposed Roberts Bank Terminal 2 Project, Located 35 Kilometres South of Vancouver, British Columbia**

On September 23, 2013, the Canadian Environmental Assessment Agency (the Agency) provided notice to the Lake Cowichan First Nation of a 20-day public comment period on the project description from Port Metro Vancouver (the proponent) for the Roberts Bank Terminal 2 Project (the Project).

Based on a review of the project description and comments received, including the possibility that the Project may cause adverse environmental effects on areas of federal jurisdiction, the Agency has determined that a federal environmental assessment (EA) is required under the *Canadian Environmental Assessment Act, 2012*.

The Agency invites the Lake Cowichan First Nation to review and comment on the draft Environmental Impact Statement (EIS) guidelines (attached). Information is also being provided to further explain the next phase in the EA process and how Crown consultation will be integrated into the EA process.

.../2



The purpose of the EIS guidelines is to identify for the proponent the information requirements for their preparation of an EIS for a designated project<sup>1</sup>. The EIS guidelines specify the nature, scope and extent of the information required. Please note that the deadline for submitting comments for consideration in the finalization of this document is **December 8, 2013**.

At this time, the Minister of the Environment may decide to refer the project to a review panel, if it is likely to cause significant adverse environmental effects, or Aboriginal groups and/or the public have raised concerns related to the potential for significant adverse environmental effects.

Crown consultation will be integrated into the EA process to the greatest extent possible. The Agency will be responsible for coordinating federal-Aboriginal consultations related to potential or established Aboriginal or Treaty rights that could be adversely impacted by the proposed Project. Please provide us with contact information for staff or other representatives who may be authorized to coordinate consultation activities and information-sharing on behalf of the Lake Cowichan First Nation.

Federal funding may be made available to support the participation of some Aboriginal groups during later phases of an EA (EIS Review and EA Report Review). The Agency will advise you of any opportunities to apply for funding. Information on the Agency's Participant Funding Program, including the *Guide to the Participant Funding Program*, is available at: [www.ceaa-acee.gc.ca](http://www.ceaa-acee.gc.ca).

Information that you provide to the Agency is considered public and may be subject to public access to information requests. Should you have any documents that contain confidential or sensitive information that you believe should be protected from release to the public, please contact the Agency before you send them in.

### **Provincial Review**

The Project may also be subject to provincial review. I refer you to Chris Hamilton at the British Columbia Environmental Assessment Office for additional information. Chris Hamilton can be reached at (250) 387-1032 or [Chris.Hamilton@gov.bc.ca](mailto:Chris.Hamilton@gov.bc.ca). Should a provincial review be required, consultation activities associated with the federal and provincial reviews will be coordinated to the extent possible in order to ensure effective consultation takes place with your Nation.

.../3

---

<sup>1</sup> In this document "project" has the same meaning as "designated project" as defined in the *Canadian Environmental Assessment Act, 2012*.

The Agency will be managing the EA and conducting Crown Consultation for this Project. Please do not hesitate to call 604-666-9857 or email [RobertsBank@ceaa-acee.gc.ca](mailto:RobertsBank@ceaa-acee.gc.ca) if you have any questions or wish to provide the Agency with information relating to the Project and any potential impacts it may have on your potential or established Aboriginal rights.

Sincerely,

<original signed by>

Lisa Walls  
Regional Director  
Pacific and Yukon Region

Attachment: Draft EIS Guidelines

c.c.: Chris Hamilton, B.C. Environmental Assessment Office  
Cliff Stewart, Port Metro Vancouver  
Chief Negotiator, Hul'qumi'num Treaty Group



Canadian Environmental  
Assessment Agency

Agence canadienne  
d'évaluation environnementale

PO Box 10114  
701 West Georgia Street  
Suite 410  
Vancouver, British Columbia  
V7Y 1C6

Boite postale 10114  
701 rue Georgia ouest  
Bureau 410  
Vancouver (Colombie-Britannique)  
V7Y 1C6

November 8, 2013

Agency File No.: 80054

Chief Richard Thomas and Councillors  
Lyackson First Nation

<contact information removed>

Dear Chief Thomas and Councillors:

**SUBJECT: Notification of Determination that an Environmental Assessment is Required for the Proposed Roberts Bank Terminal 2 Project, Located 35 Kilometres South of Vancouver, British Columbia**

On September 23, 2013, the Canadian Environmental Assessment Agency (the Agency) provided notice to the Lyackson First Nation of a 20-day public comment period on the project description from Port Metro Vancouver (the proponent) for the Roberts Bank Terminal 2 Project (the Project).

Based on a review of the project description and comments received, including the possibility that the Project may cause adverse environmental effects on areas of federal jurisdiction, the Agency has determined that a federal environmental assessment (EA) is required under the *Canadian Environmental Assessment Act, 2012*.

The Agency invites the Lyackson First Nation to review and comment on the draft Environmental Impact Statement (EIS) guidelines (attached). Information is also being provided to further explain the next phase in the EA process and how Crown consultation will be integrated into the EA process.

The purpose of the EIS guidelines is to identify for the proponent the information requirements for their preparation of an EIS for a designated project<sup>1</sup>. The EIS guidelines specify the nature, scope and extent of the information required. Please note that the deadline for submitting comments for consideration in the finalization of this document is **December 8, 2013**.

.../2

---

<sup>1</sup> In this document "project" has the same meaning as "designated project" as defined in the *Canadian Environmental Assessment Act, 2012*.

At this time, the Minister of the Environment may decide to refer the project to a review panel, if it is likely to cause significant adverse environmental effects, or Aboriginal groups and/or the public have raised concerns related to the potential for significant adverse environmental effects.

Crown consultation will be integrated into the EA process to the greatest extent possible. The Agency will be responsible for coordinating federal-Aboriginal consultations related to potential or established Aboriginal or Treaty rights that could be adversely impacted by the proposed Project. Please provide us with contact information for staff or other representatives who may be authorized to coordinate consultation activities and information-sharing on behalf of the Lyackson First Nation.

Federal funding may be made available to support the participation of some Aboriginal groups during later phases of an EA (EIS Review and EA Report Review). The Agency will advise you of any opportunities to apply for funding. Information on the Agency's Participant Funding Program, including the *Guide to the Participant Funding Program*, is available at: [www.ceaa-acee.gc.ca](http://www.ceaa-acee.gc.ca).

Information that you provide to the Agency is considered public and may be subject to public access to information requests. Should you have any documents that contain confidential or sensitive information that you believe should be protected from release to the public, please contact the Agency before you send them in.

### **Provincial Review**

The Project may also be subject to provincial review. I refer you to Chris Hamilton at the British Columbia Environmental Assessment Office for additional information. Chris Hamilton can be reached at (250) 387-1032 or [Chris.Hamilton@gov.bc.ca](mailto:Chris.Hamilton@gov.bc.ca). Should a provincial review be required, consultation activities associated with the federal and provincial reviews will be coordinated to the extent possible in order to ensure effective consultation takes place with your Nation.

The Agency will be managing the EA and conducting Crown Consultation for this Project. Please do not hesitate to call 604-666-9857 or email [RobertsBank@ceaa-acee.gc.ca](mailto:RobertsBank@ceaa-acee.gc.ca) if you have any questions or wish to provide the Agency with information relating to the Project and any potential impacts it may have on your potential or established Aboriginal rights.

Sincerely,

<original signed by>

Lisa Walls  
Regional Director  
Pacific and Yukon Region

Attachment: Draft EIS Guidelines

c.c.: Chris Hamilton, B.C. Environmental Assessment Office  
Cliff Stewart, Port Metro Vancouver  
Chief Negotiator, Hul'qumi'num Treaty Group



Canadian Environmental  
Assessment Agency

Agence canadienne  
d'évaluation environnementale

PO Box 10114  
701 West Georgia Street  
Suite 410  
Vancouver, British Columbia  
V7Y 1C6

Boite postale 10114  
701 rue Georgia ouest  
Bureau 410  
Vancouver (Colombie-Britannique)  
V7Y 1C6

November 8, 2013

Agency File No.: 80054

Mr. Christopher Gall  
Natural Resources Coordinator  
Métis Nation British Columbia

<contact information removed>

Dear Mr. Gall:

**SUBJECT: Notification of Determination that an Environmental Assessment is Required for the Proposed Roberts Bank Terminal 2 Project, Located 35 Kilometres South of Vancouver, British Columbia**

On September 23, 2013, the Canadian Environmental Assessment Agency (the Agency) provided notice to the Métis Nation British Columbia of a 20-day public comment period on the project description from Port Metro Vancouver (the proponent) for the Roberts Bank Terminal 2 Project (the Project). Thank you for your response, which included comments regarding potential Aboriginal rights and information on the traditional land based uses of Métis chartered communities in the proposed Project area.

Based on a review of the project description and comments received, including the possibility that the Project may cause adverse environmental effects on areas of federal jurisdiction, the Agency has determined that a federal environmental assessment (EA) is required under the *Canadian Environmental Assessment Act, 2012*.

The Agency invites the Métis Nation British Columbia to review and comment on the draft Environmental Impact Statement (EIS) guidelines (attached). Information is also being provided to further explain the next phase in the EA process and how Crown consultation will be integrated into the EA process.

.../2

The purpose of the EIS guidelines is to identify for the proponent the information requirements for their preparation of an EIS for a designated project<sup>1</sup>. The EIS guidelines specify the nature, scope and extent of the information required. Please note that the deadline for submitting comments for consideration in the finalization of this document is **December 8, 2013**.

At this time, the Minister of the Environment may decide to refer the project to a review panel, if it is likely to cause significant adverse environmental effects, or Aboriginal groups and/or the public have raised concerns related to the potential for significant adverse environmental effects.

Crown consultation will be integrated into the EA process to the greatest extent possible. The Agency will be responsible for coordinating federal-Aboriginal consultations related to potential or established Aboriginal or Treaty rights that could be adversely impacted by the proposed Project

Federal funding may be made available to support the participation of some Aboriginal groups during later phases of an EA (EIS Review and EA Report Review). The Agency will advise you of any opportunities to apply for funding. Information on the Agency's Participant Funding Program, including the *Guide to the Participant Funding Program*, is available at: [www.ceaa-acee.gc.ca](http://www.ceaa-acee.gc.ca).

Information that you provide to the Agency is considered public and may be subject to public access to information requests. Should you have any documents that contain confidential or sensitive information that you believe should be protected from release to the public, please contact the Agency before you send them in.

The Agency will be managing the EA and conducting Crown Consultation for this Project. Please do not hesitate to call 604-666-9857 or email [RobertsBank@ceaa-acee.gc.ca](mailto:RobertsBank@ceaa-acee.gc.ca) if you have any questions or wish to provide the Agency with information relating to the Project and any potential impacts it may have on your potential Aboriginal rights.

.../3

---

<sup>1</sup> In this document "project" has the same meaning as "designated project" as defined in the *Canadian Environmental Assessment Act, 2012*.

Sincerely,

<original signed by>

**Lisa Walls**  
Regional Director  
Pacific and Yukon Region

**Attachment: Draft EIS Guidelines**

**c.c.: Cliff Stewart, Port Metro Vancouver**



Canadian Environmental  
Assessment Agency

Agence canadienne  
d'évaluation environnementale

PO Box 10114  
701 West Georgia Street  
Suite 410  
Vancouver, British Columbia  
V7Y 1C6

Boite postale 10114  
701 rue Georgia ouest  
Bureau 410  
Vancouver (Colombie-Britannique)  
V7Y 1C6

November 8, 2013

Agency File No.: 80054

Chief Wayne Sparrow and Councillors  
Musqueam Indian Band

<contact information removed>

Dear Chief Sparrow and Councillors:

**SUBJECT: Notification of Determination that an Environmental Assessment is Required for the Proposed Roberts Bank Terminal 2 Project, Located 35 Kilometres South of Vancouver, British Columbia**

On September 23, 2013, the Canadian Environmental Assessment Agency (the Agency) provided notice to the Musqueam Indian Band of a 20-day public comment period on the project description from Port Metro Vancouver (the proponent) for the Roberts Bank Terminal 2 Project (the Project). Thank you for your response, which included comments regarding the potential effects of the Project on your community's right to fish and harvest aquatic resources and migratory birds.

Based on a review of the project description and comments received, including the possibility that the Project may cause adverse environmental effects on areas of federal jurisdiction, the Agency has determined that a federal environmental assessment (EA) is required under the *Canadian Environmental Assessment Act, 2012*.

The Agency invites the Musqueam Indian Band to review and comment on the draft Environmental Impact Statement (EIS) guidelines (attached). Information is also being provided to further explain the next phase in the EA process and how Crown consultation will be integrated into the EA process.

.../2



The purpose of the EIS guidelines is to identify for the proponent the information requirements for their preparation of an EIS for a designated project<sup>1</sup>. The EIS guidelines specify the nature, scope and extent of the information required. Please note that the deadline for submitting comments for consideration in the finalization of this document is **December 8, 2013**.

At this time, the Minister of the Environment may decide to refer the project to a review panel, if it is likely to cause significant adverse environmental effects, or Aboriginal groups and/or the public have raised concerns related to the potential for significant adverse environmental effects.

Crown consultation will be integrated into the EA process to the greatest extent possible. The Agency will be responsible for coordinating federal-Aboriginal consultations related to potential or established Aboriginal or Treaty rights that could be adversely impacted by the proposed Project.

Federal funding may be made available to support the participation of some Aboriginal groups during later phases of an EA (EIS Review and EA Report Review). The Agency will advise you of any opportunities to apply for funding. Information on the Agency's Participant Funding Program, including the *Guide to the Participant Funding Program*, is available at: [www.ceaa-acee.gc.ca](http://www.ceaa-acee.gc.ca).

Information that you provide to the Agency is considered public and may be subject to public access to information requests. Should you have any documents that contain confidential or sensitive information that you believe should be protected from release to the public, please contact the Agency before you send them in.

### **Provincial Review**

The Project may also be subject to provincial review. I refer you to Chris Hamilton at the British Columbia Environmental Assessment Office for additional information. Chris Hamilton can be reached at (250) 387-1032 or [Chris.Hamilton@gov.bc.ca](mailto:Chris.Hamilton@gov.bc.ca). Should a provincial review be required, consultation activities associated with the federal and provincial reviews will be coordinated to the extent possible in order to ensure effective consultation takes place with your Band.

.../3

---

<sup>1</sup> In this document "project" has the same meaning as "designated project" as defined in the *Canadian Environmental Assessment Act, 2012*.

The Agency will be managing the EA and conducting Crown Consultation for this Project. Please do not hesitate to call 604-666-9857 or email [RobertsBank@ceaa-acee.gc.ca](mailto:RobertsBank@ceaa-acee.gc.ca) if you have any questions or wish to provide the Agency with information relating to the Project and any potential impacts it may have on your potential or established Aboriginal rights.

Sincerely,

<original signed by>

Lisa Walls  
Regional Director  
Pacific and Yukon Region

Attachment: Draft EIS Guidelines

c.c.: Chris Hamilton, B.C. Environmental Assessment Office  
Cliff Stewart, Port Metro Vancouver



Canadian Environmental  
Assessment Agency

Agence canadienne  
d'évaluation environnementale

PO Box 10114  
701 West Georgia Street  
Suite 410  
Vancouver, British Columbia  
V7Y 1C6

Boite postale 10114  
701 rue Georgia ouest  
Bureau 410  
Vancouver (Colombie-Britannique)  
V7Y 1C6

November 8, 2013

Agency File No.: 80054

Chief Earl Jack Sr. and Councillors  
Penelakut Tribe

<contact information removed>

Dear Chief Jack Sr. and Councillors:

**SUBJECT: Notification of Determination that an Environmental Assessment is Required for the Proposed Roberts Bank Terminal 2 Project, Located 35 Kilometres South of Vancouver, British Columbia**

On September 23, 2013, the Canadian Environmental Assessment Agency (the Agency) provided notice to the Penelakut Tribe of a 20-day public comment period on the project description from Port Metro Vancouver (the proponent) for the Roberts Bank Terminal 2 Project (the Project).

Based on a review of the project description and comments received, including the possibility that the Project may cause adverse environmental effects on areas of federal jurisdiction, the Agency has determined that a federal environmental assessment (EA) is required under the *Canadian Environmental Assessment Act, 2012*.

The Agency invites the Penelakut Tribe to review and comment on the draft Environmental Impact Statement (EIS) guidelines (attached). Information is also being provided to further explain the next phase in the EA process and how Crown consultation will be integrated into the EA process.

.../2

The purpose of the EIS guidelines is to identify for the proponent the information requirements for their preparation of an EIS for a designated project<sup>1</sup>. The EIS guidelines specify the nature, scope and extent of the information required. Please note that the deadline for submitting comments for consideration in the finalization of this document is **December 8, 2013**.

At this time, the Minister of the Environment may decide to refer the project to a review panel, if it is likely to cause significant adverse environmental effects, or Aboriginal groups and/or the public have raised concerns related to the potential for significant adverse environmental effects.

Crown consultation will be integrated into the EA process to the greatest extent possible. The Agency will be responsible for coordinating federal-Aboriginal consultations related to potential or established Aboriginal or Treaty rights that could be adversely impacted by the proposed Project. Please provide us with contact information for staff or other representatives who may be authorized to coordinate consultation activities and information-sharing on behalf of the Penelakut Tribe.

Federal funding may be made available to support the participation of some Aboriginal groups during later phases of an EA (EIS Review and EA Report Review). The Agency will advise you of any opportunities to apply for funding. Information on the Agency's Participant Funding Program, including the *Guide to the Participant Funding Program*, is available at: [www.ceaa-acee.gc.ca](http://www.ceaa-acee.gc.ca).

Information that you provide to the Agency is considered public and may be subject to public access to information requests. Should you have any documents that contain confidential or sensitive information that you believe should be protected from release to the public, please contact the Agency before you send them in.

### **Provincial Review**

The Project may also be subject to provincial review. I refer you to Chris Hamilton at the British Columbia Environmental Assessment Office for additional information. Chris Hamilton can be reached at (250) 387-1032 or [Chris.Hamilton@gov.bc.ca](mailto:Chris.Hamilton@gov.bc.ca). Should a provincial review be required, consultation activities associated with the federal and provincial reviews will be coordinated to the extent possible in order to ensure effective consultation takes place with your Tribe.

.../3

---

<sup>1</sup> In this document "project" has the same meaning as "designated project" as defined in the *Canadian Environmental Assessment Act, 2012*.

The Agency will be managing the EA and conducting Crown Consultation for this Project. Please do not hesitate to call 604-666-9857 or email RobertsBank@ceaa-acee.gc.ca if you have any questions or wish to provide the Agency with information relating to the Project and any potential impacts it may have on your potential or established Aboriginal rights.

Sincerely,

<original signed by>

Lisa Walls  
Regional Director  
Pacific and Yukon Region

Attachment: Draft EIS Guidelines

c.c.: Chris Hamilton, B.C. Environmental Assessment Office  
Cliff Stewart, Port Metro Vancouver  
Chief Negotiator, Hul'qumi'num Treaty Group



Canadian Environmental  
Assessment Agency

Agence canadienne  
d'évaluation environnementale

PO Box 10114  
701 West Georgia Street  
Suite 410  
Vancouver, British Columbia  
V7Y 1C6

Boite postale 10114  
701 rue Georgia ouest  
Bureau 410  
Vancouver (Colombie-Britannique)  
V7Y 1C6

November 8, 2013

Agency File No.: 80054

Chief Willard Cook and Councillors  
Semiahmoo First Nation

<contact information removed>

Dear Chief Cook and Councillors:

**SUBJECT: Notification of Determination that an Environmental Assessment is Required for the Proposed Roberts Bank Terminal 2 Project, Located 35 Kilometres South of Vancouver, British Columbia**

On September 23, 2013, the Canadian Environmental Assessment Agency (the Agency) provided notice to the Semiahmoo First Nation of a 20-day public comment period on the project description from Port Metro Vancouver (the proponent) for the Roberts Bank Terminal 2 Project (the Project).

Based on a review of the project description and comments received, including the possibility that the Project may cause adverse environmental effects on areas of federal jurisdiction, the Agency has determined that a federal environmental assessment (EA) is required under the *Canadian Environmental Assessment Act, 2012*.

The Agency invites the Semiahmoo First Nation to review and comment on the draft Environmental Impact Statement (EIS) guidelines (attached). Information is also being provided to further explain the next phase in the EA process and how Crown consultation will be integrated into the EA process.

The purpose of the EIS guidelines is to identify for the proponent the information requirements for their preparation of an EIS for a designated project<sup>1</sup>. The EIS guidelines specify the nature, scope and extent of the information required. Please note that the deadline for submitting comments for consideration in the finalization of this document is **December 8, 2013**.

.../2

---

<sup>1</sup> In this document "project" has the same meaning as "designated project" as defined in the *Canadian Environmental Assessment Act, 2012*.



At this time, the Minister of the Environment may decide to refer the project to a review panel, if it is likely to cause significant adverse environmental effects, or Aboriginal groups and/or the public have raised concerns related to the potential for significant adverse environmental effects.

Crown consultation will be integrated into the EA process to the greatest extent possible. The Agency will be responsible for coordinating federal-Aboriginal consultations related to potential Aboriginal rights that could be adversely impacted by the proposed Project. Please provide us with contact information for staff or other representatives who may be authorized to coordinate consultation activities and information-sharing on behalf of the Semiahmoo First Nation.

Federal funding may be made available to support the participation of some Aboriginal groups during later phases of an EA (EIS Review and EA Report Review). The Agency will advise you of any opportunities to apply for funding. Information on the Agency's Participant Funding Program, including the *Guide to the Participant Funding Program*, is available at: [www.ceaa-acee.gc.ca](http://www.ceaa-acee.gc.ca).

Information that you provide to the Agency is considered public and may be subject to public access to information requests. Should you have any documents that contain confidential or sensitive information that you believe should be protected from release to the public, please contact the Agency before you send them in.

### **Provincial Review**

The Project may also be subject to provincial review. I refer you to Chris Hamilton at the British Columbia Environmental Assessment Office for additional information. Chris Hamilton can be reached at (250) 387-1032 or [Chris.Hamilton@gov.bc.ca](mailto:Chris.Hamilton@gov.bc.ca). Should a provincial review be required, consultation activities associated with the federal and provincial reviews will be coordinated to the extent possible in order to ensure effective consultation takes place with your Nation.

The Agency will be managing the EA and conducting Crown Consultation for this Project. Please do not hesitate to call 604-666-9857 or email [Roberts.Bank@ceaa-acee.gc.ca](mailto:Roberts.Bank@ceaa-acee.gc.ca) if you have any questions or wish to provide the Agency with information relating to the Project and any potential impacts it may have on your potential or established Aboriginal rights.

Sincerely,

<original signed by>

Lisa Walls  
Regional Director  
Pacific and Yukon Region

Attachment: Draft EIS Guidelines

c.c.: Chris Hamilton, B.C. Environmental Assessment Office  
Cliff Stewart, Port Metro Vancouver



Canadian Environmental  
Assessment Agency

Agence canadienne  
d'évaluation environnementale

PO Box 10114  
701 West Georgia Street  
Suite 410  
Vancouver, British Columbia  
V7Y 1C6

Boite postale 10114  
701 rue Georgia ouest  
Bureau 410  
Vancouver (Colombie-Britannique)  
V7Y 1C6

November 8, 2013

Agency File No.: 80054

Grand Chief Joe Hall and Councillors  
Stó:lō Nation

<contact information removed>

Dear Grand Chief Hall and Councillors:

**SUBJECT: Notification of Determination that an Environmental Assessment is Required for the Proposed Roberts Bank Terminal 2 Project, Located 35 Kilometres South of Vancouver, British Columbia**

On September 23, 2013, the Canadian Environmental Assessment Agency (the Agency) provided notice to the Stó:lō Nation of a 20-day public comment period on the project description from Port Metro Vancouver (the proponent) for the Roberts Bank Terminal 2 Project (the Project).

Based on a review of the project description and comments received, including the possibility that the Project may cause adverse environmental effects on areas of federal jurisdiction, the Agency has determined that a federal environmental assessment (EA) is required under the *Canadian Environmental Assessment Act, 2012*.

The Agency invites the Stó:lō Nation to review and comment on the draft Environmental Impact Statement (EIS) guidelines (attached). Information is also being provided to further explain the next phase in the EA process and how Crown consultation will be integrated into the EA process.

The purpose of the EIS guidelines is to identify for the proponent the information requirements for their preparation of an EIS for a designated project<sup>1</sup>. The EIS guidelines specify the nature, scope and extent of the information required. Please note that the deadline for submitting comments for consideration in the finalization of this document is **December 8, 2013**.

.../2

<sup>1</sup> In this document "project" has the same meaning as "designated project" as defined in the *Canadian Environmental Assessment Act, 2012*.

At this time, the Minister of the Environment may decide to refer the project to a review panel, if it is likely to cause significant adverse environmental effects, or Aboriginal groups and/or the public have raised concerns related to the potential for significant adverse environmental effects.

Crown consultation will be integrated into the EA process to the greatest extent possible. The Agency will be responsible for coordinating federal-Aboriginal consultations related to potential or established Aboriginal or Treaty rights that could be adversely impacted by the proposed Project. Please provide us with contact information for staff or other representatives who may be authorized to coordinate consultation activities and information-sharing on behalf of the Stó:lō Nation.

Federal funding may be made available to support the participation of some Aboriginal groups during later phases of an EA (EIS Review and EA Report Review). The Agency will advise you of any opportunities to apply for funding. Information on the Agency's Participant Funding Program, including the *Guide to the Participant Funding Program*, is available at: [www.ceaa-acee.gc.ca](http://www.ceaa-acee.gc.ca).

Information that you provide to the Agency is considered public and may be subject to public access to information requests. Should you have any documents that contain confidential or sensitive information that you believe should be protected from release to the public, please contact the Agency before you send them in.

### **Provincial Review**

The Project may also be subject to provincial review. I refer you to Chris Hamilton at the British Columbia Environmental Assessment Office for additional information. Chris Hamilton can be reached at (250) 387-1032 or [Chris.Hamilton@gov.bc.ca](mailto:Chris.Hamilton@gov.bc.ca). Should a provincial review be required, consultation activities associated with the federal and provincial reviews will be coordinated to the extent possible in order to ensure effective consultation takes place with the Stó:lō Nation.

The Agency will be managing the EA and conducting Crown Consultation for this Project. Please do not hesitate to call 604-666-9857 or email RobertsBank@ceaa-acee.gc.ca if you have any questions or wish to provide the Agency with information relating to the Project and any potential impacts it may have on your potential or established Aboriginal rights.

Sincerely,

<original signed by>

Lisa Walls  
Regional Director  
Pacific and Yukon Region

Attachment: Draft EIS Guidelines

c.c.: Chris Hamilton, B.C. Environmental Assessment Office  
Cliff Stewart, Port Metro Vancouver  
Regional Manager, People of the River Referrals Office  
Chief Angie Bailey, Aitchelitz First Nation  
Chief Alice Thompson, Leq'a:mel First Nation  
Chief Alice Mckay, Matsqui First Nation  
Chief James Murphy, Popkum First Nation  
Chief Tina Rabang, Shxwhá:y Village First Nation  
Chief Maureen Chapman, Skawahlook First Nation  
Chief Robert Hall, Skowkale First Nation  
Chief David Jimmie, Squiala First Nation  
Chief Dalton Silver, Sumas First Nation  
Chief Glenda Campbell, Tzeachten First Nation  
Chief Frank Malloway, Yakweakwioose First Nation



Canadian Environmental  
Assessment Agency

Agence canadienne  
d'évaluation environnementale

PO Box 10114  
701 West Georgia Street  
Suite 410  
Vancouver, British Columbia  
V7Y 1C6

Boite postale 10114  
701 rue Georgia ouest  
Bureau 410  
Vancouver (Colombie-Britannique)  
V7Y 1C6

November 8, 2013

Agency File No.: 80054

Grand Chief Doug Kelly and Councillors  
Stó:lō Tribal Council

<contact information removed>

Dear Grand Chief Kelly and Councillors:

**SUBJECT: Notification of Determination that an Environmental Assessment is Required for the Proposed Roberts Bank Terminal 2 Project, Located 35 Kilometres South of Vancouver, British Columbia**

On September 23, 2013, the Canadian Environmental Assessment Agency (the Agency) provided notice to the Stó:lō Tribal Council of a 20-day public comment period on the project description from Port Metro Vancouver (the proponent) for the Roberts Bank Terminal 2 Project (the Project).

Based on a review of the project description and comments received, including the possibility that the Project may cause adverse environmental effects on areas of federal jurisdiction, the Agency has determined that a federal environmental assessment (EA) is required under the *Canadian Environmental Assessment Act, 2012*.

The Agency invites the Stó:lō Tribal Council to review and comment on the draft Environmental Impact Statement (EIS) guidelines (attached). Information is also being provided to further explain the next phase in the EA process and how Crown consultation will be integrated into the EA process.

.../2

The purpose of the EIS guidelines is to identify for the proponent the information requirements for their preparation of an EIS for a designated project<sup>1</sup>. The EIS guidelines specify the nature, scope and extent of the information required. Please note that the deadline for submitting comments for consideration in the finalization of this document is **December 8, 2013**.

At this time, the Minister of the Environment may decide to refer the project to a review panel, if it is likely to cause significant adverse environmental effects, or Aboriginal groups and/or the public have raised concerns related to the potential for significant adverse environmental effects.

Crown consultation will be integrated into the EA process to the greatest extent possible. The Agency will be responsible for coordinating federal-Aboriginal consultations related to potential or established Aboriginal or Treaty rights that could be adversely impacted by the proposed Project. Please provide us with contact information for staff or other representatives who may be authorized to coordinate consultation activities and information-sharing on behalf of the Stó:lō Tribal Council.

Federal funding may be made available to support the participation of some Aboriginal groups during later phases of an EA (EIS Review and EA Report Review). The Agency will advise you of any opportunities to apply for funding. Information on the Agency's Participant Funding Program, including the *Guide to the Participant Funding Program*, is available at: [www.ceaa-acee.gc.ca](http://www.ceaa-acee.gc.ca).

Information that you provide to the Agency is considered public and may be subject to public access to information requests. Should you have any documents that contain confidential or sensitive information that you believe should be protected from release to the public, please contact the Agency before you send them in.

### **Provincial Review**

The Project may also be subject to provincial review. I refer you to Chris Hamilton at the British Columbia Environmental Assessment Office for additional information. Chris Hamilton can be reached at (250) 387-1032 or [Chris.Hamilton@gov.bc.ca](mailto:Chris.Hamilton@gov.bc.ca). Should a provincial review be required, consultation activities associated with the federal and provincial reviews will be coordinated to the extent possible in order to ensure effective consultation takes place with the Stó:lō Tribal Council.

.../3

---

<sup>1</sup> In this document "project" has the same meaning as "designated project" as defined in the *Canadian Environmental Assessment Act, 2012*.

The Agency will be managing the EA and conducting Crown Consultation for this Project. Please do not hesitate to call 604-666-9857 or email [RobertsBank@ceaa-acee.gc.ca](mailto:RobertsBank@ceaa-acee.gc.ca) if you have any questions or wish to provide the Agency with information relating to the Project and any potential impacts it may have on your potential or established Aboriginal rights.

Sincerely,

<original signed by>

Lisa Walls  
Regional Director  
Pacific and Yukon Region

Attachment: Draft EIS Guidelines

c.c.: Chris Hamilton, B.C. Environmental Assessment Office  
Cliff Stewart, Port Metro Vancouver  
Regional Manager, People of the River Referrals Office  
Chief Rhoda Peters, Chawathil First Nation  
Chief Lincoln Douglas, Cheam First Nation  
Chief Marilyn Jo Ann Gabriel, Kwantlen First Nation  
Chief Betty Henry, Kwaw'Kwaw'Apilt First Nation  
Chief Andy Phillips, Scowlitz First Nation  
Chief Clement Seymour, Seabird Island Band  
Councillor Melody Andrew, Shxw'ow'hamel First Nation  
Chief Brenda Wallace, Soowahlie Band



Canadian Environmental  
Assessment Agency

Agence canadienne  
d'évaluation environnementale

PO Box 10114  
701 West Georgia Street  
Suite 410  
Vancouver, British Columbia  
V7Y 1C6

Boite postale 10114  
701 rue Georgia ouest  
Bureau 410  
Vancouver (Colombie-Britannique)  
V7Y 1C6

November 8, 2013

Agency File No.: 80054

Chief John Elliott and Councillors  
Stz'uminus First Nation

<contact information removed>

Dear Chief Elliott and Councillors:

**SUBJECT: Notification of Determination that an Environmental Assessment is Required for the Proposed Roberts Bank Terminal 2 Project, Located 35 Kilometres South of Vancouver, British Columbia**

On September 23, 2013, the Canadian Environmental Assessment Agency (the Agency) provided notice to the Stz'uminus First Nation of a 20-day public comment period on the project description from Port Metro Vancouver (the proponent) for the Roberts Bank Terminal 2 Project (the Project).

Based on a review of the project description and comments received, including the possibility that the Project may cause adverse environmental effects on areas of federal jurisdiction, the Agency has determined that a federal environmental assessment (EA) is required under the *Canadian Environmental Assessment Act, 2012*.

The Agency invites the Stz'uminus First Nation to review and comment on the draft Environmental Impact Statement (EIS) guidelines (attached). Information is also being provided to further explain the next phase in the EA process and how Crown consultation will be integrated into the EA process.

The purpose of the EIS guidelines is to identify for the proponent the information requirements for their preparation of an EIS for a designated project<sup>1</sup>. The EIS guidelines specify the nature, scope and extent of the information required. Please note that the deadline for submitting comments for consideration in the finalization of this document is **December 8, 2013**.

.../2

---

<sup>1</sup> In this document "project" has the same meaning as "designated project" as defined in the *Canadian Environmental Assessment Act, 2012*.



At this time, the Minister of the Environment may decide to refer the project to a review panel, if it is likely to cause significant adverse environmental effects, or Aboriginal groups and/or the public have raised concerns related to the potential for significant adverse environmental effects.

Crown consultation will be integrated into the EA process to the greatest extent possible. The Agency will be responsible for coordinating federal-Aboriginal consultations related to potential or established Aboriginal or Treaty rights that could be adversely impacted by the proposed Project. Please provide us with contact information for staff or other representatives who may be authorized to coordinate consultation activities and information-sharing on behalf of the Stz'uminus First Nation.

Federal funding may be made available to support the participation of some Aboriginal groups during later phases of an EA (EIS Review and EA Report Review). The Agency will advise you of any opportunities to apply for funding. Information on the Agency's Participant Funding Program, including the *Guide to the Participant Funding Program*, is available at: [www.ceaa-acee.gc.ca](http://www.ceaa-acee.gc.ca).

Information that you provide to the Agency is considered public and may be subject to public access to information requests. Should you have any documents that contain confidential or sensitive information that you believe should be protected from release to the public, please contact the Agency before you send them in.

### **Provincial Review**

The Project may also be subject to provincial review. I refer you to Chris Hamilton at the British Columbia Environmental Assessment Office for additional information. Chris Hamilton can be reached at (250) 387-1032 or [Chris.Hamilton@gov.bc.ca](mailto:Chris.Hamilton@gov.bc.ca). Should a provincial review be required, consultation activities associated with the federal and provincial reviews will be coordinated to the extent possible in order to ensure effective consultation takes place with your Nation.

The Agency will be managing the EA and conducting Crown Consultation for this Project. Please do not hesitate to call 604-666-9857 or email [RobertsBank@ceaa-acee.gc.ca](mailto:RobertsBank@ceaa-acee.gc.ca) if you have any questions or wish to provide the Agency with information relating to the Project and any potential impacts it may have on your potential or established Aboriginal rights.

Sincerely,

<original signed by>

Lisa Walls  
Regional Director  
Pacific and Yukon Region

Attachment: Draft EIS Guidelines

c.c.: Chris Hamilton, B.C. Environmental Assessment Office  
Cliff Stewart, Port Metro Vancouver  
Chief Negotiator, Hul'qumi'num Treaty Group



Canadian Environmental  
Assessment Agency

Agence canadienne  
d'évaluation environnementale

PO Box 10114  
701 West Georgia Street  
Suite 410  
Vancouver, British Columbia  
V7Y 1C6

Boite postale 10114  
701 rue Georgia ouest  
Bureau 410  
Vancouver (Colombie-Britannique)  
V7Y 1C6

November 8, 2013

Agency File No.: 80054

Chief Bryce Williams and Councillors  
Tsawwassen First Nation

<contact information removed>

Dear Chief Williams and Councillors:

**SUBJECT: Notification of Determination that an Environmental Assessment is Required for the Proposed Roberts Bank Terminal 2 Project, Located 35 Kilometres South of Vancouver, British Columbia**

On September 23, 2013, the Canadian Environmental Assessment Agency (the Agency) provided notice to the Tsawwassen First Nation of a 20-day public comment period on the project description from Port Metro Vancouver (the proponent) for the Roberts Bank Terminal 2 Project (the Project). Thank you for your response, which included concerns regarding the potential effects of the Project on lands and interests as set out in the Tsawwassen Final Agreement, including Treaty rights to harvest fish, crab and bivalves, migratory birds and marine plants.

Based on a review of the project description and comments received, including the possibility that the Project may cause adverse environmental effects on areas of federal jurisdiction, the Agency has determined that a federal environmental assessment (EA) is required under the *Canadian Environmental Assessment Act, 2012*.

The Agency invites the Tsawwassen First Nation to review and comment on the draft Environmental Impact Statement (EIS) guidelines (attached). Information is also being provided to further explain the next phase in the EA process and how Crown consultation will be integrated into the EA process.

.../2



The purpose of the EIS guidelines is to identify for the proponent the information requirements for their preparation of an EIS for a designated project<sup>1</sup>. The EIS guidelines specify the nature, scope and extent of the information required. Please note that the deadline for submitting comments for consideration in the finalization of this document is **December 8, 2013**.

At this time, the Minister of the Environment may decide to refer the project to a review panel, if it is likely to cause significant adverse environmental effects, or Aboriginal groups and/or the public have raised concerns related to the potential for significant adverse environmental effects.

Crown consultation will be integrated into the EA process to the greatest extent possible. The Agency will be responsible for coordinating federal-Aboriginal consultations related to potential or established Aboriginal or Treaty rights that could be adversely impacted by the proposed Project.

Federal funding may be made available to support the participation of some Aboriginal groups during later phases of an EA (EIS Review and EA Report Review). The Agency will advise you of any opportunities to apply for funding. Information on the Agency's Participant Funding Program, including the *Guide to the Participant Funding Program*, is available at: [www.ceaa-acee.gc.ca](http://www.ceaa-acee.gc.ca).

Information that you provide to the Agency related to the EA for the Project is considered public and may be subject to public access to information requests. However, in accordance with subsection 13(1), paragraph (e) of the *Access to Information Act*, information provided in confidence by the Tsawwassen Government can be withheld from the public. Should you have any documents that contain confidential or sensitive information that you believe should be protected from release to the public, please contact the Agency before you provide it to us.

### **Provincial Review**

The Project may also be subject to provincial review. I refer you to Chris Hamilton at the British Columbia Environmental Assessment Office for additional information. Chris Hamilton can be reached at (250) 387-1032 or [Chris.Hamilton@gov.bc.ca](mailto:Chris.Hamilton@gov.bc.ca). Should a provincial review be required, consultation activities associated with the federal and provincial reviews will be coordinated to the extent possible in order to ensure effective consultation takes place with your Nation.

.../3

---

<sup>1</sup> In this document "project" has the same meaning as "designated project" as defined in the *Canadian Environmental Assessment Act, 2012*.

- 3 -

The Agency will be managing the EA and conducting Crown Consultation for this Project. Please do not hesitate to call 604-666-9857 or email RobertsBank@ceaa-acee.gc.ca if you have any questions or wish to provide the Agency with information relating to the Project and any potential impacts it may have on your established Treaty rights.

Sincerely,

<original signed by>

Lisa Walls  
Regional Director  
Pacific and Yukon Region

Attachment: Draft EIS Guidelines

c.c.: Chris Hamilton, B.C. Environmental Assessment Office  
Cliff Stewart, Port Metro Vancouver



Canadian Environmental  
Assessment Agency

Agence canadienne  
d'évaluation environnementale

PO Box 10114  
701 West Georgia Street  
Suite 410  
Vancouver, British Columbia  
V7Y 1C6

Boite postale 10114  
701 rue Georgia ouest  
Bureau 410  
Vancouver (Colombie-Britannique)  
V7Y 1C6

November 8, 2013

Agency File No.: 80054

Chief Maureen Thomas and Councillors  
Tsleil-Waututh Nation

<contact information removed>

Dear Chief Thomas and Councillors:

**SUBJECT: Notification of Determination that an Environmental Assessment is Required for the Proposed Roberts Bank Terminal 2 Project, Located 35 Kilometres South of Vancouver, British Columbia**

On September 23, 2013, the Canadian Environmental Assessment Agency (the Agency) provided notice to the Tsleil-Waututh Nation of a 20-day public comment period on the project description from Port Metro Vancouver (the proponent) for the Roberts Bank Terminal 2 Project (the Project). Thank you for your response, which included comments regarding the potential effects of the Project on your community's asserted rights, title and interests.

Based on a review of the project description and comments received, including the possibility that the Project may cause adverse environmental effects on areas of federal jurisdiction, the Agency has determined that a federal environmental assessment (EA) is required under the *Canadian Environmental Assessment Act, 2012*.

The Agency invites the Tsleil-Waututh Nation to review and comment on the draft Environmental Impact Statement (EIS) guidelines (attached). Information is also being provided to further explain the next phase in the EA process and how Crown consultation will be integrated into the EA process.

.../2



The purpose of the EIS guidelines is to identify for the proponent the information requirements for their preparation of an EIS for a designated project<sup>1</sup>. The EIS guidelines specify the nature, scope and extent of the information required. Please note that the deadline for submitting comments for consideration in the finalization of this document is **December 8, 2013**.

At this time, the Minister of the Environment may decide to refer the project to a review panel, if it is likely to cause significant adverse environmental effects, or Aboriginal groups and/or the public have raised concerns related to the potential for significant adverse environmental effects.

Crown consultation will be integrated into the EA process to the greatest extent possible. The Agency will be responsible for coordinating federal-Aboriginal consultations related to potential or established Aboriginal or Treaty rights that could be adversely impacted by the proposed Project.

Federal funding may be made available to support the participation of some Aboriginal groups during later phases of an EA (EIS Review and EA Report Review). The Agency will advise you of any opportunities to apply for funding. Information on the Agency's Participant Funding Program, including the *Guide to the Participant Funding Program*, is available at: [www.ceaa-acee.gc.ca](http://www.ceaa-acee.gc.ca).

Information that you provide to the Agency is considered public and may be subject to public access to information requests. Should you have any documents that contain confidential or sensitive information that you believe should be protected from release to the public, please contact the Agency before you send them in.

### **Provincial Review**

The Project may also be subject to provincial review. I refer you to Chris Hamilton at the British Columbia Environmental Assessment Office for additional information. Chris Hamilton can be reached at (250) 387-1032 or [Chris.Hamilton@gov.bc.ca](mailto:Chris.Hamilton@gov.bc.ca). Should a provincial review be required, consultation activities associated with the federal and provincial reviews will be coordinated to the extent possible in order to ensure effective consultation takes place with your Nation.

.../3

---

<sup>1</sup> In this document "project" has the same meaning as "designated project" as defined in the *Canadian Environmental Assessment Act, 2012*.

The Agency will be managing the EA and conducting Crown Consultation for this Project. Please do not hesitate to call 604-666-9857 or email [RobertsBank@ceaa-acee.gc.ca](mailto:RobertsBank@ceaa-acee.gc.ca) if you have any questions or wish to provide the Agency with information relating to the Project and any potential impacts it may have on your potential or established Aboriginal rights.

Sincerely,

<original signed by>

Lisa Walls  
Regional Director  
Pacific and Yukon Region

Attachment: Draft EIS Guidelines

c.c.: Chris Hamilton, B.C. Environmental Assessment Office  
Cliff Stewart, Port Metro Vancouver