

STRENGTH
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Mark Ardis
Analyst (acting) Decision Statements, National Programs Division
Impact Assessment Agency of Canada / Government of Canada
Mark.Ardis@iaac-aeic.gc.ca

RE: MCK Response Request for Comments on the Proposed Changes to the Contrecoeur Port Terminal Expansion Project

Dear Mr. Ardis,

The Mohawk Council of Kahnawake (MCK) has reviewed the proposed amendments to the Decision Statement concerning the Contrecoeur Port Terminal Expansion Project (**Contrecoeur Project**) sent by the Impact Assessment Agency of Canada (IAAC) on September 26, 2025.

Following the issuance of IAAC's initial Decision Statement, the MCK has remained deeply involved in the Contrecoeur Project and meets regularly with the Montreal Port Authority (MPA) to discuss various aspects of the work and the MPA's implementation of the decision statement. As IAAC noted, the MCK has already made several submissions concerning the proposed changes to the Designated Project (June 10, 2025 and August 27, 2025), which we incorporate here.

Although the MCK has a positive working relationship with the MPA, the MCK does not support the proposed amendments to s. 2.16 and 2.17 of the Decision Statement.

The proposed amendments would weaken the MPA's obligations to consult First Nations regarding changes to the project. Currently, the MPA is required to consult with the Mohawks of Kahnawake *prior* to notifying IAAC of any potential change to the designated project (s. 2.16) and to include the results of that consultation in its notice s. 2.17). In contrast, the proposed amendments remove any reference to First Nations in s. 2.16, leaving consultations to fall under the heading of "any additional information required by the agency [...] which may include the results of consultation".

MPA consultation with the MCK prior to any notices of Project Changes should remain mandatory.

Additionally, the MCK notes that the *Freshwater Intake End-of-Pipe Fish Screen Guideline*, referenced at s. 3.45, has been replaced by an Interim Code of Practice (<https://www.dfo-mpo.gc.ca/pnw-ppe/codes/screen-ecran-eng.html>). Given the Interim Code is under revision since 2023, **the MCK advocates for wording that would require the most up-to-date Code of Practice to apply.**

The MCK thanks IAAC for its attention to these matters.

In Peace and Friendship,

<Original signed by>

Ratsénhaienhs Róss Montour
Kanienhkeh'ka Rights & Research
Mohawk Council of Kahnawà:ke