

Federal Authority Advice Record

Response due by May 22, 2020

Please submit the form to: IAAC.TilburyLNG-GNL.Tilbury.AEIC@canada.ca

Tilbury Phase 2 LNG Expansion Project – FortisBC Holdings Inc.

Agency File: 005724

Department/Agency	Transport Canada
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1. Is it probable that your department or agency may be required to exercise a power or perform a duty or function related to the Project to enable it to proceed?

If yes, specify the Act of Parliament and that power, duty or function.

Transport Canada may have the following interests with respect to the project, including the exercise of powers, duties, or functions that would enable the project to proceed:

Canadian Navigable Waters Act

Transport Canada understands that to facilitate construction of the Tilbury Phase 2 LNG Expansion Project, Fortis BC may upgrade a temporary construction jetty in the Fraser River.

- Depending on the scope, temporary works may require an approval under section 5(1) of the *Canadian Navigable Waters Act* for the construction, placement, alteration, rebuilding, removal or decommissioning of a work in a navigable water that may interfere with navigation.

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2. Is your department or agency in possession of specialist or expert information or knowledge that may be relevant to the conduct of an impact assessment of the Project?

Specify as appropriate.

Transport Canada would provide advice as necessary related to navigation and waterway use.

Should the construction cranes and/or the new storage tank meet the definition of an obstacle under the Canadian Aviation Regulations, lighting and marking may be required. The proponent is required to submit an Aeronautical Assessment Form 90 days prior to construction.

3. Has your department or agency considered the Project; exercised a power or performed a duty or function under any Act of Parliament in relation to the Project; or taken any course of action that would allow the Project to proceed in whole or in part?

Specify as appropriate.

Transport Canada confirms that it has not already exercised its powers noted above or performed a duty or function to enable the project to proceed in whole or in part.

4. Has your department or agency had previous contact or involvement with the proponent or other party in relation to the Project? (for example, enquiry about methodology, guidance, or data; introduction to the project)

Provide an overview of the information or advice exchanged.

No.

5. Does your department or agency have additional information or knowledge not specified, above?

Specify as appropriate.

No.

6. From the perspective of the mandate and area(s) of expertise of your department or agency, what are the issues that should be addressed in the impact assessment of the Project, should the Agency determine that an impact assessment is required?

For each issue discussed, provide a concise, plain-language summary that is appropriate for inclusion in the Summary of Issues and Engagement.

Transport Canada understands that marine shipping is not a component of the project. Within the context of the *Canadian Navigable Waters Act*, the impact assessment should consider vessel movement and transits both directly to and from the terminal and interaction with existing vessel traffic and safety areas related to the loading of LNG carriers.

Kim Keskinen

Name of Departmental / Agency Responder

Regional Environmental Advisor

Title of Responder

May 21, 2020

Date