



Date: August 9, 2021

Regina Wright
Regional Director, Pacific Yukon Region
Impact Assessment Agency of Canada
Pacific and Yukon Region
757 West Hastings Street, Suite 210A
Vancouver, BC V6C 3M2

By e-mail: c/o Julie.Lowry@iaac-aeic.gc.ca

RE: Designation Request for the Proposed CP Logistics Park Vancouver under the *Impact Assessment Act* (Agency letter dated July 27, 2021)

Dear Ms. Wright,

Thank you for your letter dated July 27, 2021 informing Tsawwassen First Nation (TFN) that our neighbours, Qícay (Katzie First Nation, KFN) have requested that the CP Logistics Park Vancouver be designated as “reviewable,” and be reviewed as such pursuant to the Impact Assessment Act (IAA).

Your letter has asked a number of specific questions regarding potential impacts of the Projects on our interests. Specifically, you have asked us to:

Please describe whether and how the potential adverse effects of the Projects could result in changes to [our]: a) physical and cultural heritage (e.g. ceremonial sites, burial sites, cultural landscapes) b) current use of lands and resources for traditional purposes (e.g. hunting, fishing, trapping) c) (c) structures, sites or things of historical, archaeological, paleontological or architectural significance (e.g. artifacts, important historic buildings or symbols)
Please describe whether and how the Projects may result in changes to [our] health, social or economic conditions (e.g. employment opportunities, access to goods and services, economic development, access to health-care services).
Please describe whether and how the Projects may impact [our] rights as protected under section 35 of the Constitution Act, 1982.

An impact assessment as prescribed under the IAA is specifically designed to answer a number of questions, including these ones. We therefore respectfully decline to answer your questions at this time on the grounds that the IAA itself should be used to answer these questions. In the absence of the information produced through an impact assessment, it is premature for us to determine how our community may be affected.

We can, however, say, given the importance of the Katzie Slough to biophysical processes and cultural practices (including trade with our neighbours), on which our rights depend, that the Project could interact with TFN’s environmental, social, and cultural interests, and may have significant adverse effects on our community. Further, given that the LPV project itself appears to be just below the reviewable threshold under the IAA, the prospect of additional cumulative effects from the PMRRI and

the context of expanding urban development, it is our view that effects must be better understood. We believe Section 9(1) of the IAA exists for exactly this sort of scenario.

We therefore support Qícəy's request to designate the Projects pursuant to Section 9(1) of the IAA and review them pursuant to the IAA in order that we can determine if there will be significant adverse effects to our community, what options may exist to ameliorate those effects, and the overall acceptability of these proposals to TFN.

Respectfully,

<Original signed by>

Chief Ken Baird

cc: Chief and Council, Qícəy First Nation
The Honourable Jonathan Wilkinson, Minister of Environment and Climate Change

TFN Ltr to IAAC - Logistics Park Designation Request

Final Audit Report

2021-08-13

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