

**IN THE MATTER OF THE ENVIRONMENTAL ASSESSMENT ACT S.B.C. 2002, c.43
(the ACT)
AND
NON-COMPLIANCES
WITH ENVIRONMENTAL ASSESSMENT CERTIFICATE E14-02
ORDER UNDER SECTION 34(1)**

WHEREAS:

- A. On October 14, 2014, Environmental Assessment (EA) Certificate E14-02 (Certificate) was issued to British Columbia Hydro and Power Authority (Certificate Holder) for the Site C Clean Energy Project (Project).
- B. On March 29 to April 1, 2016, and on April 26 to 29, 2016, in his role as Senior Compliance and Enforcement Officer, the undersigned conducted an inspection of the Project. Based on observations during that inspection and review of information during the inspection, the undersigned has determined that the Certificate Holder is not compliant with Condition 69 of the Certificate which requires the Certificate Holder to implement measures to control and clean up leaks and spills of hydrocarbon material during the construction of the Project.
- C. The undersigned issued verbal and written warnings of noncompliance with the hydrocarbon management provisions of Condition 69 after inspections conducted in September and December of 2015 and March and April of 2016, and has determined that measures are required to ensure adverse effects to soil and water quality are adequately mitigated;
- D. Section 34 of the Act specifies that the Minister may order the Certificate Holder to carry out measures to mitigate the effects of non-compliance.
- E. The undersigned has received written delegation of the Minister's powers under Section 34 of the Act.

NOW THEREFORE:

Pursuant to Section 34(1) of the Act, I order that the Certificate Holder cause Morgan Construction and Environmental (MCE) to do the following to the extent relevant to MCE's involvement with the Project:

- 1) Inspect all vehicles, equipment, and hydrocarbon storage areas for leaks to ground on a daily basis;
- 2) Immediately upon discovery of a hydrocarbon leak to ground, take measures to

contain the leak and remove and properly dispose of any hydrocarbon contaminated soil; and

- 3) Maintain records of the amount and disposal mechanism of hydrocarbon contaminated soil.

A handwritten signature in black ink, appearing to be 'Chris Parks', with a stylized, cursive-like initial 'C' followed by a horizontal line.

Chris Parks,
Senior Compliance and Enforcement Officer
Environmental Assessment Office

Dated June 24, 2016