

Reference: 54091

December 14, 1999

Bill Manery
SOP Project Engineering Manager
BC Gas Utility Ltd.
1111 West Georgia Street
Vancouver BC V6E 4M4

Dear Bill Manery:

I am pleased to provide to you an original copy of the approved amendment to Project Approval Certificate E99-03.

The amendment provides approval to the minor route changes as identified in correspondence dated November 4, 1999. The amendment also provides for BC Gas to deal directly with permitting authorities for future minor route adjustments that meet the criteria identified in section 2b of the amendment.

Please contact me if you have any questions at 250 356-7484.

Yours truly,

Marcia Farquhar
Project Assessment Director
Southern Crossing Pipeline Project Review

Enclosure

cc: Mark Walmsey

**IN THE MATTER OF
THE *ENVIRONMENTAL ASSESSMENT ACT*
R.S.B.C. 1996, c. 119**

AND

**IN THE MATTER OF PROJECT APPROVAL CERTIFICATE E99-03
ISSUED TO BC GAS UTILITY LTD. ("BC Gas")
FOR THE CONSTRUCTION AND OPERATION OF THE
SOUTHERN CROSSING PIPELINE PROJECT
(the "Project")**

**AMENDMENT #1 (the "Amendment")
TO PROJECT APPROVAL CERTIFICATE E99-03**

WHEREAS

- A.
- A. *Under cover of a letter dated January 9, 1998, BC Gas submitted an application for a project approval certificate to construct and operate the Project.*
- B. *The Minister of Environment, Lands, and Parks (the "Minister") and the Minister of Energy and Mines issued a Project Approval Certificate (the "Certificate") on May 20, 1999.*
- C. *Condition 1 of the Certificate requires that BC Gas cause the Project to be designed, located, constructed and operated in accordance with the documents listed in Schedule A to the Certificate.*
- D. *Under cover of a letter dated November 4, 1999, in accordance with condition 4 of the Certificate, BC Gas provided notification of proposed minor adjustments to the routing of the pipeline and provided documentation to enable assessment of the proposed changes.*
- E. *BC Gas has requested procedural changes with respect to requests for modifications to the pipeline route.*
- F. *The Minister's delegate is of the opinion that the route adjustments and procedural changes are minor amendments to the Certificate.*
- G. *BC Gas and the Minister's delegate have agreed to this Amendment.*

NOW THEREFORE,

1. The Certificate is amended by adding the following to Schedule A of the Certificate:

1.

"November 4, 1999 Letter from Mark Walmsley, Westland Resource Group to Marcia Farquhar, Environmental Assessment Office, re minor adjustments to routing ."

2. The Certificate is amended by adding the following sections to the Certificate

a.

a. For the proposed pipeline revisions between kilometre posts 158 to 160.7 as identified in correspondence listed in section 1 of this Amendment, where the Archaeology Branch has identified the need for further study, BC Gas agrees to delay construction in that area until an archaeological inspection has been completed and submitted to the satisfaction of the Archaeology Branch.

b.

Despite conditions 1 and 4 a) ii of the Certificate, if prior to receiving "Leave to Open" for the pipeline, BC Gas proposes a modification to the routing of the pipeline as set out in the documents listed in Schedule A to this Certificate, and the proposed right-of-way and work space:

- are on private land, or
-
- widen an existing right-of-way by no more than 18 metres and are within the existing Terrestrial Ecosystem Mapping corridor that was assessed as set out in the documents listed in Schedule A to the Certificate,

conditions 4 b) and 5 of the Certificate do not apply. However, BC Gas must:

- make application for such variation to authorities required to give approvals, licenses, permits or other authorizations under other enactments for implementation of the Project in accordance with that authority's approval process, and
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- provide, within one week of filing the first permit application for the

modification, notification of the proposed modification to: the respective regional offices of the Ministry of Environment, Lands and Parks and the Ministry of Transportation and Highways; the Archaeology Branch of the Ministry of Small Business, Tourism and Culture; the Oil and Gas Commission; and the Department of Fisheries and Oceans - Major Projects Review Unit and Navigable Waters Protection Branch.

c.

In respect to conditions 7 — 10 of the Certificate, BC Gas must obtain agreement, from the approval authorities so listed, for modifications to any mitigation plans and programs as a result of modifications to the routing of the pipeline right-of-way. BC Gas must comply with these plans and programs and any modifications to these plans and programs agreed to by the applicable approval authorities.

BC Gas agrees to be bound by this Amendment and the Certificate this 13th day of December, 1999.

Authorized representative for
BC Gas
General Manager
Position

Sheila Wynn
Executive Director and Deputy Minister
Environmental Assessment Office

Issued this 14th day of December, 1999.