



## Vol: VIII – Issue: VI – June 2015

### ENVIROFOR NEWS:

#### Tip of Month:

##### OIC/Regulation Search Tip

Tracking down regulations and orders can be tricky, and it's one of the most common inquiries we receive. Most orders are administrative in nature and are often, but not always, assigned a regulation number. These subordinate legislative items may bring into force sections of a bill, or amend existing regulations. Because orders/regulations fall under the authority of a statute, you can use our OIC search to determine all orders and regulations that have been made in relation to a particular statute. Simply go to the OIC section on the left navigation, and using the search tool, enter the title of a statute (use quotation marks). The results will display all orders/regulations that fall under the authority of the act over the last several years.


#### New Annotations Posted

Some new annotations have been posted recently by [Paul Wilson](#) of Fasken Martineau LLP – [Oil & Gas Activities Act](#), [Environmental Protection and Management Regulation](#) (200/2010), and [Petroleum and Natural Gas Act](#). To receive notification when new annotations are posted, you can either follow individuals by selecting the "Follow User" next to their name, or follow annotations for this law via the "Follow Annotations for This Law" feature located on the top menu bar when you are within the law itself. Visit our Help Menu for more details or contact us for assistance.

#### Appraisal Manuals Added to EnviroFor

Quickscribe is pleased to announce that the Coast Appraisal Manual and Interior Appraisal Manual are now available to EnviroFor Clients. These are available via the Appraisal Manual button on the left navigation. You may search, print and annotate these manuals, just as you can do with legislation. Quickscribe plans to include additional features and documents to this section in the future. For example, an alert feature designed to notify you of changes to these manuals will soon be available.

View [PDF](#) of this Reporter.

**FEDERAL LEGISLATION** — For notification of federal amendments, we recommend you use our [Section Tracking](#)  tool.

[\[ Previous Reporters \]](#)

### ENERGY AND MINES NEWS

#### Energy and Mines News:

##### **First Nation Launches Court Action against Pacific NorthWest LNG Victoria says progress with Gitga'at being made on \$36-billion project as it locks in compensation in the event of industry-specific changes**

As the B.C. government on [July 7] continued to put the pieces in place for a much-promoted first LNG project, another First Nation threw up a roadblock, challenging the leading \$36-billion Pacific NorthWest LNG project in court. The Gitga'at First Nation is seeking a judicial review from the B.C. Supreme Court over a B.C. Environmental Assessment Office decision they say does not recognize the Gitga'at as being one of the Tsimshian First Nations entitled to full consultation on the project near Prince Rupert in northwest B.C. Read *The Vancouver Sun* [article](#).

## Federal Government Introduces Prince Rupert Port Authority

### Liquefied Natural Gas Facilities Regulations

On June 20, 2015, the federal Department of Transportation published the proposed [Port of Prince Rupert Liquefied Natural Gas Facilities Regulations](#) (Regulations) with respect to proposed liquefied natural gas (LNG) facilities to be built at Prince Rupert, British Columbia. The Regulations are issued under federal authority by virtue of the [Canada Marine Act](#), which regulates Canadian ports. At present, there are four proposals for LNG facilities to be located at Prince Rupert, two are to be located wholly on federal port lands and two are to be located largely on provincial lands, with small portions on federal port lands. The Regulations implement a regulatory regime for the design, construction, operation, and maintenance of LNG projects proposed on federal lands, and in particular at the Port of Prince Rupert (Port). The Regulations have the following stated objectives:

- to establish a federal regulatory regime for LNG projects at the Port that applies, with some modifications, the existing British Columbia provincial regulatory regime;
- to create legal certainty authorizing the British Columbia Oil and Gas Commission (OGC) to administer regulatory oversight at the Port with respect to construction and operation of LNG facilities on behalf of the federal government while preserving the regulatory role of the Port with respect to navigation, shipping, and management of Port lands;
- to provide certainty and confidence for investors, developers, and the public that there is a clear regulatory regime in place to adequately regulate proposed LNG projects at the Port; and
- to promote consistency in the regulation of LNG projects in British Columbia, whether on federal or provincial lands.

The Regulations are designed to parallel provincial laws and regulations and to rely on the expertise of the OGC in administration and enforcement. Read the [full article](#) by [Paul Cassidy](#), [Monika Sawicka](#) and Connor Bildfell with McCarthy Tétrault LLP.

## ENERGY AND MINES

Act or Regulation Affected	Effective Date	Amendment Information
Greenhouse Gas Reduction (Clean Energy) Regulation (102/2012)	June 3/15	by <a href="#">Reg 98/2015</a>

## FORESTRY AND ENVIRONMENT NEWS

### Forest and Environment News:

#### Environmental Appeal Board Decisions

There were two Environmental Appeal Board decisions released in the month of June:

#### [Wildlife Act](#)

- [Tristan A. Galbraith v. Deputy Regional Manager, Fish and Wildlife](#) [Final Decision – Appeal Dismissed]

#### [Water Act](#)

- [Jason Horst v. Assistant Regional Water Manager, Kootenay Boundary Region](#) [Consent Order – Appeal Dismissed]

Visit the Environmental Appeal Board [website](#) for more information.

## FORESTRY AND ENVIRONMENT

Act or Regulation Affected	Effective Date	Amendment Information
		by 2015 Bill 13, c. 8, sections 8 and 9 only (in force

Carbon Tax Act	June 9/15	by <a href="#">Reg 102/2015</a> ), <a href="#">Finance Statutes Amendment Act, 2015</a>
Carbon Tax Regulatoion (125/2008)	June 9/15	by <a href="#">Reg 102/2015</a>
Guiding Territory Certificate Regulation (115/2015)	<b>NEW</b> June 12/15	see <a href="#">Reg 115/2015</a>
Protected Areas of British Columbia Act	June 9/15	by 2014 Bill 8, c. 33, section 1 only (in force by <a href="#">Reg 112/2015</a> ), <a href="#">Protected Areas of British Columbia Amendment Act (No. 2), 2014</a>
Wildlife Act	June 12/15	by 2014 Bill 4, c. 7, sections 65(b), 70, 73, 74 (part), 75, 81, 82 (b), (d) only (in force by <a href="#">Reg 115/2015</a> ), <a href="#">Forests, Lands and Natural Resource Operations Statutes Amendment Act, 2014</a>
Wildlife Act Commercial Activities Regulation (338/82)	June 12/15	by <a href="#">Reg 115/2015</a>

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