



# EnviroFor Reporter

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## ENVIROFOR NEWS:

### Latest Annotations

New annotations have recently been added to the Quickscribe site.

- [Anita Mathur](#), BC Oil & Gas Commission – [Oil and Gas Activities Act](#)


Watch this 20-minute [YouTube video](#) to learn more about annotations including how to receive alerts when new annotations are published to the laws that matter most to you. To view and follow annotation contributors, select "[Annotations](#)" via the left navigation, then select the "[experienced legal professionals](#)" link under the large star icon, then "Follow User" adjacent to any "expert annotator".

**Tip: Log in to EnviroFor Online prior to clicking Reporter links.**

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

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## CATEGORIES

[ENERGY & MINES](#)  
[FORESTRY & ENVIRONMENT](#)  
[OCCUPATIONAL HEALTH & SAFETY](#)

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### ENERGY AND MINES NEWS

#### **Pipeline Licensee v. Contract Operator: Who is Liable for Environmental Damage arising from Integrity Mismanagement and Corrosion?**

In *ISH Energy Ltd v Weber Contract Services Inc.*, 2019 ABQB 221, pipeline leaks were discovered at five locations in northern British Columbia that required significant clean up and extensive repair to the pipelines. The Alberta Court of Queen's Bench found the contract operator of the pipeline, who was responsible for the pipeline's maintenance, negligent and in breach of contract. The Court awarded significant damages of over \$24 million against the contract operator. This decision is a cautionary reminder, to pipeline licensees, service companies and customers of the importance of an effective integrity management program and the environmental exposure that may result from inadequate implementation. Read the [full article](#) by [Chidinma Thompson](#) and [Brett Carlson](#) with Borden Ladner Gervais LLP.

#### **Environmental Concerns Could Dash Teck's Hopes of Building Massive Oilsands Mine**

Regulators have recommended the federal government approve Teck Resources Ltd.'s massive new oilsands mine that could help reverse a trend of declining investment in the heavy oil formation, though analysts have been skeptical new mining projects can ever be built in the play given emissions limits and stringent regulatory

reviews. The Canadian Environmental Assessment Agency and the Alberta Energy Regulator announced late Thursday [July 25th] they were recommending Environment and Climate Change Minister Catherine McKenna approve Frontier, a massive new oilsands mining project by the Vancouver-based miner, with the capacity to produce 85,000 barrels of oil per day by 2026, with future phases taking total output to 260,000 bpd by 2037. While the two agencies determined the project was in the public interest, they also withheld approvals for parts of the project on Big Creek, a waterway in the area, and made its approval contingent on 62 different conditions. Read the *Vancouver Sun* [article](#).

## ENERGY AND MINES

### Act or Regulation Affected

### Effective Date

### Amendment Information

*There were no amendments this month.*

## FORESTRY AND ENVIRONMENT NEWS

### Tree Seeds and Services Regulation

The new [Tree Seeds and Services Regulation](#) came into force on July 2, 2019, under the [Forest and Range Practices Act](#). The regulation provides guidelines and costs on the provision of tree seeds, vegetative material and seed processing services, as well as prices for tree seeds, both orchard and wild. Also included are tables listing fees for processing, germination tests, stratification and other tests.

## FORESTRY AND ENVIRONMENT

### Act or Regulation Affected

### Effective Date

### Amendment Information

BC Timber Sales Regulation (381/2008)

July  
19/19

by [Reg 175/2019](#)

Disposition and Change of Control Regulation (351/2004)

July  
19/19

by [Reg 176/2019](#)

Tree Seeds and Services Regulation (138/2019)

**NEW**  
July 2/19

see [Reg 138/2019](#)

Trees Designated Area No. 1 (170/2019)

**NEW**  
July  
16/19

see [Reg 170/2019](#)

Private Managed Forest Land Council Regulation (182/2007)

July 1/19

by [Reg 55/2019](#)

## OCCUPATIONAL HEALTH AND SAFETY NEWS

### Workplace Injury in Construction Zones Rise in Spring and Summer

According to WorkSafeBC, activities on road construction sites in British Columbia increase significantly during the spring and summer months. This is also the time that puts road construction workers at increased workplace injury risks. Along with the typical dangers posed by the equipment these workers use in the course of their work, they are further threatened by traffic moving through the work zone. WorkSafeBC is running the Cone Zone campaign from May through August. This campaign endeavours to raise awareness and emphasize

the need to prevent construction zone accidents to ensure that every worker goes home safely at the end of each shift. WorkSafeBC reminds people that it is not only road workers and flaggers that are at risk. Tow truck operators, landscapers and first responders deserve the same consideration. Read the [full article](#) on the Overholt Law Blog.

#### **Elevating Devices Safety Regulation Revised**

Effective July 22, the [Elevating Devices Safety Regulation](#) was amended, requiring contractors who perform maintenance to prepare a transition plan for submission to Technical Safety BC. This plan must be submitted in a form that is acceptable to the provincial safety manager. The plan must describe how each contractor will bring all of the units upon which they perform maintenance into compliance with the Maintenance Control Program. A complete and acceptable plan must be submitted to the provincial safety manager no later than April 30, 2020.

### **OCCUPATIONAL HEALTH AND SAFETY**

<b>Act or Regulation Affected</b>	<b>Effective Date</b>	<b>Amendment Information</b>
Electrical Safety Regulation (100/2004)	July 22/19	by <a href="#">Reg 183/2019</a>
Elevating Devices Safety Regulation (101/2004)	July 22/19	by <a href="#">Reg 184/2019</a>
Power Engineers, Boiler, Pressure Vessel and Refrigeration Safety Regulation (104/2004)	July 22/19	by <a href="#">Reg 184/2019</a>

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