



30050-20/LNGC-10

Ref: 102948

March 27, 2013

SENT VIA EMAIL

Elaine Feldman
President
Canadian Environmental Assessment Agency
elaine.feldman@ceaa-acee.gc.ca

Dear Ms. Feldman:

I am writing to you to request substitution pursuant to the *Canadian Environmental Assessment Act 2012* (CEAA 2012) and our Memorandum of Understanding (MOU) on Substitution of Environmental Assessments (2013).

In accordance with section 3 of the MOU, British Columbia requests substitution for the environmental assessment of the proposed LNG Canada Export Terminal Project under the CEAA 2012. If substitution is approved by Minister Kent, British Columbia commits to fulfil the conditions for substitution under the CEAA 2012 in accordance with section 4 of the MOU.

In addition, should Minister Kent request that British Columbia undertake procedural delegation of Aboriginal consultation for the proposed LNG Canada Export Terminal Project, British Columbia would be prepared to undertake that responsibility in accordance with section 5 and the Annex of the MOU.

Based on discussions to date with LNG Canada Development Inc. (Proponent) and the draft project description received by the Environmental Assessment Office, it is likely that the proposed LNG Canada Export Terminal Project is reviewable under the British Columbia *Reviewable Projects Regulation* (BC Reg. 720/02). Notwithstanding unforeseen circumstances, Environmental Assessment Office anticipates initiating a section 10 Order shortly, which will require the Proponent to undergo a provincial environmental assessment.

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I understand that a Project description for the proposed LNG Canada Export Terminal Project was submitted to the Canadian Environmental Assessment Agency (Agency) on March 21, 2013.

I also understand that the Agency must still accept the Project description and determine whether a federal environmental assessment is required before it can respond to this request for substitution.

I look forward to hearing from you as soon as possible regarding Minister Kent's decision on this request for substitution.

Sincerely,

Dave Nikolejsin
Associate Deputy Minister

cc: Lisa Walls, Regional Director, Pacific and Yukon Region
Canadian Environmental Assessment Agency

Scott Bailey, Executive Project Director
BC Environmental Assessment Office