

April 20, 2023

Robin Silvester
President and Chief Executive Officer
Vancouver Fraser Port Authority
100 The Pointe, 999 Canada Place
Vancouver BC V6C 3T4
Robin.Silvester@portvancouver.com

Robin Silvester:

I am writing to inform you of my decisions under the *Canadian Environmental Assessment Act, 2012* (CEAA 2012) in relation to the Roberts Bank Terminal 2 Project (the Project) proposed by the Vancouver Fraser Port Authority.

Taking into account the recommendations and implementation of the mitigation measures described in the Report prepared by the Review Panel and the additional information received, I concluded that the Project is likely to cause significant environmental effects under subsections 5(1) and 5(2) of CEAA 2012 related to fish and fish habitat, marine mammals, migratory birds and biofilm, species at risk and their critical habitat as defined in the *Species at Risk Act*, wetlands, marine commercial use, human health, the current use of lands and resources for traditional purposes and cultural heritage as it relates to Indigenous Peoples.

In accordance with subsection 52(2) of CEAA 2012, I referred the matter of whether those effects are justified in the circumstances to the Governor-in-Council.

Today, I issued a Decision Statement under CEAA 2012 following the Governor-in-Council's determination that the significant adverse environmental effects of the Project are justified in the circumstances.

Pursuant to subsection 54(1) of CEAA 2012, you will find attached the Decision Statement which identifies my decisions regarding the Project. The Decision Statement includes the conditions I have established pursuant to section 53 of CEAA 2012, with which the Vancouver Fraser Port Authority must comply. These conditions were established after considering the mitigation measures and the requirements of the follow-up programs identified in the Report by the Review Panel, the additional information received, available and relevant scientific information, and the traditional knowledge provided by Indigenous Peoples. In accordance with Section 184 of the *Impact Assessment Act* (the IAA), a Decision Statement issued under CEAA 2012 is deemed to be a decision statement issued under the IAA.

It is your responsibility to ensure that the Project activities will be carried out in accordance with the Decision Statement and that they will meet all other federal, provincial and local government's legal requirements.

For further information regarding the environmental assessment Decision Statement and conditions, I encourage you to contact the Impact Assessment Agency of Canada's Compliance Promotion and Follow-up Team at postdecision@iaac-aeic.gc.ca.

Sincerely,

<Original signed by>

The Honourable Steven Guilbeault, P.C., M.P. (il/lui/he/him)

Enclosure