

# Virtual Public Information Session

## Crown Mountain Coking Coal Project

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IMPACT ASSESSMENT AGENCY OF CANADA – FEBRUARY 21, 2024



Impact Assessment  
Agency of Canada

Agence d'évaluation  
d'impact du Canada

Canada

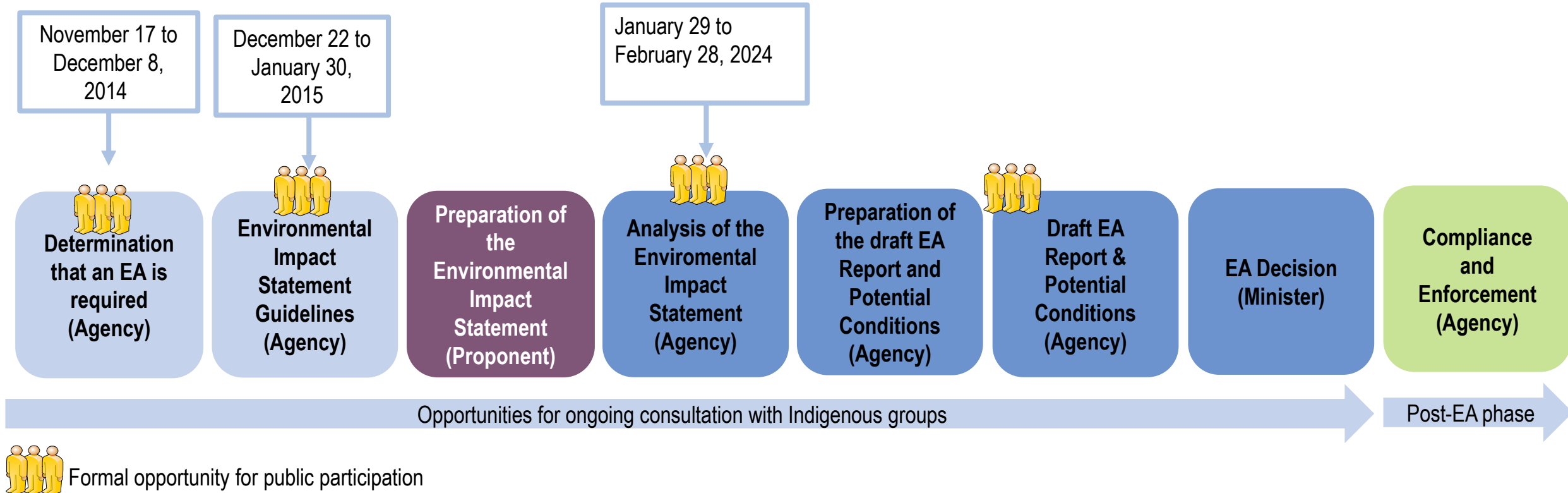
# About the Impact Assessment Agency of Canada

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- Responsible for implementing the *Impact Assessment Act* and the *Canadian Environmental Assessment Act, 2012*, including:
  - Applying the precautionary principle to ensure that a project is not likely to cause significant adverse environmental effects.
  - Promoting communication and cooperation between the federal government and Indigenous peoples.
  - Providing opportunities for timely and meaningful public participation.
  - Promoting sustainable development to maintain a healthy environment and economy.



# Federal Environmental Assessment Process



**IMPORTANT: Conditions identified in the Minister's EA decision statement are legally enforceable.**

# Federal Environmental Assessment Process

- The Environmental Impact Statement (EIS) Guidelines identify the environmental components that need to be studied by NWP Coal Canada Ltd.

## Physical Environment

- Surface water
- Groundwater
- Geology and geochemistry
- Atmospheric environment
- Terrain and soils
- Transboundary environment

## Biological Environment

- Fish and fish habitat
- Migratory birds and their habitat
- Species at risk

## Human Environment

- Indigenous health and socio-economic conditions
- Physical and cultural heritage
- Current use of land and resources for traditional purposes
- Historical, archaeological, paleontological, or architectural sites/structures
- Impacts on Aboriginal or Treaty Rights

# EIS/Application Information Requirements

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- The proponent must include the following information in the EIS/Application:
  - purpose of the project;
  - alternative means of carrying out the project;
  - environmental effects, including those caused by accidents and malfunctions, and cumulative effects from other projects;
  - mitigation measures and follow-up program;
  - significance of the environmental effects;
  - public comments; and
  - changes to the project caused by the environment.
- The Agency has completed a conformity review and has advised the Proponent that it is of the opinion that the EIS/Application contains sufficient information to proceed to a detailed technical review.

**IMPORTANT:** All input received during the public comment period will be incorporated into the federal technical review.

# Consultation with Indigenous Groups

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- The Agency and EAO will meaningfully consult, engage and collaborate with Indigenous groups on:
  - identifying potential adverse impacts and effects of the Project on Indigenous peoples, their communities and their rights;
  - determining measures to avoid, mitigate or minimize those potential impacts and effects;
  - key documents, the engagement process and, if necessary, information request(s);
  - identifying opportunities for collaboration;
  - incorporating Indigenous knowledge and any other cultural considerations and customs into the assessment process and project decision making; and
  - consensus seeking throughout the EA process.



# Consultation continued

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- The Agency will engage and collaborate with Indigenous groups in a manner that is consistent with:
  - upholding the honour of the Crown and meeting our duty to consult;
  - the *Principles respecting the Government of Canada's relationship with Indigenous peoples*;
  - the *UN Declaration on the Rights of Indigenous Peoples*
  - Agency guidance -- *Considering Aboriginal traditional knowledge in environmental assessments conducted under the Canadian Environmental Assessment Act, 2012*; and
  - Agency guidance -- *Assessment of Potential Impacts on the Rights of Indigenous Peoples*

# Federal Authorities with potential decisions

## Environment and Climate Change Canada

- *Migratory Birds Convention Act*
  - Permit for vegetation clearing during migratory bird nesting season
- *Species at Risk Act*
  - Permit
- *International River Improvements Act*
  - Notification

## Fisheries and Oceans Canada

- Section 35(2) of the *Fisheries Act*
  - Authorization for harmful alteration, disruption, or destruction of fish habitat
- *Species at Risk Act*
  - Permits required for activities that may affect a listed species or its habitat and for the handling of sensitive species for wildlife salvages.

## Natural Resources Canada

- paragraph 7(1)(a) of the *Explosives Act*
  - License required for the on-site explosive manufacture
  - License for the storage of explosive products





# EIS Summary Review

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- We want to know what you think about the information presented in the EIS summary, including:
  - The **description of potential environmental effects** from the project;
  - The **mitigation measures** that have been identified to avoid, reduce or accommodate these effects;
  - The predicted **significance of adverse environmental effects**, after mitigation is applied; and
  - The **follow-up program** proposed to confirm the EA predictions and the effectiveness of the mitigation measures.

# Impact Assessment Agency of Canada Next Steps



## Analyze the EIS

- Public comment period on the EIS Summary. **Comments due by February 28, 2024.**
- Complete the technical review of the EIS.
- Work with NWP Coal Canada Ltd. to resolve issues and identify appropriate mitigation measures.



## Draft the EA Report and Potential Conditions

- Review comments and produce a “draft EA Report”, summarizing:
  - the EA process and findings, including how public comments have been addressed, and
  - conclusions on the potential for the Project to cause significant adverse environmental effects.
- Draft potential enforceable conditions based on mitigation and follow-up monitoring.
- Public comment period on the draft EA Report and potential conditions.

## EA Decision

- Review comments, finalize the EA report, and submit Final EA Report to the Minister of Environment and Climate Change for consideration.
- Minister issues decision statement, including the determination of significance and enforceable conditions.



**How to submit your comments:**  
[canada.ca/iaac-registry](https://canada.ca/iaac-registry) (reference number 80087)

## Questions and Comments

**Crown Mountain Coking Coal Project**

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