

ANNEX 3: Advice to the proponent

Departmental number	Reference to EIS [IR]	Context and Rationale	Advice to the Proponent
TC-01	Section 2.2.1.1, Page 2.7	On May 11, 2018, Alberta Transportation indicated its intention to opt-in to the <i>Navigation Protection Act</i> .	<p>In order to formally request to opt-in, Alberta Transportation must complete and submit an Opt-in Form, along with a complete Notice of Works Form, to Transport Canada’s Navigation Protection Program (NPP) office in Edmonton. Dates of construction, temporary works utilized for the construction, plan and profile view of the permanent structure are also required. The application should include all applicable project components. Based on information available to date, TC understands that these include the diversion inlet, debris deflector, and safety or sedimentation booms or works from the spillways that may encroach on the Elbow River.</p> <p>For more information on how to fill out the Notice of Works Form, please visit the website at https://www.tc.gc.ca/eng/programs-621.html for the Transport Canada publication “A Guide to Completing the Navigation Protection Program’s Notice</p>

			<p>of Works Form”.</p> <p>The following is the contact information for the NPP office in Edmonton:</p> <p>Regional Manager Navigation Protection Program Transport Canada Canada Place 1100-9700 Jasper Avenue Edmonton, AB T5J 4E6</p> <p>Phone: 780-495-8215 Fax: 780-495-8607</p> <p>Email: NPPPNR-PPNRPN@tc.gc.ca</p>
TC-02		<p>TC would like Alberta Transportation to clarify which specific project components for which Alberta Transportation is proposing to submit a request to opt-in to the Navigation Protection Act.</p>	<p>TC recommends that Alberta Transportation clarify whether it intends to opt-in to the <i>Navigation Protection Act</i> for any works other than those noted above. For example, Alberta Transportation previously opted out of the bridge on Highway 22 and should identify if it intends to now opt-in for that bridge or any other river structures.</p>
TC-03	<p>Section 2.2.1.1, Page 2.7, <i>Navigation Protection Act</i></p>	<p>TC would like to provide a clarification regarding the following sentence:</p> <p>“Transport Canada’s amended Minor Works Order includes a list of designated</p>	<p>The Minor Works Orders are only applicable to waters listed on the Scheduled List of Watercourses in the <i>Navigation Protection Act</i>. As the Elbow River is not on the Schedule, the Minor Works Orders do not apply even though</p>

		works that may proceed on Scheduled waterways without a Notice to the Minister. The Works Order includes pipelines buried under the bed of navigable water”	the proponent has stated its intention to request to opt-in to the <i>Navigation Protection Act</i> .
TC-04	Section 3.6.2.3, Page 3.23, Alternative 2		Alternative 2 (Dam toe in Conceptual Design Location, Bank Toe Stabilization) will require an application under the <i>Navigation Protection Act</i> if the proponent requests to opt-in to the <i>Navigation Protection Act</i> and if that request is granted.
TC-05	Section 6.3.2.1, Page 6.15, Mitigation Measures	Refers to the <i>Navigable Waters Protection Act</i> , which is incorrect	Should read <i>Navigation Protection Act</i>
TC-06	Section 6.3.2.1, Page 6.15, Mitigation Measures	Refers to the <i>Navigable Waters Protection Act</i> , which is incorrect	Should read <i>Navigation Protection Act</i>