

Compliance monitoring and enforcement program

2019, Quarter 2 Summary Report

Background

Canada Port Authorities have been the permitting authority for federal port lands and waters since the introduction of the *Canada Marine Act* in 1998, and as a federal authority, conduct environmental reviews of projects in accordance with Section 67 of the *Canadian Environmental Assessment Act, 2012*.

The Vancouver Fraser Port Authority uses its own [Project and Environmental Review](#) (PER) process to fulfill our federal responsibilities under the *Canada Marine Act* and the *Canadian Environmental Assessment Act, 2012*, carefully reviewing and considering potential effects from all proposed project development on federal lands and waters before determining if a project should proceed. If a proposed project is approved, a project permit will be issued with conditions. A permit holder must comply with the scope and conditions as outlined in the project permit. Unauthorized work is work or activities that are undertaken without a project permit which would have required a project permit, or work undertaken that is beyond the scope of what is authorized in a project permit.

Overview of compliance monitoring and enforcement program

In 2018, the port authority updated its approach to compliance monitoring and enforcement (CME) to achieve the following objectives:

- More effectively monitor compliance with permit conditions;
- Formalize permit compliance expectations;
- Utilize better tools to communicate more effectively between the port authority and applicants/permit holders; and
- Ensure fair, consistent and transparent responses to permit non-compliance.

CME Program Statistics

In the second quarter of 2019, the port authority issued the following number of permits, and a summary of the compliance verification activities conducted by the port authority is provided in the table below:

Permit category	Number of permits issued	Projects under construction	Compliance Verification Activities conducted by port authority: Site visits
Category A permits	35	Data not available	1
Category B permits	11		4
Category C permits	0		4
Category D permits	1		2
Designated projects permits	0		0
Potentially unauthorized works	N/A	N/A	4

Additional compliance verification activities conducted by the port authority during the second quarter of 2019 included:

- Desktop reviews of self-reports submitted by permit holders indicating the status of compliance with each condition of their permit; and
- Desktop reviews of environmental monitoring reports submitted by permit holders that provide information on the regular environmental monitoring conducted on site to ensure consistency with the project Construction Environmental Management Plan and permit conditions.

Enforcement actions

A summary of enforcement actions which have been issued by the port authority in the second quarter of 2019 (April 1 to June 30, 2019) is provided in the table below.

Summary of enforcement actions

Permit Holder / Proponent	Project	PER number	Permit Category	Enforcement action		Status
				Tool used	Date issued	
Coast 2000 Terminals Ltd. on behalf of Portside Equities Inc. and Portside Equities (Nominee) Inc.	Lindome Fabric Structure	Preliminary Review 18-200	B	Restoration Order	May 3	In progress

18-200: Coast 2000 Terminals Ltd. on behalf of Portside Equities Inc. and Portside Equities (Nominee) Inc.

A restoration order was issued to Coast 2000 Terminals Ltd. on May 3, 2019 as a structure was constructed at 16080 Portside Road, Richmond, without the required authorization from VFPA. The unauthorized work is in contravention of VFPA's PER process and VFPA is unable to confirm whether the unauthorized work is compliant with the National Building Code 2015 or the National Fire Code 2015. The order to remove the unauthorized work from the site is in progress.

More information

Learn more about our Project and Environmental Review process at <https://www.portvancouver.com/development-and-permits/project-and-environmental-reviews/>.

Learn more about our Compliance Monitoring and Enforcement program at <https://www.portvancouver.com/development-and-permits/compliance/>.

If you have questions, please contact the Vancouver Fraser Port Authority at:

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