

Compliance Monitoring and Enforcement Program

2020, 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 82 of the *Impact Assessment Act*.

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 *Impact Assessment Act*, 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 works as authorized in a project permit.

Overview of compliance monitoring and enforcement program

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

- Formalize permit compliance expectations
- More effectively monitor compliance with permit conditions
- Communicate more effectively with applicants/permit holders
- Ensure fair, consistent and transparent responses to permit non-compliance

CME Program Statistics

The table below summarizes the number of permits issued by the port authority in the second quarter of 2020 and the compliance verification activities conducted during that period:

Permit category	Number of permits issued	Projects under construction	Compliance verification activities conducted by the port authority: site visits*
Category A permits	37	Data not available	0
Category B permits	12		0
Category C permits	1	14	0
Category D permits	0		0
Designated projects permits	0		0
Potentially unauthorized works	N/A	N/A	0

*Port authority site visits were halted as of March 16, 2020 due to COVID-19.

Compliance verification activities conducted by the port authority during the second quarter of 2020 included:

- Desktop reviews of self-reports submitted by permit holders indicating the status of compliance with each condition of their permit
- 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 2020 (April 1 to June 30, 2020) 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	
Vancouver Fraser Port Authority	Centerm Expansion Project	15-012	D	Correction Order	April 2020	In progress

15-012: VFPA Centerm Expansion Project

A correction order was issued to Vancouver Fraser Port Authority for the Centerm Expansion Project on April 30, 2020 in response to ongoing non-compliances under project permit 15-012. Non-compliances included inadequate containment of waste materials, inadequate or absent erosion and sediment control measures and inadequate storage of hazardous waste materials outside of secondary containment. The port authority is working to address the items outlined in the correction order.

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/permitting-and-reviews/per/project-and-environment-review-applicant/compliance/>

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

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