



Compliance monitoring and enforcement program

2023, Quarter 1 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, we conduct environmental reviews of projects in accordance with Section 82 of the *Impact Assessment Act*.

The Vancouver Fraser Port Authority (port authority) uses its [Project and Environmental Review \(PER\)](#) process to fulfill our responsibilities under the *Canada Marine Act* and the *Impact Assessment Act*, carefully reviewing and considering potential effects from 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 project scope and conditions in the project permit.

Under the compliance monitoring and enforcement (CME) program, projects are monitored against permit conditions and enforcement actions are taken for non-compliant projects or unauthorized works. Unauthorized work is work or activities beyond the scope of work authorized in a project permit.

Overview of compliance monitoring and enforcement program

The intent of our CME program is to achieve the following objectives:

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

Since the programs launch in 2018, we have provided education to permit holders and tenants about the CME Program, and worked closely with permit holders to assist with understanding and resolving instances of non-compliance with project permit conditions.

CME Program Statistics

Compliance verification activities conducted by the port authority during the first quarter of 2023 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
- Desktop reviews of independent monitoring reports submitted by the independent monitor for Category D and designated projects
- Nine site visits

Enforcement actions

There were three enforcement actions in the first quarter of 2023, shown below.

Permit holder/proponent	Project	Project permit	Category	Enforcement action	Date Issued	Status
Greater Vancouver Sewerage and Drainage District	Metro Vancouver Maple Ridge Forcemain Scour Protection	22-073	B	Notice of non-compliance	February 2023	Resolved
Canadian Pacific Railway Company	Cascadia Rail Expansion Phase 4 Project	20-095	C	Notice of non-compliance	January 2023	Resolved
Ministry of Transportation and Infrastructure	Pattullo Bridge Replacement Project	17-107	C	Stop work order	January 2023	Resolved

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:

Phone: 604.665.9047

Email: per@portvancouver.com