



CORRECTION ORDER

ISSUED BY VANCOUVER FRASER PORT AUTHORITY (VFPA)

June 8, 2023

ISSUED TO:

BC Ministry of Transportation and Infrastructure
Pattullo Bridge Replacement Project
1100 – 401 West Georgia Street
Vancouver, BC V6B 5A1

WHEREAS:

A. On May 27, 2019, Project Permit 17-107 (the "Permit"), attached hereto, was issued by VFPA to the BC Ministry of Transportation and Infrastructure (the "Permit Holder") for the Pattullo Bridge Replacement at New Westminster and Surrey, BC (the "Project").

B. The Permit includes the following conditions:

Condition 1: The Permit Holder must have a valid lease, licence, or access agreement for the Project site prior to accessing the Project site or commencing construction or any other physical activities on the Project site.

Condition 2: The Permit Holder shall at all times and in all respects, comply with and abide by all applicable statutes, laws, regulations and orders from time to time in force and effect, including all applicable environmental, labour and safety laws and regulations.

Condition 6: The Permit Holder shall undertake and deliver the Project to total completion in a professional, timely and diligent manner in accordance with applicable standards and specifications set out in the sections above entitled Project Description and Information Sources, including the attached plans and drawings numbered PER No. 17-107-A to F. The Permit Holder shall not carry out any other physical activities unless expressly authorized by VFPA.

Condition 7: The Permit Holder shall cooperate fully with VFPA in respect of any review by VFPA of the Permit Holder's compliance with this Permit, including providing information and documentation in a timely manner, as required by VFPA. The Permit Holder is solely responsible for demonstrating the Permit Holder's compliance with this Permit. Accordingly, the Permit Holder shall be familiar with VFPA's compliance and enforcement program:
<https://www.portvancouver.com/development-and-permits/compliance/>

Condition: 8: The Permit Holder shall review the Permit with all employees, agents, contractors, licensees and invitees working on the Project site, prior to such parties participating in any construction or other physical activities on the Project site. The Permit Holder shall be solely responsible for ensuring that all such employees, agents, contractors, licensees and invitees comply with this Permit.

- C. On May 5, 2023, VFPA determined the Permit Holder was not in compliance with conditions 1, 2, and 6 of the Permit, and issued a site-specific Stop Work Order (PER 17-107_CME003) (the “Stop Work Order”) to prevent further work outside Permit Holder’s licence boundary without written agreements from the land parcel tenure holders.
- D. On May 9, 2023, the Permit Holder informed VFPA that, as part of the Project, its contractor undertook a site inspection and land survey outside of the Permit Holder’s tenure area, without authorization from VFPA and without written agreements from the land parcel tenure holders.
- E. On May 12, 2023, VFPA issued a written warning to the Permit Holder that the Project was not in compliance with conditions 1, 2, 6, and 7 of the Permit and with the Stop Work Order.
- F. Pursuant to condition 8 of the Permit, the Permit Holder is responsible for its contractor and has failed to comply with all the conditions of the Permit and, in particular, conditions 1, 2, 6, and 7 of the Permit, and with the Stop Work Order.

THEREFORE:

VFPA hereby orders that the Permit Holder:

- (1) Immediately cease all activities in areas outside the Permit Holder’s licence boundary (see Figure 1 attached).
- (2) Obtain valid leases, licences or access agreements for any future work in areas outside the Permit Holder’s licence boundary.
- (3) Provide confirmation to VFPA that the Permit Holder has complied with the requirements of this Order to VFPA’s satisfaction in advance of any further work in these areas.
- (4) By June 23, 2023, ensure all on-site staff have participated in enhanced training and/or a communication session (the “Training”) that provides an overview of the Permit Holder’s license boundary, including an overview of Figure 1. Keep and retain records detailing the name and Project role of each on-site staff member and the date that such persons completed the Training and submit these records to VFPA by June 30, 2023.
- (5) Implement the measures identified in clauses 1 through 4 above to the satisfaction of VFPA unless otherwise authorized by VFPA.

ADDITIONAL INFORMATION:

VFPA reserves all of its rights to exercise any of its rights, remedies, powers and privileges, under any applicable lease or licence issued to the Permit Holder, or at law or in equity.

Any questions can be directed to Dean Richards at dean.richards@portvancouver.com.

Vancouver Fraser Port Authority



Original Copy Signed

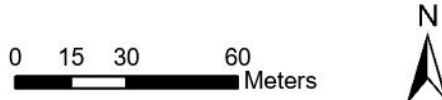
Dean Richards, P.Ag
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Vancouver Fraser Port Authority

Ref #: PER 17-107_CME004
Attachment: Figure 1



Figure 1
Corrective Order
CME_004

-  Area can be accessed (public space), but no construction activity may occur
-  No trespassing / Access agreement required



 **PORT of
vancouver**
Vancouver Fraser
Port Authority

Spatial Data Group
Prepared by: NB
Created: May 31, 2023
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