

August 16, 2017

Prince Rupert Gas Transmission Ltd.  
450-1st St SW, Drop Box 2350  
Calgary, AB T2P5H1

Attention: Prince Rupert Gas Transmission Ltd.

**RE: Determination of Application Area Number 100084674, OGC Legacy 9644149**

**Permit Holder:** Prince Rupert Gas Transmission Ltd.

**Date of Issuance:** August 15, 2017

**Effective Date:** August 15, 2017

**Application Submitted Date:** March 4, 2016

**Application Determination Number:** 100084674

**Approved Disturbance Footprint:** 3.75 ha

### ACTIVITIES APPROVED

<b>Associated Oil &amp; Gas Activity No.:</b> 00173354, 00173355 and 00173356	<b>Type:</b> Sump
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## **GENERAL PERMISSIONS, AUTHORIZATIONS and CONDITIONS**

### PERMISSIONS

#### **Petroleum and Natural Gas Act**

1. The BC Oil and Gas Commission (the "Commission") pursuant to section 138 of the *Petroleum and Natural Gas Act* hereby permits the Permit Holder referenced above to construct and operate a related activity(s) as detailed in Activities Approved table above and the Activity Details table(s) below, when applicable, for the purposes of carrying out oil and gas activities as defined in the *Oil and Gas Activities Act (OGAA)*; subject to the conditions set out herein.
2. The permissions and authorizations granted under this permit are limited to the area identified in the areas described in WSP File: 130398SK08R0, Sheet 1 – 2 of 2, Revision 0, dated December 14, 2016 (the "construction plan"), by WSP Surveys (BC) Limited Partnership as submitted to the Commission in the permit application dated March 4, 2016; herein after referred to as the 'activity area'.
3. The Commission, pursuant to section 138(1) of the *Petroleum and Natural Gas Act*, hereby permits the occupation and use of any Crown land located within the activity area.
  - a) The permission to occupy and use Crown land expires two years from the date of issuance, unless the Commission has received notice of construction start, or this permit is otherwise extended, suspended, cancelled, surrendered or declared spent.
  - b) The permission to occupy and use Crown land does not entitle the Permit Holder to exclusive possession of the activity area.

- c) The total disturbance within the activity area must not exceed the total approved disturbance footprint as referenced above.

## AUTHORIZATIONS

### Forest Act

4. The Commission, pursuant to section 47.4 of the *Forest Act*, hereby authorizes the removal of Crown timber from the activity area under the cutting permits associated with the Master Licence(s) as follows:

**Master Licence to Cut No.:** M02370

**Cutting Permit No.:** 21

**Timber Mark No.:** MTB 802

**Total New Cut:** 3.75

**Forest District:** (DPC) Peace Natural Resource District

**Region:** Interior

5. The cutting permits are deemed spent upon the submission of the post-construction plan or upon either the cancellation or expiry of the activities approved under the permit.

## CONDITIONS

### Notification

6. A notice of construction start must be submitted, as per the relevant Commission process at the time of submission, at least 48 hours prior to the commencement of activities under this permit.
7. Within 60 days of the completion of construction activities under this permit, the Permit Holder must submit to the Commission a post-construction plan as a shapefile and PDF plan accurately identifying the location of the total area actually disturbed under this permit. The shapefile and plan must be submitted via eSubmission.
8. The Permit Holder must notify the Halfway River First Nation Lands Department office five (5) working days prior to project commencement.
9. The Permit Holder must notify the Saulteau Nations Lands Department office five (5) working days prior to project commencement.

### General

10. The rights granted by this permit in relation to unoccupied Crown land are subject to all subsisting grants to or rights of any person made or acquired under the *Coal Act, Forest Act, Land Act, Mineral Tenure Act, Petroleum and Natural Gas Act, Range Act, Water Sustainability Act* or *Wildlife Act*, or any extension or renewal of the same.
11. The Permit Holder must not assign, sublicense or permit any person other than its employees, contractors or representatives to use or occupy any Crown land within the activity area, other than its employees, contractors or representatives, without the Commission's written consent. The Permit Holder must ensure that the activity area is maintained in a condition so as to minimize hazards, including but not limited to hazards associated with storage of materials and equipment.
12. The Permit Holder must ensure that the activity area is free of garbage, debris and unused equipment.

### Environmental

13. Construction activities must not result in rutting, compaction or erosion of soils that cannot be reasonably rehabilitated to similar levels of soil productivity that existed on the activity area prior to the construction activities taking place.
14. Any temporary access must be constructed and maintained in a manner that provides for proper surface drainage, prevents pooling on the surface, and maintains slope integrity.

15. The Permit Holder must make reasonable efforts to prevent establishment of invasive plants on the activity area associated with the related activities set out in the Authorized Activities table above resulting from the carrying out of activities authorized under this permit.
16. Following completion of construction associated with the associated activities set out in the Authorized Activities table above, the Permit Holder must, as soon as practicable
  - a) decompact any soils compacted by the activity;
  - b) if natural surface drainage pattern was altered by the carrying out of the activity, the Permit Holder must restore, to the extent practicable, to the drainage pattern and its condition before the alteration; and
  - c) re-vegetate any exposed soil on the activity area including, where necessary, using seed or vegetative propagules of an ecologically suitable species that
    - (i) promote the restoration of the wildlife habitat that existed on the area before the oil and gas activity was begun, and
    - (ii) stabilize the soil if it is highly susceptible to erosion.
  - d) Following completion of construction activities authorized herein, any retrievable surface soils removed from the activity area must be redistributed so that the soil structure is restored, to the extent practicable, to its condition before the activity was begun.
17. The Permit Holder must ensure that the activities authorized under this approval do not result in any deleterious materials being deposited into a stream, wetland or lake.
18. The Permit Holder must not undertake construction or significant maintenance activities within the riparian management area of any stream, wetland or lake.
19. Except to facilitate access, the activity must not disturb the Callazon Snow Trail, recreation trail REC191194.
20. Prior to construction, the permit holder must complete a pre-site assessment identifying any karst features within 100m of permitted activities. The permit holder must submit, to the satisfaction of the Commission, results of the assessment, including mitigation in the form of a report. The assessment and report must be completed by a qualified professional.
21. The Permit Holder must not undertake construction or significant maintenance activities within the Moberly and Kennedy Siding Caribou Herd areas, between April 15 and July 15.

## Clearing

22. The Permit Holder is permitted to fell any trees located on Crown land within 1.5 tree lengths of the activity area that are considered to be a safety hazard according to *Workers Compensation Act* regulations and must be felled in order to eliminate the hazard. Trees or portions of these trees that can be accessed from the activity area without causing damage to standing timber may be harvested.
23. The holder of the cutting permit must pay to the government, stumpage and any waste billing determined in accordance with the terms of this authorization.
24. The authorized cutting permit does not grant the Permit Holder the exclusive right to harvest Crown timber from the activity area. Authority to harvest some or all of the timber may be granted to other persons. The Permit Holder's right to harvest timber applies to any timber found on the site at the time they undertake harvesting activities.
25. All harvested Crown timber must be marked with the cutting permit's associated timber mark.
26. Stumpage for cutting permits falling within the Interior Area, as defined in the Interior Appraisal Manual (the "Manual") will be calculated in accordance with the Manual as amended from time to time. In the current version of the Manual, stumpage will be determined in accordance with Table 6-7 (area based)
27. Any waste assessments applied under the Master Licence to Cut are subject to the merchantability specifications and monetary waste billing requirements in the Provincial Logging Residue and Waste Manual specific to the region associated with the cutting permit authorization.

## Archaeology

28. An Archaeological Impact Assessment (AIA) is required for the proposed development area prior to any development activities taking place.
29. An AIA report must be submitted to the Commission as soon as practicable.
30. If artifacts, features, materials or things protected under section 13(2) of the Heritage Conservation Act are identified the permit holder must, unless the permit holder holds a permit under section 12 of the Heritage Conservation Act issued by the Commission in respect of that artifact, feature, material or thing:
  - a) immediately cease all work in the vicinity of the artifacts, features, materials or things;
  - b) immediately notify the Commission and the Archaeology Branch of the Ministry of Forests, Lands and Natural Resource Operations
  - c) refrain from resuming work in the vicinity of the artifacts, features, materials or things except in accordance with an appropriate mitigation plan that has been prepared in accordance with the Heritage Conservation Act and approved by the Archaeology Branch of the Ministry of Forests, Lands and Natural Resource Operations.

## **ADVISORY GUIDANCE**

1. Unless a condition or its context suggests otherwise, terms used in this approval have the same meaning as the Environmental Protection and Management Regulation under the *Oil and Gas Activities Act*.
2. Appropriate tenure will be issued upon acceptance of the post-construction plan. Submission of the original application and submission of the post-construction plan is considered an application for all subsequent applicable *Land Act* tenures. Upon the Commission's acceptance of the post-construction plan no further applications for replacement tenure are required.

All pages included in this permit and any attached documents form an integral part of this permit.



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Ashley Istead  
Authorized Signatory  
Commission Delegated Decision Maker

Copied to:

Land Agent – Roy Northern Land Service Ltd.  
First Nations – Halfway River First Nation, Mcleod Lake Indian Band, Saulteau First Nations, West Moberly First Nations  
Ministry of Forests District Office – (DPC) Peace Natural Resource District