



Transport Canada's Presentation on the Proposed Whites Point Rock Quarry Project



Transport Canada's Mission

- Transport Canada (TC)'s mission is to develop and administer policies, regulations and services for the best transportation system for Canada and Canadians - one that is safe and secure, efficient, affordable, integrated and environmentally friendly.



Core Activities

- Marine Safety
- Security and Emergency Preparedness
- Programs (EA, Airports, Harbours and Ports)
- Surface, Rail, Civil Aviation, Communications, Policy and Coordination



Environmental Assessment (EA) Project History

- EA began in February 2003 with the identification of two potential Law List triggers under the Canadian Environmental Assessment Act (CEAA):
 1. Navigable Waters Protection Act (NWPA)
 2. Fisheries Act Authorization
- TC became a Responsible Authority (RA) in March 2004 when NWPP was transferred from DFO to TC.
- TC's active involvement in EA began in August 2004.



Navigable Waters Protection Act

- Administer the Navigable Waters Protection Act (NWPA).
- Authorize “interferences” to the Public Right of Navigation.



Navigable Waters Protection Act

Ensure the Public's Right of Navigation by:

- Authorizing interferences to navigation so that the impact is acceptable/mitigated



Navigable Waters Protection Act

- January 2003, received a complete NWPA application for a proposed marine terminal.
- February 2003, NWP advised Proponent to register plans, and proceed with public notification process.
- Navigational Impact Assessment is substantially complete.
- Awaiting result of CEAA process prior to making NWPA decision.



Marine Safety

Foreign Vessels Must Comply With:

- International Maritime Organization (IMO) Conventions:
 - SOLAS – safety of life at Sea
 - MARPOL (ANNEX I to VI) –pollution prevention
 - Standards of Training, Certification and Watchkeeping for Seafarers (STCW 95) – crew training
- Canadian Shipping Act (CSA) and Relevant Regulations:
 - Ballast Water Management Regulations
 - Navigation Safety Regulations
 - Regulations for Prevention of Pollution from Ships and for Dangerous Chemicals



Marine Safety

Compliance and Enforcement

- Eastern Canada Traffic System (ECAREG) Clearance - safety and environmental
- Port State Control (PSC) Inspections - every 6 months
- Ballast Water Inspections - regular basis
- Other Investigations - safety and pollution incidents



Security and Emergency Preparedness

The Proponent must comply with the marine security requirements under the International Maritime Organization's, International Ship and Port Facility Security Code.

(The amendments to the International Convention for the Safety of Life at Sea (1974) and the requirements under the Code have been implemented through Canada's Marine Transportation Security Act and Regulations.)



Security and Emergency Preparedness

- In accordance with the Marine Transportation Security Regulations, The Proponent is required to prepare a Marine Facility Security Assessment in collaboration with TC, and develop and implement a Marine Facility Security Plan prior to the operation of the marine terminal.
- All shall be submitted to the Regional Director, Transportation Security and Emergency Preparedness for approval, 6 months in advance of operation of the facility.



Conclusions

The Proponent is required to:

- adhere to all conditions of NWPA Approval;
- ensure a Port Procedures Manual is completed prior to facility operating;
- ensure all necessary Pilotage requirements are in-place prior to facility operating;
- ensure a Port Security Plan is approved.



THANK YOU

- Transport Canada looks forward to the Joint Review Panel's Report.
- Transport Canada and Fisheries and Oceans Canada, as a Responsible Authorities for the EA, will respond to the Panel's report once it is released.



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