

Attachment B

John Hart Redevelopment Project

Scope of Information and Reports by the Environmental Monitor

A. Preamble

BC Hydro and Power Authority (the "Licensee") is proceeding with the construction of the underground John Hart Generating Station ("underground John Hart GS"), a component of the John Hart Redevelopment Project. The underground John Hart GS is located on Campbell River and is authorized by **Conditional** Water Licences 126713, 126721 and **126757** (the "Licences"), which form part of this document. The works of the underground John Hart GS are described under clause (h) of the Licences.

The Licensee is required under clause (k) 3) e) of the Licences to prepare an environmental management plan (the "EMP") for the management and mitigation of construction impacts, including a Drinking Water Protection Plan, which plan is to be to the satisfaction of the Comptroller of Water Rights (the "Comptroller").

The Licensee is required under clause (k) 2) of the Licences to retain a person with professional qualifications (the "Environmental Monitor") who will monitor environmental impacts from the construction of works. The monitor will also provide information and reports under the direction of the Comptroller on compliance of the construction with the EMP. The Licensee is also required to retain an Independent Engineer as set out in the Licences.

The EMP is the provisions that meet the collective requirements of the Comptroller and the municipal, provincial and federal agencies that contributed to the development of the EMP to mitigate the effects of the construction activities.

The information and reports by the Environmental Monitor will be provided to the Comptroller and the municipal, provincial and federal agencies that contributed to the development of the EMP. Each agency will take action on the information and reports provided by the Environmental Monitor in accordance with the jurisdiction of the agency.

B. Regulation of the Construction of Works

The Comptroller has the power to regulate the construction of works, which regulation may consider the construction activities that may adversely affect the public, the environment and the interests of licensees, riparian owners and owners of land adjacent to the works.

If the Comptroller has determined that the construction activities may be hazardous to the interests of licensees, riparian owners and owners of land adjacent to the works and the environment, the Comptroller may issue an order that directs the Licensee to change the manner in which the works are constructed to remove the hazardous condition.

C. Information and Reports

The Environmental Monitor is responsible for observing the methods of construction and preparing information and reports on the compliance of the construction activities with the EMP.

The information and the reports to be provided by the Environmental Monitor to the Comptroller and the municipal, provincial and federal agencies that contributed to the development of the EMP must include the following:

1. Review the EMP and develop a work plan that sets out the following:
 - The frequency of inspecting the construction activities.
 - The manner in which notice is to be given to the parties for a construction activity that is not in compliance with the EMP.
 - A process for escalating enforcement of compliance of construction activities with the EMP.
 - The format and frequency for the preparation of reports on the compliance of the construction activities with the EMP.
2. Reports on meetings with the Licensee and the Construction Engineer to develop a strategy to communicate to the workers on the construction site the following:
 - the requirements of the EMP,
 - the potential environmental impacts, and
 - the authority of the Environmental Monitor.
3. Reports on matters that arise during the construction and testing of the works that are not described in the EMP. If cannot be resolved by discussion with the licensee and the Construction Engineer, obtain direction from the Comptroller and the municipal, provincial and federal agencies that contributed to the development of the EMP for the mitigation of these matters.
4. Provide any other information or advice required by the Comptroller and the municipal, provincial and federal agencies that contributed to the development of the EMP that is required to ensure that the construction and commissioning of the works is in accordance with the EMP.

D. Independent Engineer

The Licensee is required under clause (k) 1) of the Licence to retain an Independent Engineer who will provide information and reports under the direction of the Comptroller regarding the design and construction of the works.

The Independent Engineer and the Environmental Monitor will communicate with each other during the construction of the works to coordinate their activities to provide information to the Comptroller for proper regulation of the construction of the works.

E. Delegation of Duties of Environmental Monitor

When the Environmental Monitor is unable to personally observe and report on the construction activities, the persons who have the same authority as the Environmental Monitor to observe and report on construction activities are:

1. Name 1
2. Name 2

F. Testing the Operation

When the Licensee submits a schedule for testing the operation of the works, the Environmental Monitor will inspect the site and report to the municipal, provincial and federal agencies that contributed to the development of the EMP, and to the Comptroller on any matters that would make the works a hazard to the public and the environment.

The Environmental Monitor will observe the testing of the operation of the works to determine if the operation poses a hazard to the public and the environment, and submit to the Comptroller a report on the outcome of the monitoring.

G. Authority to Stop Construction Activities

The plan prepared by the Environmental Monitor for escalating the enforcement of compliance of construction activities with the EMP includes a provision that the Environmental Monitor may direct the Construction Engineer to stop a construction activity.

The authority of the Environmental Monitor to stop a construction activity pertains only to those matters under the jurisdiction of the municipal, provincial and federal agencies that contributed to the development of the EMP.

An order to stop a construction activity that affects the interests of licensees, riparian owners and owners of land adjacent to the works may only be given by the Comptroller.

H. Acceptance

The information and reports to be provided by the Environmental Monitor to the Comptroller as set out above is acceptable to:

Name:

Date:

Environmental Monitor

AND

The Licensee agrees to retain the Environmental Monitor to provide the information and reports to the Comptroller set out above.

Name:

Date:

Licensee

Appendix A - Contact List

Comptroller of Water Rights	
Name:	Pieter Bekker
Position Title:	Deputy Comptroller of Water Rights
Office Phone Number:	250 387-9447
Mobile or Alternate Phone Number:	
Mailing Address:	PO Box 9340 Stn Prov Govt Victoria BC V8W 9M1
Independent Engineer	
Name:	
Position Title:	
Company	
Office Phone Number:	
Mobile or Alternate Phone Number:	
Mailing Address:	
Licensee Representative	
Name:	
Position Title:	
Company	
Office Phone Number:	
Mobile or Alternate Phone Number:	
Mailing Address:	
Design Engineer	
Name:	
Position Title:	
Company	
Office Phone Number:	
Mobile or Alternate Phone Number:	
Mailing Address:	

Construction Engineer	
Name:	
Position Title:	
Company	
Office Phone Number:	
Mobile or Alternate Phone Number:	
Mailing Address:	