Fisheries and Oceans Canada (DFO)

Roberts Bank Terminal 2
Panel Orientation Session
Presentation

June 28, 2016
Presentation Outline

• responsibilities under the *Fisheries Act* and the *Species at Risk Act*

• role in the environmental assessment of the Roberts Bank Terminal 2 Project

• interaction with other organizations
Fisheries and Oceans Canada (DFO)

- **Fisheries Act**
- **Species at Risk Act**
Prohibition Against Causing Serious Harm: “No person shall carry on any work, undertaking or activity that results in serious harm to fish that are part of a commercial, recreational or Aboriginal fishery, or to fish that support such a fishery.”

“Serious harm to fish” is defined as “the death of fish or any permanent alteration to, or destruction of, fish habitat.”

Authorization: DFO may authorize, with conditions, a work, undertaking or activity that results in “serious harm to fish”
Fisheries Act - Policies

- Fisheries Protection Policy Statement
- Fisheries Productivity Investment Policy: A Proponent’s Guide to Offsetting
Species at Risk Act (SARA)

- Provides legislated protection for wildlife species at risk and their critical habitats.

- Once a species is listed as ‘threatened’, ‘endangered’ or ‘extirpated’, a number of prohibitions come into force.
SARA - Critical Habitat

- “critical habitat”: habitat that is necessary for the survival or recovery of a listed wildlife species
- critical habitat is protected from destruction
**SARA - Permitting**

- DFO can authorize certain activities affecting an aquatic species at risk (listed as threatened, endangered, or extirpated), any part of its critical habitat, or the residences of its individuals.
Canadian Environmental Assessment Act, 2012

DFO’s expertise:

- fish, including marine mammals and species at risk
- fish habitat
- mitigation and avoidance measures
Interaction with Others

- Consultation with Indigenous Peoples
- Discussions and collaboration with other federal departments and agencies
- Engagement with the proponent on *Species at Risk Act* and *Fisheries Act* requirements and DFO’s policies.
Thank You