

Regulatory Process: Proposed Manitoba to Minnesota Transmission Line

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Presentation to the Clean Environment Commission

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Overview

- Legislation
 - Federal/provincial jurisdiction
 - National Energy Board
- Regulatory Process to Date
 - Key Dates
 - Submissions
- Next Steps

Legislation

- International power lines are federally regulated
 - National Energy Board Act
 - Canadian Environmental Assessment Act, 2012
- NEB Act allows for provincial review
 - Transmission lines only
 - Provincial process meets federal standards
 - Through Order in Council
 - OIC submitted with application to the NEB
 - NEB Certificate or permit

Legislation

- Manitoba Environment Act
- Classes of Development Regulation
 - Electric transmission lines and transformer stations >230 kV
 - Class 3 Development
 - Section 12 of the Environment Act
 - Ministerial Decision
- Clean Environment Commission

Legislation

- Manitoba Environment Act
 - Process must meet federal requirements
- Clean Environment Commission
 - Common for Class 3
 - Not provincially a legislative requirement
 - Provides enhanced opportunity for public
 - Process informs sound decision making
 - Hearings are required for this project in lieu of federal NEB hearings

Regulatory Process

- Proposal filed November 21, 2014
- Draft Scoping Document
 - Advertised newspapers
 - Posted on public registry
 - Comments invited to February 9, 2015
 - Technical Advisory Committee
 - National Energy Board
 - Public

Regulatory Process

- Scoping Document
 - Finalized in June 2015
 - Final version posted on public registry
 - Liaison with NEB regulators
 - National Energy Board
 - Public (5 comments)
 - Land values and process questions

Regulatory Process

- Environmental Impact Statement (EIS) filed September 22, 2015
- Placed/posted in the public registry
- Advertised
- Comments invited to November 30, 2015
 - TAC
 - Public
 - Federal government

Regulatory Process

- Comments and Questions
 - Iterative information requests (IR)
 - October 2015 to April 2016
- Manitoba Hydro filed the final response to IRs on April 29, 2016
- Environmental Approvals Summary
 - Final October 2016
 - Posted in registry

Next Steps

- October 2016 Env. Approvals report posted
- EAB advises CEC:
 - Staff process is complete
 - Issues raised during the review were either
 - addressed in Manitoba Hydro's responses to the information requests; or
 - can be addressed in licensing conditions.

Material Available for the Hearing

- Manitoba Hydro's project description and EIS for the project are available at https://www.hydro.mb.ca/projects/mb_mn_transmission/document_library.shtml
- Material pertinent to the environmental assessment process is available on the Environmental Approvals Branch website at <http://www.gov.mb.ca/sd/eal/registries/5750mbhydrombminnesota/index.html>

Next Steps

- CEC Hearings
- CEC Ministerial Report
 - Due 90 days after hearings are complete
 - Licensing and non-licensing recommendations
- Consultation Report
- Licensing Decision
 - Informed by:
 - EA process,
 - CEC recommendations/report, and,
 - Crown/Indigenous consultation report