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LETTER DECISION

File OF-Fac-Oil-T260-2013-03 61
19 July 2021

To: All participants in Hearing MH-032-2020

**Trans Mountain Pipeline ULC (Trans Mountain)
Trans Mountain Expansion Project (TMEP)
Certificate of Public Convenience and Necessity OC-065
Hearing MH-032-2020 (Hearing)
West Alternative Route variance application**

On 9 October 2020, Trans Mountain filed an application ([C08844](#)) to vary the approved TMEP corridor in the Coldwater Valley area of British Columbia. This corridor revision is referred to as the **West Alternative Route**.

On 8 January 2021, the Commission of the Canada Regulator (**Commission**) issued the Hearing Order for this proceeding ([C10826](#)). The Hearing was to consider the West Alternative Route variance application and any Statements of Opposition (**SOOs**) set down for detailed route hearings along the West Alternative Route. As no SOOs were received, the Hearing considered the variance application only.

The Commission considered all submissions filed on the Hearing record (Folder [3968494](#)), including the Crown Consultation and Accommodation Report filed by the Canada Energy Regulator (**CER**) [[C13255](#)], and has decided to approve the West Alternative Route variance application. Orders AO-008-OC-065, AO-002-XO-T260-007-2016, and AO-003-XO-T260-009-2016 are attached to this effect.

The Commission's reasons for its approval will be issued shortly.

When no SOOs are received in relation to the detailed route, which is the case for the West Alternative Route, the Commission may approve the filed Plan, Profile and Book of Reference (**PPBoR**) without further regulatory process. The Commission will approve the PPBoR for the West Alternative Route via separate correspondence.

Condition 1 of Order AO-008-OC-065 requires Trans Mountain to comply with, among other things, all commitments it made during the MH-032-2020 proceeding. The Commission notes Trans Mountain's commitment to file updates to reflect the West Alternative Route for the following pre-construction conditions from Certificate OC-065:

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No.	Title
16	Quantitative geohazard frequency assessment
17	Valve locations on Line 2
65	Hydrology – notable watercourse crossings
66	Risk management plan for geohazards
68	Seismic reports – liquefaction potential
73	Traffic Control Plans for public roadways
74	Horizontal directional drilling (HDD) Noise Management Plan
89	Emergency Response Plan for construction
93	Water well inventory
100	Heritage resources and sacred and cultural sites

The Commission also notes Trans Mountain’s commitment to file updated environmental alignment sheets and resource-specific mitigation tables at least six weeks prior to commencing construction.

The Commission directs Trans Mountain to provide Coldwater Indian Band (Coldwater) with the updated Condition 74 filing on the same day that it is filed with the CER. The Commission also directs Trans Mountain to provide Coldwater with the updated Condition 67 filings, dated 3 May 2021 ([C12819](#)) and 29 June 2021 ([C13820](#)), if it has not already done so, immediately upon receipt of this letter.

For any questions, please contact a Process Advisor by phone at 403-560-7323 or 1-800-899-1265 (toll-free), or by email at TMX.ProcessHelp@cer-rec.gc.ca.

Yours sincerely,

Signed by

Jean-Denis Charlebois
Secretary of the Commission

Attachments

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