

Appendix A

Assessment of the Adequacy of Measures Being Implemented for Public and First Nations Notification, Access to Information and Consultation (December 13, 1996).

REVIEW OF PROPOSED JUMBO GLACIER ALPINE RESORT PROJECT

Assessment of the Adequacy of Measures Being Implemented for Public and First Nations Notification, Access to Information and Consultation

Prepared by the Environmental Assessment Office, in
Consultation with the Jumbo Glacier Project
Committee

PREAMBLE

In accordance with section 14(1)(a) of the *Environmental Assessment Act*, and as part of the EA review of the proposed Jumbo Glacier alpine resort project, the Environmental Assessment (EA) Office, in consultation with the Jumbo Glacier project committee, has prepared this assessment of the adequacy of the measures being employed for public and First Nations notification, access to information and consultation. The assessment covers the consultations being conducted during the first stage of the EA process (the application review stage). This stage comprises the review of the five-volume initial application submitted by the proponent, Pheidias Project Management Corporation, and the subsequent preparation of project report specifications, both in draft and final form.

Based on the review of the proponent's application, the Jumbo Glacier project committee has concluded that a project report will be required. At the same time that this assessment is being released, project report specifications are also being released in draft form for public review and comment.

This assessment describes the notification, access to information and consultation measures which have been implemented to date, assesses their effectiveness, and specifies further measures which are considered necessary to complete the application review stage. Some of these further measures may also prove suitable for the second stage of the EA process - the project report review stage. However, under section 14(1)(b) of the Act, a separate written assessment will be required once review of the proponent's project report is underway.

Special note - This assessment focuses on the **measures** being employed for notification, access to information and consultation. It does not evaluate the **content** of public and First Nations feedback. The substance of public and First Nations input is separately reported in the December 13, 1996 draft project report specifications.

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ORGANIZATION OF THIS ASSESSMENT

The contents of this assessment are structured as follows:

A. Notification and Access to Information

- A.1 Summary of Measures Employed to Date
- A.2 Assessment of Measures Employed to Date
- A.3 Future Requirements

B. Consultation with the Public

- B.1 Summary of Measures Employed to Date
- B.2 Assessment of Measures Employed to Date
- B.3 Future Requirements

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- C.1 Summary of Measures Employed to Date
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D. Review Timelines

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E. Reporting and Analyzing Public Views and Issues

- E.1 Summary of Measures Employed to Date
- E.2 Assessment of Measures Employed to Date
- E.3 Future Requirements

USE OF TERMS AND PHRASES

In this assessment, the following terms and phrases are used for convenience:

- the Act
- the EA Office
- the EA process
- the project
- the project committee
- the proponent
- the PAC
- the TUIIA
- the KKTC
- the *Environmental Assessment Act*.
- the Environmental Assessment Office.
- the environmental assessment process.
- the Jumbo Glacier alpine resort project.
- the Jumbo Glacier project committee.
- Pheidias Project Management Corporation.
- the public advisory committee
- the Traditional Use Inventory and Impact Assessment
- the Ktunaxa/Kinbasket Tribal Council

A. NOTIFICATION AND ACCESS TO INFORMATION

A.1 SUMMARY OF MEASURES EMPLOYED TO DATE

Newspaper Advertising

Both the proponent and the EA Office have employed newspaper advertising in order to announce key process events in the course of this review. Where the proponent has been responsible for advertising, the EA Office has identified for the proponent those newspapers within which advertisements are to be placed. These newspapers now include:

General Newspapers:

- the *Lake Windermere Valley Echo*
- the *Kaslo Pennywise*
- the *Cranbrook Daily Townsman*
- the *Kootenay Advertizer*
- the *Kimberley Daily Bulletin*
- the *Nelson Daily News*
- the *Kootenay Express*
- the *Golden Star*
- the *Golden News*

First Nations Newspapers/Newsletters:

- *Kahtou**
- *Ktuqcqakyam**

* subject to availability of a suitable next publication date, since these publications are monthly.

To date, newspaper advertising has been used by both the proponent and the EA Office to announce the following:

- the availability of the application for public review and comment;
- the deadline for public comment on the application, and two timeline extensions;
- the locations of the satellite document repositories; and
- the locations and timing of open houses and public meetings.

Mailing List and Direct Mail-Outs

The Project Registry of the EA Office maintains, and constantly updates, a public mailing list for this review, thus permitting direct circulation of EA-review-related information to parties who/which have declared an interest in the review of the project.

In developing the mailing list for this review, the starting point was a list provided to the EA Office by BC Lands in July 1995 (at the outset of the EA review of the project). Since that time, the names and addresses of organizations and members of the public have been added to the mailing list as and when the EA Office has received written representations on the project from them. As of December 1996, the mailing list consists of approximately 640 persons and organizations.

To date, the EA Office has used direct mail-outs to circulate:

- its August 1995 and December 1996 newsletters on the review;
- notices of two timeline extensions for the initial public comment period on the proponent's application;
- notices of the two public meetings hosted by the EA Office/project committee (held in Invermere and Nelson on September 14 and 20, 1995 respectively); and
- public notice (in early December 1996) of the impending release of the draft project report specifications.

Newsletters

The EA Office issues newsletters on an *ad hoc* basis to provide a summary description of a proposed project which is subject to EA review, to explain relevant features of the EA process, and to indicate the status of the project under the EA process, and the next steps in the process.

In August 1995, the EA Office circulated a newsletter on the EA review of the project to all parties who were listed on the Project Registry's mailing list at that time. A second (December 1996) newsletter has just been circulated to all parties on the current mailing list.

Project Registry and Satellite Document Repositories

The EA Office's Project Registry, located in Victoria, is the central document/records repository for the review of the project. It contains all of the records which, under section 62(2) of the Act, must be placed on it.

Satellite document repositories are currently operated in the following locations:

- Cranbrook Public Library
- Invermere Public Library
- Kaslo Government Agent's Office
- Nelson Public Library
- Vancouver Public Library

EA Office Website

During mid-1996, the EA Office's new website became functional. To date, it has provided on-line access to a summary description of the project, and an up-to-date report on the status of project review.

Information Distribution by Proponent

The proponent has held open houses in three communities (Invermere, Radium and Nelson), both on its own initiative and on the advice of the EA Office.

The proponent has relied on its five-volume application submission as its primary reference source for distributing information on the project (at open houses and elsewhere). It has also produced supplementary hand-outs and wall displays, as well as providing detailed responses to specific issues and concerns in numerous individual letters to members of the public and public interest groups.

First Nations

Three First Nations groups - the Columbia Lake Indian Band, the Shuswap Indian Band and the Ktunaxa/Kinbasket Tribal Council (KKTC) - are represented on the project committee. It should be noted that the KKTC participates on the project committee to represent the interests of other Ktunaxa Bands, and to provide technical support to Columbia Lake and Shuswap Indian Band representatives. By means of project committee membership, the leaders of these potentially affected First Nations groups have been notified directly, and on an ongoing basis, of the status of project review and of imminent review steps.

A.2 ASSESSMENT OF MEASURES EMPLOYED TO DATE

General Public

There is considerable public awareness of the project review in local communities, and many members of the public and public interest groups have availed themselves of the opportunities presented to date to provide input to the process. Given that public input has been extensive, and has originated from throughout the Kootenay region, the EA Office and the project committee are satisfied that current public notification and access to information measures are proving effective in reaching target communities and groups. (Note - Target groups primarily comprise residents of interested and affected local communities in the Kootenay region, including interested stakeholder groups and organizations.)

More specifically, the EA Office and the project committee are satisfied:

- that the central Project Registry, the new EA Office website, and the system of satellite document repositories are providing adequate access to information on the project for Kootenay region residents.
- that the proponent's application presents information on the project in sufficient detail for the application review stage. (Note - The application contains a detailed project description and considerable relevant information on the project's potential effects. In many respects, the level of reporting goes well beyond the basic minimum requirements for an initial application. However, organization of this information could have been more logical and systematic.)
- that the proponent has complied with all of the newspaper advertising requirements of the EA Office in announcing the availability of its application submission and the scheduling of its open houses and public meetings. (Note - The formatting and content of the proponent's advertisements were reviewed in draft form by the EA Office before publication, and the proponent has provided copies of the advertisements which actually appeared in newspapers to the EA Office.)
- that adequate notice and lead time was provided by the proponent for its open houses, and that they were held in convenient central venues appropriate to the target audiences, and at convenient times (usually throughout the day on weekdays). (Note - attendance at the open houses has tended to be light to moderate.)
- that the proponent's open houses have presented information on the project and its potential effects in a clear and organized manner.

First Nations

It is not clear how effective the notification and access to information measures have been in informing members of the three First Nations groups on the project committee, other than their leaders and their project committee representatives, about either the EA process or the proposed project. It is not known if First Nations people make use of the satellite record repositories to obtain information, or if a significant number have chosen to provide written submissions to the EA Office on the project. It is not believed that many First Nations people are included in the EA Office mailing list to receive direct mail-outs.

A.3 FUTURE REQUIREMENTS

The intent is that notification and access to information efforts will be maintained at current or enhanced levels for the remainder of the current stage of the EA process.

The project committee is satisfied that continued advertising of key process events in the listed newspapers/publications (see above, section A.1), coupled with the other notification measures listed below, will be adequate to ensure that residents of the Kootenay region who are interested in the review will continue to be aware of its status, and of upcoming opportunities to provide input.

In summary, the required notification and access to information measures for the remainder of the application review stage are as follows:

- *release of the draft project report specifications for public review and comment:*
 - * for purposes of notification, the EA Office is advertising in all listed newspapers, has mailed out a notice of the review and a newsletter to all parties on its mailing list, and has placed a notice on the Project Registry and satellite repositories;
 - * effective December 18, 1996, the draft specifications are available to view at the Registry, at the satellite repositories, and on-line in their entirety through the EA Office website; and
 - * effective December 18, 1996, copies of the specifications are available on request from the Registry.

- *release of the finalized project report specifications:*
 - * for purposes of notification, the EA Office will mail out a notice to all parties on its mailing list, and will place a notice on the Project Registry and satellite repositories;
 - * the finalized specifications will be available to view at the Registry, at the satellite repositories, and on-line in their entirety through the EA Office website; and
 - * copies of the finalized specifications will be available on request from the Registry.

For the convenience of the public, the Project Registry will also load a copy of the index of available documentation for this review on to the EA Office website as soon as this can be arranged.

The intended future general purpose notification and access to information provisions (including advertising in the two listed First Nations publications) will serve to some extent to inform members of First Nations communities about the forthcoming review steps to complete the first review stage. In addition, the EA Office and the project committee will be guided by ongoing advice from the First Nations representatives who sit on the project committee with respect to any other appropriate First Nations consultation requirements.

B. CONSULTATION WITH THE PUBLIC

B.1 SUMMARY OF MEASURES EMPLOYED TO DATE

Proponent Consultation

The proponent's consultation program has included:

- holding public open houses and more structured public meetings in various communities;
- offering to hold one-on-one meetings with identified public interest groups which have a known interest in the project; and
- accommodating requests from public interest groups and organizations which approach the proponent to discuss the project.

Project Committee Consultation

To date, EA Office and project committee sponsorship of consultations has consisted primarily of the public meetings hosted in Invermere and Nelson in September 1995, and discussions with various public interest groups with respect to the establishment of a public advisory committee (or PAC).

In response to public requests received during the summer of 1995, the EA Office organized two public meetings during the public comment period on the proponent's application. The purpose of the meetings was to provide the public with an opportunity to communicate its views directly to the project committee. Both meetings were hosted by representatives of the project committee, and were held in Invermere (on September 14, 1995) and Nelson (on September 20, 1995) respectively. Each meeting was attended by about 200 people.

The EA Office has been represented at all of the proponent's general public meetings, and also at its open houses. EA Office staff attended these sessions in order to monitor the consultations and to respond to questions about the EA process.

As an additional consultation measure, the project committee structures its meeting agendas so as to allow up to three hours at the beginning of its formal meetings to hear representations from other parties to the review (e.g. members of the public, public interest groups, affected stakeholders or the proponent).

Public Advisory Committee (PAC)

During the summer of 1995, the EA Office received several requests from members of the public and public interest groups for the establishment of a PAC. Following discussions with the project committee, the EA Office

decided to proceed with the setting up of a PAC (under section 11 of the Act, the appointment of a PAC is the responsibility of the EA Office).

Given that the EA Office has received a large number of public representations on the project, expressing a broad range of views, the PAC membership has been structured so as to ensure that the views and issues raised more generally by the public are a significant focus of PAC attention. More specifically, the attempt has been made to strike a balance which will facilitate achievement of the following two goals:

- to foster a dialogue between public groups about issues raised in the course of the review of the project; and
- to function as a forum for considering issues raised by the broader public.

After consultations with the project committee and informal discussions with various public interest groups, the EA Office has appointed the following groups to sit on the PAC:

- Windermere Valley Ski Club - 1 seat
- David Thompson Secondary School (student representative) - 1 seat - *at this time, availability of student representatives is uncertain*
- Rocky Mountain Visitors Association of BC - 1 seat
- East Kootenay environmental interests - 2 seats
- Welcoming Employment with Sustainable Tourism - 1 seat
- Kootenay Country Tourist Association - 1 seat - *at this time, this organization's participation is in doubt*
- Columbia Valley Chamber of Commerce - 1 seat
- West Kootenay environmental interests - 2 seats
- Columbia Valley Hut Association - 1 seat

The PAC is to be convened for its first meeting in January 1997, now that the draft project report specifications are being released for public review and comment. The PAC's first major task will be to review the draft specifications, and to provide advice to the project committee on the specifications.

B.2 ASSESSMENT OF MEASURES EMPLOYED TO DATE

Proponent Consultation

It should be noted that, under the EA process, it is deemed to be primarily the proponent's task (not that of government) to present the features of a proposed development to the public. The role of government is complementary - to explain the EA process and to outline relevant areas of public policy with respect to issues raised by the development.

The proponent has complied with all requirements of the EA Office to date with respect to public consultation on its project. The proponent has provided a summary of the substance of its consultations with the public and public interest groups in its two letters of September 29, 1995 to the EA Office. The letters, which were tabled with the project committee on October 18, 1995, outline the proponent's consultation efforts, identify public views noted at its meetings and open houses, and document both general expressions of overall support for, and opposition to, the project, and specific points of interest or concern. The range of views and issues reported by the proponent is generally consistent with that communicated directly to the EA Office and the project committee by the public, both in written submissions and at public meetings.

The EA Office and the project committee are satisfied that the public meetings which the proponent has held to date were set up in an appropriate manner. There was adequate notice and lead time for these meetings, and they were held in convenient central venues appropriate to the target audiences, and at convenient times (usually on weekday evenings). The meetings were generally well attended, and interaction was achieved through question and answer sessions, which typically followed an initial proponent presentation. Moreover, the proponent appears to have made all reasonable efforts to arrange separate one-on-one meetings with representatives of interested public groups and organizations to discuss the project.

While it is recognized that the proponent's public meetings have often served to catalyze disagreements over the validity and seriousness of specific concerns, the EA Office and the project committee consider that the meetings have been worthwhile, and have yielded useful feedback on issues of public interest and concern. Dissatisfaction with these sessions, expressed by some elements of the public, is deemed to reflect their high level of concern over the project, and their desire for the more prominent direct involvement of the project committee in the consultation process.

Project Committee Consultation

As noted above, the EA Office and the project committee responded to requests for government-sponsored public meetings by holding two meetings in September 1995. They were well attended, and provided an adequate forum for the public to express its views about the project.

The EA Office has been criticized for its handling of the Invermere public meeting, held on September 14, 1995. While many public concerns were registered, the format did not make provision for either project committee members or the proponent to have the opportunity to respond to criticisms or concerns. The meeting had been set up with the intent that project committee members, many of whom had never previously attended a public session on the project, would simply listen to public views for information purposes, thus allowing as many people as possible the opportunity to speak.

That format served its purpose on that occasion, but the EA Office and the project committee agree that future consultations will need to be iterative. More specifically, future public meetings sponsored by EA process representatives will be structured to incorporate a question and answer format, with responses to questions from, or points raised by, the public being offered by project committee members or the proponent, as appropriate.

It has been suggested that EA process representatives should be intervening more directly in some of the heated public exchanges between the proponent and project critics, and that this might help to set the record straight on some of the disputes over facts about the project. However, except in respect of public representations made directly to the EA Office or the project committee, neither the office nor the committee see it as their role to track, research and respond to publicly expressed views and assertions respecting projects which are under review. As noted in the "Special Note" to the *Preamble*, the project committee is making known its own positions on the public views expressed on the proponent's application in the draft specifications (see also section E., below).

Public Advisory Committee (PAC)

Since the PAC has yet to meet, it is not yet possible to assess the contribution which it might make to the review of the project.

The establishment of a PAC, by fostering a more structured interaction between the public, the proponent and the project committee on the more prominent public issues, is one means of encouraging ongoing communication between representatives of these parties. Hopefully, to the extent that misconceptions about the project are contributing to public concern, as claimed by some, discussions between the three parties will help to focus debate on the project as actually proposed, and may also lead to a better understanding of areas of agreement and the basis of concern where disagreement exists.

B.3 FUTURE REQUIREMENTS

Proponent Consultation

The EA Office and the project committee will not require the proponent to set up any further open houses or public meetings on the project during the remainder of the initial stage of the EA process, although the proponent should feel free to engage in such further consultations as it deems appropriate prior to the filing of its project report.

The proponent should be prepared to accommodate invitations received from the PAC for discussions on project-related matters, and should also continue to meet with public interest groups and organizations which request meetings on the project, where possible.

In its project report, the proponent is required to include a summary of all public consultations conducted prior to submitting the project report, providing details of:

- the dates and locations of meetings and discussions (with numbers in attendance);
- the nature of the views expressed by the public and public interest groups; and
- the measures proposed by the proponent to address public concerns - either to reduce adverse effects of project development or to enhance associated project benefits.

Project Committee Consultation

For the remainder of the application review stage of the EA process, the EA Office and the project committee will focus their public consultation efforts on discussions with the PAC with respect to the contents of the draft project report specifications. No further general public meetings are planned for the application review stage.

Public Advisory Committee (PAC)

The PAC will be convened in January 1997 to begin developing advice and recommendations for the project committee with respect to the contents of the draft project report specifications and the preparation and release of finalized project report specifications.

Under section 11(3)(c) of the Act, the PAC may invite members of the project committee to attend and participate in its proceedings. Thus, in reviewing the draft project report specifications, it may opt to seek discussions on key issues with appropriate project committee members, and for example, may wish to adopt a workshop format. The proponent's participation in some PAC sessions may also be warranted.

C. CONSULTATION WITH FIRST NATIONS

C.1 SUMMARY OF MEASURES EMPLOYED TO DATE

The proponent has had several meetings with the Chiefs, Councilors and other leaders and/or their representatives from the three First Nations groups which are members of the project committee - the Columbia Lake Indian Band, the Shuswap Indian Band and the KKTC. It has discussed with them its proposed project and the further consultation measures

which may be needed, and has indicated a willingness to consult in any manner convenient to First Nations.

In correspondence, the proponent has listed its various meetings with First Nations, held for purposes of information exchange and consultations (see its letter of September 29, 1995), but has not documented the substance of those discussions in any detail (this was not explicitly requested by the EA Office).

To date, EA Office consultations with First Nations have consisted largely of discussions with the leaders of the First Nations members of the project committee. Through the project committee forum, these First Nations organizations have been key participants in the decisions of that committee on the general direction and scope of the review of the project, as well as focusing the committee's attention on issues of First Nations interest and concern.

In late 1995, First Nations identified the technical scope of the issues raised by the project which needed to be addressed from a First Nations perspective. Since the beginning of 1996, negotiations have been held between these First Nations, the proponent, the EA Office and selected project committee members with the intent of reaching a mutual agreement on the details of a joint approach to the examination of First Nations concerns, including potential impacts on the exercise of Aboriginal rights. While it is ultimately the responsibility of the proponent to conduct and report on such assessments, the EA Office and the project committee are strongly encouraging the proponent to work closely with First Nations in a joint arrangement which will ensure that the proponent and the review process will have access to reliable information on First Nations traditional use of the area in the vicinity of the project site.

To date, the negotiation process has entailed the following steps:

- a First Nations community organizer was hired in early 1996;
- preliminary interviews and discussions were held with elders;
- an initial meeting was held on February 28, 1996 between the First Nations and the proponent, to exchange information;
- KKTC staff began to develop draft terms of reference for studies of First Nations traditional and cultural use of the project area, in consultation with interested Band representatives;
- a second meeting, between First Nations, the EA Office and BC Lands was held on March 26, 1996 to exchange information; and
- a third meeting, between First Nations, the proponent and the EA Office, was held on May 2, 1996 to further define areas of agreement and issues which require further attention with respect to the terms of reference for studies of First Nations issues.

The First Nations representatives on the project committee have arranged these meetings, which have included members at large of First Nations

communities, as well as First Nations leaders. Based on these sessions, the scope and content of First Nations issues which need to be addressed have essentially been finalized in follow-up discussions between the EA Office, the proponent and the project committee's First Nations representatives. For details of the final form of the traditional use inventory and impact assessment (TUIIA) study program which is being recommended to investigate matters of interest and concern to First Nations, see section G.1 of the December 13, 1996 draft specifications.

C.2 ASSESSMENT OF MEASURES EMPLOYED TO DATE

By holding various meetings with the Chiefs, Councilors and other leaders and representatives of the First Nations represented on the project committee, and by indicating a willingness to accommodate requests to consult further in any manner convenient to First Nations, the proponent has complied with all First Nations consultation requirements of the EA Office to date.

The EA Office and the project committee are satisfied that, if the proponent is able to negotiate a co-operative study agreement with First Nations for the undertaking of the proposed TUIIA (see above for details), this will generate the information necessary for a reliable assessment of the effects of project development on traditional uses and the exercise of Aboriginal rights in the vicinity of the project site.

C.3 FUTURE REQUIREMENTS

For the review of the Jumbo Glacier project, the EA Office and the project committee, in determining appropriate measures for achieving adequate First Nations consultation, will continue to rely primarily on the advice of the committee's three First Nations members.

In its project report, the proponent is required to include a summary of all First Nations consultations conducted prior to submitting the project report, providing details of:

- the dates and locations of meetings and discussions (with numbers in attendance);
- the nature of the views expressed by First Nations representatives and members of Aboriginal communities; and
- measures proposed by the proponent to address First Nations concerns - either to reduce adverse effects of project development or to enhance associated project benefits.

It should be noted that, to the extent that the project may have impacts to the west of the main watershed divide in the Purcell Mountains, it may affect areas which were traditionally used by other First Nations people.

Primarily within the context of the wildlife study program, the proponent should meet with representatives of the Shuswap Nation Tribal Council and the Sinixt people to discuss their interests and concerns with respect to such impacts. Sinixt representatives have indicated that the white grizzly bear is sacred to them. Other issues, given west-side impact potential, would include impacts on animal movements and on flora used for food and medicines.

The EA Office has received a written request from a group which claims to represent the Sinixt/Arrow Lakes Nation, requesting participation in the review of the project. The EA Office has responded in writing, agreeing that this group will be consulted about the content of studies which will have to be performed at the next stage of review with respect to the cultural and historic resources and traditional use of the project area by First Nations. Consultations with this group have yet to get underway.

D. REVIEW TIMELINES

D.1 SUMMARY OF MEASURES EMPLOYED TO DATE

The high level of public interest in the review of the project became apparent to the EA Office and the project committee during the public comment period on the proponent's initial application documentation. The initial view had been that approximately 50 days should suffice for that review step, given the extensive previous review history of the project. This period proved to be inadequate, however, and was extended twice, to a total of 75 days (eventually running from July 15 until September 28, 1995), in response to expressions of public concern about the need for more time to review the application.

After considering public representations, the EA Office concluded that the timeline extensions were warranted in view of:

- the substantial volume of documentation in the proponent's application;
- the scheduling of the public comment period at the height of the summer;
- the unexpectedly high level of public interest in the project review;
- the need to implement additional measures to better incorporate the West Kootenay region into the public notification/consultation programming; and
- the EA Office decision to hold public meetings in Invermere and Nelson, hosted by project committee representatives.

D.2 ASSESSMENT OF MEASURES EMPLOYED TO DATE

The *Time Limits Regulation*, enacted under the Act, provides some flexibility in setting timelines. Based on experience with the first public comment period, the EA Office and the project committee now agree that, for this review, the selection of public consultation and comment timelines which are closer to the maximum allowable (rather than the minimum allowable) is an appropriate measure which takes due account of the demonstrated high level of public interest in this review, and the range and complexity of the issues being considered.

D.3 FUTURE REQUIREMENTS

Specifically with respect to the review of the draft project report specifications, the maximum allowable timeline for public review and comment - 30 days, as set out in the *Time Limits Regulation* - is the period which has been selected for that review step. Moreover, a significant period is being provided in advance of formal commencement of the public comment period on January 13, 1997, to permit time for adequate public notification, and for the public to obtain access to the draft specifications.

E. REPORTING AND ANALYZING PUBLIC VIEWS AND ISSUES

E.1 SUMMARY OF MEASURES EMPLOYED TO DATE

Under the EA process, project committees are expected to evaluate public feedback on projects which are under review. For this review, the project committee is currently examining public input as part of the process of developing draft project report specifications.

In October of 1995, following the conclusion of that public comment period, the EA Office hired consultant James Rutter to review the public submissions which had been received by the EA Office by that time, and to produce an itemized listing of the views expressed by the public on the project, both in written submissions and at public meetings. The consultant was asked to document general expressions of support or opposition, and specific points of interest and concern. His listing of issues, dated October 17, 1995, was tabled with the project committee at its October 18, 1995 meeting, and currently forms the primary basis for the project committee's analysis of public input.

The project committee responds to public views and issues in Appendix A to the December 13, 1996 draft project report specifications. Responses indicate whether or not the committee agrees that stated concerns are relevant to the EA review of the project, and also to what extent it

considers further assessment of relevant issues at the project report review stage to be necessary.

In evaluating issues and preparing responses, project committee members are taking into account prevailing public policy expectations for each issue, and where necessary, they are referencing the relevant government policy context. The appendix is the primary means by which the project committee intends to respond to public views and concerns expressed to date on the project.

E.2 ASSESSMENT OF MEASURES EMPLOYED TO DATE

The EA Office and the project committee continue to be satisfied that their decision to identify and respond to public issues in one document (Appendix A of the draft specifications), is the most efficient and effective means of demonstrating that due consideration has been given to public input in developing the draft specifications.

The EA Office and the project committee are satisfied that the EA Office's contractor undertook the itemizing of public views and issues in a fair, objective and impartial fashion, and that the overall balance of the resulting document, with most of the itemized issues reporting some degree of concern with respect to the project, was a reasonable reflection of the balance of the public submissions.

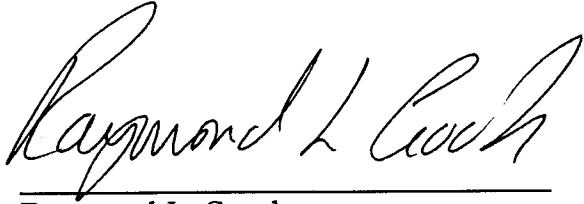
Having said that, the proponent has identified certain public views which it considers to have been overlooked. In a memo which was faxed to the EA Office on January 31, 1996, the proponent lists these points for consideration by the project committee. The project committee has incorporated (and responds to) these additional items in Appendix A of the December 13, 1996 draft specifications.

E.3 FUTURE REQUIREMENTS

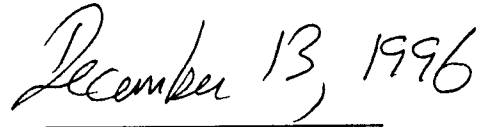
As part of the forthcoming review of the draft specifications, the EA process will provide a formal opportunity for all parties to identify views and issues which the project committee may have neglected to address in the document. The public, the proponent and government will all be able to scrutinize the list of issues in Appendix A to that document, checking for completeness.

The public feedback which will be received by the EA Office and the project committee on the draft project report specifications may raise further issues to which the project committee will wish to respond. If so, it will do so by updating Appendix A, and re-releasing it in updated form with the finalized specifications.

Signed on behalf of the Environmental Assessment Office and the Jumbo Glacier project committee by:



Raymond L. Crook
Project Committee Chair
Jumbo Glacier Project Committee



Date