



Transport Canada Transports Canada

Navigable Waters Protection Program
Programme de protection des eaux navigables
Suite 820, 800 Burrard Street
Vancouver, B.C. V6Z 2J8

Your File Votre référence
112916, 1405848
Our File Notre référence
8200-2010-500008 (8200-06-8949)

January 25, 2011

Response to e-mail

To whom it may concern,

Re.: Application under the *Navigable Waters Protection Act* by Community Marine Concepts Ltd. for Approval of the Marina located at Victoria Harbour, British Columbia

Pursuant to the Navigable Waters Protection Act (NWPA), Transport Canada regulates the construction of works in navigable waters in order to protect the public right of navigation. Under the Canadian Environmental Assessment Act, Transport Canada, with the assistance of other federal departments such as Environment Canada and Fisheries and Oceans Canada, is responsible for ensuring that any potential environmental effects of the proposed project are minimized or avoided.

As part of the NWPA approval process, the applicant for this project was required to deposit plans of the proposed project and advertise the fact that plans are available for viewing by the public. The public then had 30 days to provide written comments to Transport Canada. Comments received indicated that the public did not believe there was enough information to adequately assess the navigational impacts of the project.

To address these concerns, Transport Canada has instructed the proponent to provide additional information to the public through a second advertising period so they may better assess the impacts of the proposed project. This information will be made available in February.

In addition, Transport Canada will be conducting a hazard analysis and assessment to evaluate the potential safety impacts of the proposed Marina on aviation and marine activities in accordance with Safety Management System protocols.

Sincerely,

Bob Gowe
Manager
Navigable Waters Protection Program
Marine Safety
Transport Canada
Pacific

Cc
Minister Of Transportation, Infrastructure and Communities