

Part 1 – Executive Committee

1 REVIEW TRIGGERED



Review of a project can be triggered by a request under s.60, a determination or referral by the Executive Committee, or if required by a decision body. Mechanisms for triggering a review of the project by a panel of the board include:

- if the Executive Committee is unable to come to a recommendation.
- If the Executive Committee has found that the project might contribute to significant cumulative effects.
- If the project is likely to cause significant public concern.
- If the project involves the use of controversial technology.

4 DETERMINING PRIMARY LOCATION OF EFFECTS



- The Executive Committee seeks views, specifically from those identified in the Panel Rules, regarding the location of the likely significant adverse effects of the project.
- The Executive Committee determines whether the effects are likely to occur primarily on Settlement Land, primarily on non-Settlement Land or not primarily on either of these to inform the Panel's composition.

2 ESE STATEMENT GUIDELINES



- The Executive Committee issues the Environmental and Socio-economic Effects Statement Guidelines (ESE Statement Guidelines) to the proponent after a public comment period on the draft ESE Statement Guidelines.

5 TERMS OF REFERENCE



- The Executive Committee seeks views, specifically from those identified in the Panel Rules, regarding the proposed Terms of Reference. Executive Committee then finalizes the Terms of Reference to be provided to the Panel.
- Once selected, the Panel may request the Executive Committee clarify or modify the Terms of Reference.

3 ESE STATEMENT



- Proponent prepares its ESE Statement in accordance with the ESE Statement Guidelines and files it with the Executive Committee based on a pre-determined schedule.
- The Executive Committee will require additional information from the proponent if the ESE Statement does not contain sufficient information.

6 SELECT PANEL MEMBERS AND DESIGNATED CHAIR



- Based on where the location of primary effects is determined to be, the Executive Committee selects the Panel from current YESAB Board Members and designates a Panel Chair.
- The Executive Committee provides the Panel with the Terms of Reference, the proponent's ESE Statement; and publishes a public notice as required under the rules. The Executive Committee's role is complete and the Panel assumes authority of the panel review.

Part 2 – Panel

7 PANEL REVIEW PREPARATION



- The Panel will undergo training, familiarize themselves with the ESE Statement, issue directions on the conduct of Information Requests, and issue directions for the various procedures set out in the rules, including how and when to apply to be an intervenor.
- The Panel will begin accepting applications for intervenor status, in accordance with the directions established under Rule 55, prior to the technical analysis of the ESE Statement.

10 PUBLIC HEARINGS



- Public hearings are held based on the Panel's public hearing notices which describe the subject-matter of the hearings, the dates, times and hearing locations.

8 TECHNICAL ANALYSIS OF ESE STATEMENT



- The Panel initiates the technical analysis of the ESE Statement to determine if the information is sufficient to move forward to the public hearing phase of the review.
- The Panel manages the Information Request process, as set out in the Rules. Through this process, the Panel can request additional information from the Proponent, and the Proponent and Intervenors may request information from one another.
- The panel invites written comments on the ESE Statement from the public.

11 PANEL RECOMMENDATION AND REASONS



- Once all public hearings are concluded, the Panel prepares a recommendation, with reasons, for the decision bodies on whether the project be allowed to proceed, be allowed to proceed but subject to specified terms and conditions, or not be allowed to proceed.

9 PUBLIC HEARING PREPARATION



- Once notice of a hearing schedule is released, Intervenors provide notice of their intention to participate in one or more hearings. Members of the public may register to make a presentation or provide their views in writing.
- The Panel may call a pre-hearing conference of the Proponent and Intervenors in advance of a hearing.

12 DECISION



- A Decision Document is issued by the decision bodies, or the recommendation is referred back to the Panel for a new recommendation.