Environmental Appeal Board

Citation: *Domtar Inc. dba Skookumchuck Pulp v. Director, Environmental Management Act*, 2026 BCEAB 38

Appeal No.: EAB-EMA-25-A017

Decision Date: 2026-09-02

Decision Type: Consent Order under section 16(1) of the *Administrative Tribunals Act*

Appealed Under: *Environmental Management Act*, SBC 2003, c. 53

Between:

Domtar Inc. dba Skookumchuck Pulp

Appellant

And:

Director, *Environmental Management Act*

Respondent

CONSENT ORDER

Background

[1] On July 25, 2025, the appellant Domtar Inc. dba Skookumchuck Pulp ("**Domtar**") filed an appeal with the Environmental Appeal Board, as authorized by s. 100 of the *Environmental Management Act*, SBC 2003, c. 53 ("**Appeal**").

[2] The Appeal is from a determination of administrative penalty (File No. 2024-44) made by the respondent, Director, *Environmental Management Act*, SBC 2003, c. 53 ("***EMA***") on June 24, 2025 ("**Decision**") in respect of Domtar's *EMA* effluent permit no. 240.

[3] The parties agree that this Consent Order exhaustively sets out the terms of their agreement.

Order

[4] By consent of the parties, the Environmental Appeal Board orders under section 16(1) of the *Administrative Tribunals Act*, S.B.C. 2004, c. 45 (as amended) that:

1. The Director's finding of a contravention of section 2.1 of the Permit in File 2024-44b is reversed and the monetary penalty accordingly also cancelled.
2. The Director's finding that the contravention of section 1.1.2 of the Permit was "deliberate" in File 2024-44a is reversed and the monetary penalty accordingly also reduced.
3. The total monetary penalty for file 2024-44 is varied from $56,250 to $25,750.
4. In all other respects, the Decision is confirmed.
5. The Appeal is dismissed without costs.

THE FOLLOWING PARTIES APPROVE THE FORM OF THIS ORDER AND CONSENT TO EACH OF THE ORDERS NOTED ABOVE:

"Jana McLean"
Jana McLean, Iris Legal Law Corporation
Legal Counsel for the Appellant

"Micah Weintraub"
Micah Weintraub, Ministry of Attorney General
Legal Counsel for the Respondent

FOR THE BOARD:

"Darrell Le Houillier"
Darrell Le Houillier, Chair
Environmental Appeal Board