

CONTRACTOR FACT SHEET AND Q&A

Amended and Restated (Harmonized) CBA

July 25, 2022

An amended and restated (harmonized) version of the Community Benefits Agreement (CBA) is available at www.bcib.ca/resources.

This harmonized document combines all the additions made to the CBA since it was published. This updated CBA does not include any new changes for existing projects (as of July 2022).

What will change for contractors?

- Contractors now have one consolidated document to refer to when reviewing terms of the Community Benefits Agreement.
- The amended and restated CBA does not include new changes or modifications to current projects. Any applicable changes to projects have already been communicated to contractors and are already in effect.

Which agreements are now consolidated into the harmonized Community Benefits Agreement?

- The amended and restated CBA replaces the original CBA, Errata 1, 2 and 3 as well as any Project appendices, Enabling Agreements, Memorandums of Understanding or Letters of Understanding previously signed and agreed upon between BCIB and the AIRCC.

Two agreements not consolidated into the amended and restated Community Benefits Agreement that remain in effect are the 2019 Pattullo Enabling Agreement as amended by the October 2019 Letter of Understanding and the 2020 Broadway Enabling Agreement. These agreements remain separate and still in effect.

- The preamble to the amended and restated Community Benefits Agreement lists all agreements that have been consolidated into the harmonized version.

When will the harmonized CBA take effect?

- The CBA was amended and restated on March 1, 2022. This new version of the CBA now applies on all CBA Projects.

When does CBA Article 9.505 (for Indigenous Permits) apply?

- CBA Article 9.505, which allows for Indigenous contractors or Indigenous persons working subject to or as a result of an agreement with the Province to obtain a permit to perform work on site without entering into a contract agreement with BCIB, applies to all existing projects. This includes all projects included as part of the Trans-Canada Highway 1 Four-Laning Program, including those currently in procurement and yet-to-be-tendered.
- As of July 2022, existing projects include:
 - Pattullo Bridge Replacement Project
 - Broadway Subway Project
 - Projects included as part of the Highway 1 – Kamloops to Alberta Four Laning Program, including:
 - Chase West
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 - Salmon Arm West
 - Quartz Creek
 - Kicking Horse Canyon Phase 4
 - Ford to Tappen (in planning and procurement)
 - Bruhn Bridge (in planning and procurement)
 - Any future projects announced as part of the Highway 1 - Kamloops to Alberta Four-Laning Program
- Note that project-specific agreements may apply, and that Project Definition Appendices may make further changes.
- Article 9.505 does not apply on future CBA projects.

What are the changes to the definition of Local?

- The definition of Local Resident has been modified for Trans Canada Highway #1 – Kamloops to Alberta Border 4-Laning Projects (with the exception of the Kicking Horse Canyon Phase 4 Project), and the Cowichan District Hospital Replacement Project.

- The definition of Local Resident remains unchanged for all other CBA Projects.
- This change means that a Local Resident is defined for applicable projects as someone who resides within 100 road kilometres of the applicable project site. For all other Projects, a Local Resident is someone who resides within a 100-kilometre radius of the applicable project site.