

## Sea-Que (2016)

Location: Sidney Marina, Sidney, BC  
Case number: 120-701-C1

### The Incident

On September 21, 2016, the Canadian Coast Guard (CCG) was advised that a 42-foot wooden vessel had partially sunk at the Vancouver Island Marina in Sidney, BC.

A local contractor confirmed with CCG that the vessel had partially sunk on September 20, 2016, and was actively discharging pollutants into the marine environment. The Marina engaged the local contractor to respond. Divers were hired to raise the vessel and deal with the local upwelling of pollution.

When CCG arrived on site on September 21, 2016, there was an oil sheen visible on the water, and the vessel was observed to have been refloated with air bags. The engine room space was filled with oily water and debris.

Attempts by CCG to reach the owner were not successful. CCG assumed the role of On-Scene Commander and made the decision to remove the vessel from the marine environment to fully mitigate the ongoing pollution threat.

CCG engaged its own contractors to tow the vessel to a facility in Ladysmith, BC. The tow occurred on September 26, 2016, the first opportunity when the tide and weather were suitable.

The vessel was removed from the water in Ladysmith on September 26, 2016, and placed on the hard in temporary storage pending a vessel survey. A survey of the vessel was completed on September 28, 2016.

Further attempts were made by CCG to contact the vessel owner without any success. CCG then made the decision, based on the results of the survey, to pump out all accessible oil pollutants and have the vessel deconstructed. Deconstruction and disposal was completed on November 8, 2016.

### The Claim

On August 2, 2018, the Administrator received a claim in the amount of \$18,730.67 from the CCG on behalf of the Department of Fisheries and Oceans (DFO/CCG) in respect of the incident pursuant to the *Marine Liability Act*.

The Administrator determined that the claim was admissible under Part 7 of the Act.

### Assessment and Offer

The Administrator carried out investigation and assessment of the claim and made requests to CCG seeking further information, which was received. On September 21, 2018, the Administrator made an offer for the established amount of \$18,730.67, plus interest, as full and final settlement to DFO/CCG. The offer was accepted on October 5, 2018 and, on October 11, 2018, a payment in the amount of \$19,996.23 including interest was made to DFO/CCG.

**Recovery Action**

The Administrator is continuing efforts to recover the subrogated claim amount.

**Status**

The file remains open.