

DOCUMENT "A"
MINISTER'S DETERMINATION
CONDITIONS OF APPROVAL

Pursuant to Regulation 87-83 under the Clean Environment Act

July 23, 2010

File Number: 4561-3-1245

1. In accordance with section 6(6) of the Regulation, it has been determined that the undertaking may proceed following approval under all other applicable acts and regulations.
2. Commencement of this undertaking must occur within three years of the date of this Determination. Should commencement not be possible within this time period the undertaking must be registered under the *Environmental Impact Assessment Regulation (87-83)* – Clean Environment Act again, unless otherwise stated by the Minister of Environment.
3. The proponent shall adhere to all obligations, commitments, monitoring and mitigation measures presented in the EIA registration document dated December 15, 2009, as well as all those identified in all subsequent correspondence during the registration review. Additionally, the proponent shall submit a summary table detailing the status of each Condition listed in this Determination to the Manager of the Environmental Assessment Section of the Department of Environment (DENV) every 6 months from the date of this Determination until such a time as all the Conditions have been met.
4. If it is suspected that remains of archaeological significance are found during construction, all activity shall be stopped near the find and the Resource Manager of the Archaeological Services Unit, Heritage Branch of the Department of Wellness, Culture and Sport, shall be contacted at (506) 453-3014.
5. The proponent shall obtain an *Approval to Construct* from the Impact Management Branch of the New Brunswick Department of Environment prior to the commencement of any construction activities. Please contact the Manager of the Water and Wastewater Section, at (506) 453-7945 for details.
6. An Environmental Management Plan (EMP) must be prepared illustrating mitigation measures to be put in place for the construction, operation and maintenance phases of the project. The EMP shall consider erosion and sedimentation control, spill prevention, hazardous materials management (fuels, lubricants, hydraulic oil, waste oil etc.) and clean up. The plan shall also include emergency response plans to be put in place in the event of an accident or facility malfunction. The plan must be submitted to the Manager of the Environmental Assessment Section, Department of Environment for review and must be approved prior to the commencement of construction associated with the project. Contractors working on the project shall be made aware of the contents of the EMP, and copies shall be made available at the site.
7. The proponent shall ensure that all developers, contractors and operators associated with the construction and operation of the project comply with the above requirements.