

DOCUMENT “A”

MINISTER’S DETERMINATION CONDITIONS OF APPROVAL

Pursuant to Regulation 87-83 under the Clean Environment Act

January 26, 2017

File Number: 4561-3-1440

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 & Local Government.
3. The proponent shall adhere to all obligations, commitments, monitoring and mitigation measures presented in the EIA registration document and to those in all 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 (EA) Section, Department of Environment and Local Government (DELG) every 6 months from the date of this Determination until such a time as all the Conditions have been met.
4. If remains of archaeological significance are encountered during project activities, all excavation shall cease and the Archaeological Services Unit, Department of Tourism, Heritage & Culture should be contacted immediately at (506) 453-2738.
5. The project shall comply with the requirements of the *Coastal Areas Protection Policy (CAPP)*. For more information on CAPP, please contact the Manager, Surface Water Protection Section, at (506) 457-4850.
6. The proponent shall also ensure all project activities are conducted in a manner that would be in compliance with the Migratory Birds Convention Act and associated Regulations. If a nest or chick of a migratory bird is detected within the project area, work in the area shall be halted and the Canadian Wildlife Service shall be consulted at (902) 426–9152.
7. Prior to commencing the project, the proponent must obtain an approval from Transport Canada under the Navigation Protection Act. For more information, please contact Transport Canada's Navigation Protection Program at: Navigation Protection Program, Transport Canada, 95 Foundry Street, 6th Floor, P.O. Box 42, Moncton, New Brunswick, E1C 8K6, Phone: 506-851-3113, Fax: 506-851-7542, Email: NPPATL-PPNATL@tc.gc.ca
8. Prior to commencing the project, the proponent must obtain a Fisheries Act Authorization from the Fisheries Protection Program (FPP) of Fisheries and Oceans Canada. For more information, please contact the Fisheries Protection Program at 506-851-4879. Please refer to

file number (16-HGLF-00251) when corresponding with the FPP.

9. An Environmental Protection Plan (EPP) must be prepared for the construction, operation, and maintenance phases of this project. The EPP must be submitted for review and must receive approval from the Manager of the EA Section, DELG prior to the commencement of any project activities. For more information, please contact the Manager at (506) 444-5382.
10. The proponent shall ensure that all developers, contractors and operators associated with the construction and operation of the project comply with the above requirements.