

DOCUMENT “A”

MINISTER’S DETERMINATION CONDITIONS OF APPROVAL

Pursuant to Regulation 87-83 under the *Clean Environment Act*

July 10, 2018

File Number: 4561-3-1482

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 and Local Government.
3. The proponent shall adhere to all obligations, commitments, monitoring and mitigation measures presented in the EIA registration document dated September 2017, as well as all those identified in 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 Director of the Environmental Impact Assessment (EIA) Branch, Department of Environment & Local Government (DELG) every 6 months from the date of this Determination until such a time as all the Conditions have been met or until it is deemed (by the Director, EIA Branch, DELG) to be no longer necessary.
4. An *Approval to Construct* must be obtained from DELG prior to the start of any construction activities related to this project, and a new *Approval to Operate* must be obtained prior to operation. For further information, please contact DELG’s Authorities Branch at 506-453-7945.
5. If it is suspected that remains of archaeological significance are discovered during construction, operation, or maintenance of the proposed development, as per the New Brunswick *Heritage Conservation Act*, all activity shall be stopped near the find and the Manager of the Archaeological Services Branch, New Brunswick Department of Tourism, Heritage and Culture, shall be contacted at (506) 453-2738 for further direction.
6. The proponent must ensure that all project activities are conducted in compliance with the *Migratory Birds Convention Act* and associated Regulations.
7. The proponent shall ensure that all project activities are conducted in compliance with the federal *Species at Risk Act* and the provincial *Species at Risk Act* and associated Regulations.
8. The proponent shall prepare and submit an Environmental Management Plan (EMP) for project implementation to the Director, EIA Branch, DELG for review and approval prior to commencing construction activities.

9. The proponent shall ensure that any proposed project modifications or future expansions are submitted to the Director, EIA Branch, DELG, for review and approval.
10. In the event of the sale, lease, or any other conveyance or change of control of the property, or any portion thereof, the proponent must provide written acknowledgement from the lessee, controller, or purchaser confirming that they will comply with the Conditions of this Determination to the Director of DELG's EIA Branch.
11. The proponent shall ensure that all developers, contractors and operators associated with the construction and operation of the project comply with the above requirements and the measures outlined in the Environmental Management Plan that was developed for the project.