

# **DOCUMENT "A"**

## **MINISTER'S DETERMINATION CONDITIONS OF APPROVAL**

Pursuant to Regulation 87-83 under the Clean Environment Act

December 19, 2008

File Number: 4561-3-1036

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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 re-evaluated under the *Environmental Impact Assessment Regulation* (87-83) – Clean Environment Act, 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 April 11, 2005), 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 Project Assessment Section of the Department of Environment (DENV) every six months from the date of this Determination until such a time as all the Conditions have been met.
4. A licensable archaeologist must be hired to evaluate the heritage potential at this location and assess the impact(s) this undertaking would have on any heritage resources found to be present. This must be done prior to the commencement of any construction activities. The results of this assessment must be submitted to the Archaeological Services Unit, Heritage Branch, of the Department of Wellness, Culture and Sport. For more information, the Manager of the Archaeological Services Unit can be contacted at (506) 453-2756.
5. A Watercourse and Wetland Alteration Permit must be obtained from DENV for any activities within 30 m of a watercourse. For more information, please contact the Director of the Watercourse and Wetland Alteration Program, DENV, at (506) 444-5149
6. Details of the project must be submitted to the Navigable Waters Protection Program of Transport Canada in order to determine if an authorization is required under the Navigable Waters Protection Act. For more information on this process, please contact Transport Canada staff by phone at (902) 426-2726, or by fax at (902) 426-7585, or by email at [nwpdar@tc.gc.ca](mailto:nwpdar@tc.gc.ca).
7. Details of the project must be submitted to Fisheries and Oceans Canada (DFO) in order to determine if an approval is required under the Fisheries Act. For more information, please contact the Maritimes Region Office of DFO at (902) 426-3550, or toll-free at 1-800-782-3058.
8. The proponent shall ensure that all developers, contractors and operators associated with the project comply with the above requirements.