

DOCUMENT "A"

MINISTER'S DETERMINATION CONDITIONS OF APPROVAL

Pursuant to Regulation 87-83 under the Clean Environment Act

23 July 2012

File Number: 4561-3-1303

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 April 7th, 2011 and subsequent addendums, 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 Manager of the Environmental Assessment Section of the Department of Environment and Local Government (DELG) upon meeting all Conditions herein;
4. In the event of the discovery or suspected discovery of unrecorded archaeological resources (of historic and prehistoric significance) during construction, all excavation shall cease and the Project Executive, Archaeological Services Unit, Department of Culture, Tourism and Healthy Living shall be contacted immediately at 453-2738;
5. An Environmental Management Plan shall be submitted for review, and be approved by the Manager, Environmental Assessment Section, DELG prior to the onset of construction. Copies of this plan shall be provided to all construction staff as necessary, and a copy shall be kept on site at all times;
6. No later than 6 months from the date of this Determination, the proponent shall submit, for review and to be approved by the Manager of the Environmental

Assessment Section, a Wetland Compensation Plan for those wetland areas permanently impacted by the construction of this project;

7. Fuelling, staging, and servicing of equipment shall not take place within 30 metres of a wetland or watercourse;
8. The temporary access road required for the project shall be decommissioned and the affected area returned to a pre-construction state. If the preconstruction state was previously altered, the area shall be returned to a natural state corresponding to the adjacent environment;
9. Duff removed from the excavation (including the trenching and road construction) of this project shall be stored and re-used to cover the excavated areas where possible;
10. The proponent shall obtain a *Certificate of Approval to Construct and Operate* for this project. For more information please contact the Manager of the Water and Wastewater Management Section, DELG at 453-7945;
11. In the event of the sale, lease, or any other conveyance or change of control of the Project, or any portion thereof, the proponent shall provide written notice of the conditions to the lessee, controller, or purchaser, and
12. The proponent shall ensure that all developers, contractors and operators associated with the construction and operation of the project comply with the above requirements.