

DOCUMENT "A"

MINISTER'S DETERMINATION CONDITIONS OF APPROVAL

Pursuant to Regulation 87-83 under the Clean Environment Act

September 25, 2013.

File Number: 4561-3-1363

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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 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 July 24, 2013; all subsequent reports submitted and to all those in correspondence during the course of 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, Department of Environment and Local Government (DELG) every 6 months from the date of this Determination until such a time that it is determined that it is no longer necessary.
 4. The total number of ships arriving at the facility for loading or unloading may not exceed 120 per year.
 5. Bird migration patterns must be taken into consideration by the proponent when scheduling ship loading activities. In addition, flaring activities should be scheduled taking into consideration bird migration patterns. Further, any recommendations arising from the current investigation (flaring/migratory bird mortality event) by Environment Canada/Canadian Wildlife Service may result in additional mitigation requirements.
 6. The proponent must apply to have the facility's *Approval to Operate* updated to reflect operational changes. For additional information, please contact the Manager of the Industrial Processes Section, DELG, at (506) 453-7945.
 7. The Environmental Protection Plan for the facility must be revised as necessary to address any issues arising from the initial ship loading activities, and must be submitted to the Manager of the Environmental Assessment Section, DELG, for review and approval.

