

## DOCUMENT “A”

### MINISTER’S DETERMINATION CONDITIONS OF APPROVAL

Pursuant to Regulation 87-83 under the Clean Environment Act

July 31, 2016

File Number: 4561-3-1427

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*. For more information, please contact the Manager, Surface Water Protection Section, at (506) 457-4850.
6. The proponent shall ensure that if a nest or chick of a migratory bird is detected within the project area, work in the area shall be halted and Canadian Wildlife Service shall be consulted at (902) 426–9152. 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.
7. Prior to commencing the project, the proponent must obtain an Approval under the Navigation Protection Act. For more information, please contact Transport Canada’s Navigation Protection Program (NPP) at 506-851-3113. Please refer to NPP file #8200-2015-200080 when corresponding with the Program.
8. Prior to commencing the project, the proponent must obtain a Fisheries Act authorization from the Fisheries Protection Program of Fisheries and Oceans Canada. For more information, please contact the Fisheries Protection Program at 506-851-2913.

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. All future phases of work must be submitted to the Manager, EA Section, DELG for review and approval prior to initiating any activities related to that phase.
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.