

# **DOCUMENT "A"**

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

Pursuant to Regulation 87-83 under the Clean Environment Act

February 12, 2007

File Number: 4561-3-1062

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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.
3. The proponent shall adhere to all obligations, commitments, monitoring and mitigation measures presented in the EIA registration document dated December 20, 2005 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 Project Assessment Branch of the Department of the Environment and every 6 months from the date of this Determination until such a time as all the Conditions have been met.
4. The proponent shall apply for and obtain a Watercourse and Wetland Alteration Permit from the Department of Environment for any activities carried out within 30 meters of any watercourse or wetland, prior to the commencement of any construction activities. It is recommended that submission of this application occur at least 90 days prior to the commencement of any construction activity. Please contact Mr. Denis Deveau, Regional Director responsible for the Watercourse Alteration and Wetlands program at (506) 457-4850 for further information.
5. An application must be made with the Stewardship Branch, Department of Environment, for an Approval to Construct/Operate. Please contact Mr. Greg Shanks, Director of the Stewardship Branch at (506) 453-7945 for further information.
6. All necessary precautions must be undertaken in order to minimize the risk of chronic and accidental releases of hazardous materials (e.g. fuels, lubricants, additives, paints, etc.) and/or wastes (e.g. waste oil) to the environment from occurring.
7. The operational pumping rate of Production Well #4 (PW 4) shall not exceed 70 US Gallons per minute (USgpm) unless additional testing, carried out in accordance to the requirements of the NB ENV Guidelines to the Water Source Assessment Process, demonstrates that an increased pumping rate is sustainable and a report is submitted and approved by the Director of the Sciences and Reporting Branch of NB DENV.
8. PW 4 shall not be used as a potable water supply at any time. Should the use of this well as a potable water supply be warranted by the proponent, it must be demonstrated to the Department of

Health that the supply will meet drinking water quality standards (i.e. by further testing and/or treatment). Please contact Mr. Anthony Roberts, Inspector, Miramichi Public Health Office, at (506) 778-6765 for further guidance on this issue.