

DOCUMENT “A”

MINISTER’S DETERMINATION CONDITIONS OF APPROVAL

Pursuant to Regulation 87-83 under the Clean Environment Act

July 23, 2007

File Number: 4561-3-1116

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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 February 28, 2007), 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 Director of the Project Assessment and Approvals Branch of the Department of Environment (DENV) every 6 months from the date of this Determination until such a time as all the Conditions have been met.
 4. If it is suspected that remains of archaeological significance are found during construction, all activity shall be stopped near the find and the Resource Manager of the Archaeological Services Unit, Heritage Branch of the Department of Wellness, Culture and Sport, shall be contacted at (506) 453-2756.
 5. An Approval to Construct and Operate must be obtained before any additional work can take place for this project. Among other things, an Environmental Effects Monitoring Study will be a requirement of this Approval. For more information, please contact the Director of the Project Assessment and Approvals Branch, DENV, at (506) 444-4599.
 6. A baseline water quality survey of private water wells located within 200 m of the wastewater treatment lagoon and the discharge pipe must be conducted prior to any effluent discharge. The results of this survey must be submitted to the Director of the Sciences & Reporting Branch of DENV. For more information, please contact the Director at (506) 457-4844.

7. Should any residences in the area experience adverse groundwater quality or quantity due to

construction activities or the operation of the wastewater treatment lagoon, HSF Foods Ltd. will be responsible for providing temporary water to these residences, and for repairing or replacing any wells that are permanently damaged or adversely affected by this project. The proponent must immediately notify the Manager of the Water Sciences Section, DENV, at (506) 457-4844 if any complaints are received regarding water quantity or quality problems. If an agreement as to the cause of water problems cannot be reached between the proponent and the resident(s), the Department of Environment will provide independent third party arbitration.

8. A Start-Up Plan must be submitted for review and must receive approval from the Director of the Project Assessment and Approvals Branch of DENV prior to any discharge into the wastewater treatment lagoon. This plan must, at a minimum, detail the process of filling the lagoon to monitor for leaks and structural issues. For more information, please contact the Director at (506) 444-4599.
9. An Emergency Response Plan must be submitted for review and must receive approval from the Director of the Project Assessment and Approvals Branch of DENV prior to any discharge into the wastewater treatment lagoon. This plan must, at a minimum, describe the measures that would be taken in the case of an environmental emergency.
10. An Acute Lethality Testing Plan must be submitted for review and must receive approval from the Director of the Project Assessment and Approvals Branch of DENV prior to any discharge into the receiving watercourse. This plan must include the frequency of the testing, as well as measures to deal with any test failures.