

DOCUMENT "A"

MINISTER'S DETERMINATION CONDITIONS OF APPROVAL

Pursuant to Regulation 87-83 under the Clean Environment Act

July 4, 2008

File Number: 4561-3-1154

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 April 29, 2008), 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 Project Assessment Section every 6 months from the date of this Determination until such a time as the construction is complete.
4. Refuelling and maintenance of equipment must take place in designated areas, on level terrain, a minimum of 30 m from any surface water, on a prepared impermeable surface with a collection system to contain oil, gasoline and hydraulic fluids. Appropriate spill response equipment must be maintained in a readily accessible location during project construction and operation. All spills and releases shall be promptly contained, cleaned up and reported to the 24-hour emergency response line (1-800-565-1633).
5. All waste generated during project construction/operation shall be removed immediately from the project area for reuse, recycling, or disposal at an approved facility, however priority should be given to reusing or recycling wherever possible.
6. No Specified Risk Material shall be accepted at this facility unless it can be demonstrated that the material has been transported in accordance with the requirements of the Canadian Food Inspection Agency. The Proponent must take appropriate action to ensure all potential users of the facility are made aware of this requirement.
7. Prior to the commencement of operation, the proponent must obtain an amendment to the Approval to Operate from the New Brunswick Department of Environment. Please contact Mr. Mark Glynn at (506) 453-4463 for additional information.