

DOCUMENT "A"

**MINISTER'S DETERMINATION
CONDITIONS OF APPROVAL**

Pursuant to Regulation 87-83 under the Clean Environment Act
October 21, 2011
File Number: 4561-3-1295

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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 March 2, 2011 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 Environmental Assessment Section 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, as per the Heritage Conservation Act (2010), all activity shall be stopped near the find and the Resource Manager of the Archaeological Services Unit (ASU), Heritage Branch of the Department of Wellness, Culture and Sport, shall be contacted at (506) 453-3014.
 5. The proponent shall ensure that construction trenching and excavations associated with Horizontal Directional Drilling (HDD) for the outfall line are monitored by an archaeologist approved by the ASU.
 6. The proponent shall ensure that all construction crews are aware that the site has potential for heritage resources within their construction area.
 7. The proponent must obtain an *Approval to Construct and Operate* from the Impact Management Branch, DENV, before construction activities commence. An application for a *Watercourse and Wetland Alteration Permit* shall also be submitted in conjunction with the *Approval to Construct/Operate* application. For more information, please contact the Manager of the Environmental Assessment Section at (506) 444-5382.

8. The proponent shall ensure that all aspects of the outfall structure design be submitted to DENV and the Department of Agriculture, Aquaculture and Fisheries, for review and approval prior to construction of the outfall structure.
9. The proponent shall ensure that all developers, contractors and operators associated with the construction and operation of the project comply with the above requirements.