

DOCUMENT "A"

MINISTER'S DETERMINATION CONDITIONS OF APPROVAL

Pursuant to Regulation 87-83 under the Clean Environment Act

20 April 2012

File Number: 4561-3-1325

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 November 2011 and subsequent addendums, 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) upon meeting all Conditions herein;
4. The proponent shall submit to the Manager, Environmental Assessment Section, for review and approval, a wetland compensation plan that meets the requirements of the New Brunswick Wetland Management Strategy (compensation at a ratio of 2:1 for regulated wetlands), as well as the Federal Policy on Wetland Conservation (FPWC), within 60 days of the date of this Determination;
5. The proponent must obtain a Watercourse and Wetland Alteration (WAWA) Permit for all works within 30 metres of a watercourse or regulated wetland. For more information, please contact the Manager, WAWA Program, at 457-4850;
6. All appropriate precautions and mitigation measures must be employed to ensure the protection of migratory bird species, particularly the species *Chordeiles minor* (common nighthawk) during the construction and operation of this project;
7. The proponent shall implement a bird monitoring program to monitor and identify migratory bird species and their nests present during the construction and operation of the expanded runway 06-24, and shall ensure adherence to the Migratory Bird Convention Act (MBCA) at all times;

8. In the event of the sale, lease, or any other conveyance or change of control of the Project, or any portion thereof, the proponent shall provide written notice of the conditions to the lessee, controller, or purchaser, and
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.