

DOCUMENT "A"

**MINISTER'S DETERMINATION
CONDITIONS OF APPROVAL**

Pursuant to Regulation 87-83 under the Clean Environment Act

June 1, 2016

File Number: 4561-3-1412

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 and Local Government.
3. The proponent shall implement measures to require adherence by all contractors, sub-contractors and workers on this project, to all obligations, commitments, monitoring and proposed mitigation measures presented in the *Little Southwest Miramichi River Restoration Project – The Oxbow EIA* Registration document dated June 2015, as well as all those identified in subsequent correspondence during the registration review. Additionally, the proponent must submit a summary table detailing the status of each Condition listed in this Determination to the Manager of the Environmental Assessment Section, Department of Environment and Local Government (DELG) every 6 months from the date of this Determination until such a time as all the Conditions have been met.
4. The proponent is responsible for ensuring that all developers, contractors and operators associated with the project are familiar with, and comply with the requirements of the federal *Migratory Birds Convention Act* and associated *Regulations*.
5. The proponent is responsible for ensuring that all developers, contractors and operators associated with the project are familiar with, and comply with the requirements of the federal *Species at Risk Act* and the provincial *Species at Risk Act* including acquiring any required permits and authorizations. All mitigation measures identified must be followed where applicable.
6. A Wood Turtle Monitoring Plan and a Bank Swallow Monitoring Plan must be developed and implemented. In the event that Wood Turtles or Bank Swallows show signs of disturbance, project activities must stop and the DELG Project Manager must be contacted immediately at (506) 453-7108.
7. If any objects or features of archaeological significance are discovered on site, as per the New Brunswick Heritage Conservation Act (2010), all activity shall be stopped near the find and the Manager of the Archaeological Services Unit, New Brunswick Department of Tourism, Heritage and Culture shall be contacted at (506) 453-3014 for further direction.
8. Landowner permission is required.

9. A *Watercourse and Wetland Alteration Permit* is required from DELG that will include erosion/sediment control and mitigation measures as well as any other additional mitigation measures necessary.
10. The proponent shall ensure that all developers, contractors and operators associated with the project comply with the above requirements.