

Attachment B
Regulatory and Technical Advice from Government Departments/Divisions

EA #:2370 - Crown Zone 5 Five-Year Forestry Operating Plan (2026-2030) (the Project)
Department of Fisheries, Forestry and Agriculture (the Proponent)

1 Climate Change Branch (CCB), Department of Environment and Climate Change (ECC)

- 1.1 Proponent is advised to operate heavy equipment in a manner that maximizes fuel efficiency, thereby reducing greenhouse gas emissions that could contribute to climate change.
- 1.2 Proponent is advised of the impact of forest management practices on climate change and the requirement for five-year forest management plans to explicitly detail mitigation measures regarding carbon sequestration. For further information, please contact the CCB at (709) 729-1485.

2 Pollution Prevention Division (PPD), ECC

- 2.1 All pesticide use must comply with the Pesticides Control Regulations. If pesticides are required, a Pesticide Applicator Licence is necessary and must follow required buffer zones for pesticide application around salmon rivers. Contracted pest control services must hold a valid Pesticide Operator Licence. For more information, please contact the Pesticides Control Section at (709) 729-6054.
- 2.2 Proponent is advised that all waste material generated on site shall be removed and disposed of at an approved waste disposal facility. For further information, please contact the PPD at (709) 729-5782.

3 Water Resources Management Division (WRMD), ECC

- 3.1 Proponent is advised to obtain a Section 48 Permit under the **Water Resources Act (WRA)** for any work in or within 15 metres of a body of water, including wetlands, prior to project commencement.
- 3.2 Proponent is advised to obtain a Section 39 Permit under the **WRA** for any development adjacent to or within any of the Protected Public Water Supply Areas (PPWSAs) designated by WRMD and the work must comply with WRMD's Policy for Land and Water Related Developments in PPWSAs. For further information, please contact the Drinking Water & Wastewater Section at (709) 729-1158.
- 3.3 Proponent is advised to maintain a 30-metre buffer around all real time water monitoring stations and drinking water wells within the project area as identified by WRMD.
- 3.4 Proponent is advised that any effluent or runoff leaving the site must conform to the requirements of the Environmental Control Water and Sewage Regulations, 2003. For further information, please contact the WRMD at (709) 729-2563.

4 Department of Fisheries, Forestry and Agriculture (FFA)

- 4.1 Proponent is recommended to advise Crown Land title holders and any private landowners within the project area of any proposed activities and the associated timelines.
- 4.2 Proponent is advised to maintain a minimum 100-metre buffer around all existing and planned cottage areas.
- 4.3 Proponent is advised that all constructed resource roads for this project are to remain open for public access to facilitate operational requirements to access agriculture lands, cottages, forestry, mineral exploration, areas of interest and other future users.
- 4.4 Proponent is advised that any activities that occur within the 15-metre Shoreline Reserve of any water body must strictly adhere to the Regulations in Section 7 of the **Lands Act**.
- 4.5 Proponent is advised that existing agricultural operations are not to be impacted by the Project's activities including Agriculture Development Areas, Agriculture Areas of Interest, issued Crown Land Agriculture Leases/Licenses and crown land applications for agriculture development which includes licenses for home gardening. Post harvesting silviculture operations must be referred to the Land Management Division (Agriculture Lands Section) prior to commencement.
- 4.6 Proponent is advised to maintain a five-metre buffer around all geodetic survey monuments within the project area. The GIS and Mapping Division of FFA must be contacted via email at GMD@gov.nl.ca if project activities have the potential to disturb an existing Control Survey Marker per Section 65 of the **Lands Act**.
- 4.7 Proponent is advised to operate under the **Wild Life Act** and the **Migratory Birds Convention Act** and associated regulations to avoid or minimize adverse impacts.
- 4.8 Proponent is advised that several species are currently being assessed for designation and listing under the **Newfoundland and Labrador Endangered Species Act (NLESA)** and the federal **Species at Risk Act (SARA)**. The Proponent should be aware that if species that are designated and listed under endangered species legislation are found within the Project area, the **NLESA** and/or the federal **SARA** will apply and the Proponent may be required to develop mitigations, in consultation with FFA-Wildlife Division, for the protection and recovery of the species.
- 4.9 Proponent is advised to work with the Wildlife Division to develop mitigation measures to avoid maternal roosting sites of the Little Brown Myotis and the Northern Myotis.
- 4.10 Proponent is advised to work with the Wildlife Division in developing mitigation measures for harvesting areas and road segments that overlap with caribou core areas.

4.11 Proponent is advised that the 2026 Forestry Environmental Protection Guidelines apply to all proposed operating areas. For further information, please contact FFA at (709) 637-2950.

5 Government Service Centre (GSC), Department of Government Modernization and Service Delivery (GMSD)

- 5.1 Proponent is advised that all fuel storage tank systems, other than those connected to a heating appliance of capacity of 2,500 litres or less, require registration prior to installation.
- 5.2 Any proposed fuel cache will require approval by GMSD prior to installation.
- 5.3 Proponent is advised that the storage, handling, and disposal of used and or waste oil must comply with the Used Oil and Used Glycol Control Regulations.
- 5.4 The Proponent is advised to consider developing a contingency plan specific to the proposed undertaking to enable a quick and effective response to a spill event. Any spill or leak of gasoline or associate product is to be reported immediately to GMSD by calling the Environmental Emergencies Telephone Line at 772-2083 or 1-800-563-9089.
- 5.5 The Proponent is advised to obtain a Development Permit under the Protected Road Zoning Regulations for any construction within 400 metres of the centreline of the Trans-Canada Highway.
- 5.6 Proponent is advised to maintain a 30-metre undisturbed buffer around any surrounding watercourse or water body.
- 5.7 The Proponent is advised to maintain a 30-metre tree screen between the highway right-of-way and the Project area and any existing tree screens must be maintained. For further information, please contact GSC at (709) 729-2008.

6 Occupational Health and Safety (OHS), GMSD

- 6.1 Proponent is advised to ensure that activities are conducted in compliance with the **Occupational Health and Safety Act (OHS Act)** and related regulations. This includes the responsibility for ensuring that, should contractors be hired to perform work, also comply with the legislation. For further information, please contact OHS at (709) 729-7454.

7 Department of Industry, Energy and Technology (IET)

- 7.1 Proponent is advised to consult with Newfoundland Power and Newfoundland and Labrador Hydro given the proximity of the Project to their assets and to ensure there is no conflict with existing or planned electricity infrastructure.
- 7.2 Proponent is advised that the Project overlaps with the Wind Energy Land Reserve for Exploits Valley Renewable Energy Corporation.
- 7.3 Proponent is advised quarry materials used must be sourced from an approved site with a valid quarry Permit or Lease, a byproduct of an approved development, or from within the legal boundary of the project site in compliance

with applicable regulations. For further information, please contact IET at (709) 729-5748.

8 Department of Municipal Affairs and Community Engagement (MAC)

8.1 Proponent is advised that any commercial and domestic harvesting operations within:

- A Municipal Boundary must conform with Municipal Council permitting requirements pursuant to Town By-Laws under the **Towns and Local Service Districts Act**.
- A Municipal Planning Area must make application(s) to the Municipal Authority and obtain a development approval and Permit from the Municipal Authority prior to development commencing in accordance with **Urban and Rural Planning Act, 2000 (URPA)**.
- A Protected Road Zone with building control lines established under **URPA** must make application to the Authority and obtain a Permit under the Protected Road Zoning Regulations, 996/96, prior development commencing.

8.2 Proponent is advised to be aware of the differing permitting requirements and permitted or discretionary land uses across the municipalities within the Project area including the municipalities of Bishop's Falls, Grand Falls-Windsor, Badger and Millertown.

8.3 Proponent is advised that for local service districts (Buchans Junction) within the plan area, appropriate buffer zones must be maintained between the proposed forestry activities and the community boundaries to mitigate potential land use conflicts. For further information, please contact MAC at (709) 729-3090.

9 Department of Tourism, Culture, Arts and Recreation (TCAR)

9.1 Proponent is advised that forestry activities proposed in the vicinity of major water bodies where there is potential for historic resources to be present must maintain a 100-metre undisturbed buffer under the **Historic Resources Act**. The Provincial Archaeology Office (PAO) has identified the following bodies of water as having potential for historic resources:

- Forest Management District 10 - New Bay River, West Arm Brook, Lewis Lake, and Exploits River
- Forest Management District 11 - Exploits River, Noel Paul's Brook, Great Rattling Brook, Sandy River, and Sandy Lake
- Forest Management District 12 - Beothuk Lake, Barren Lake, Quinn Pond, Harpoon Brook, Lost Pond, Noel Paul's Brook, Little Red Indian Pond, Little Red Indian Brook, and Rogerson Lake
- Forest Management District 13 - Unnamed Lake to West of Lloyd's Lake, Beothuk Lake, Harbour Round Pond, Victoria River, and Sutherlands Pond

For further information, please contact PAO at (709) 729-2462.

- 9.2 Proponent is advised to comply with the **Provincial Parks Act** and associated Regulations and to maintain a no cutting buffer for commercial forest harvesting within 100 metres of a provincial park property, and no new road or forest extraction trails within 500 metres of a provincial park property, which includes park reserves, camping parks and the NL Provincial T'Railway Park.
- 9.3 Proponent is advised that any access via a motor vehicle including pickup trucks, sport utility vehicles, heavy equipment, wood hauling trucks, and others along the T'Railway will require a Temporary Vehicular Access (TVA) Permit from ParksNL.
- 9.4 Proponent is advised that any proposed forestry development that occurs within 1 kilometre of Parks properties shall be referred to ParksNL. For further information, please contact ParksNL at (709) 637-2411.
- 9.5 Proponent is advised to consult early with tourism stakeholders, to continue consultations with outfitters, to maintain close contact with the Newfoundland and Labrador Outfitters Association to identify and mitigate potential conflicts.
- 9.6 Proponent is advised to prevent visual impacts and to support efforts in minimizing the visibility of clear cuts from the Trans-Canada Highway and other major roadways through direct consultation with the Tourism Product Development Division of TCAR. For further information, contact TCAR at (709) 729-6588.

10 Transportation and Infrastructure (TI)

- 10.1 Proponent is advised that it is the applicant's responsibility to review the Department's Access Policy to determine conformance with the policy requirements for access.
- 10.2 Proponent is advised that no work shall take place within the Department's Right of Way without prior consent from TI by obtaining a Permit to Work Within the Department's Right Of Way.
- 10.3 Proponent is advised that all provincially owned roads are to be reserved from the operating plan at 20 metres wide or the distance outlined in the Building Near Highway Regulations, whichever is greater. For further information, please contact TI at (709) 729-5972.

11 Environment and Climate Change Canada (ECCC)

- 11.1 ECCC advises that avoid nest destruction and to accommodate the breeding season of migratory birds, operations should consider nesting locations between mid-April and Mid-August in this region. ECCC requests that species at risk sighting be reported to the Canadian Wildlife Service (CWS) at <http://www.accdc.com/en/contribute.html>.

- 11.2 Proponent is advised to develop the following plans:

- A Contingency Plan that considers potential accidents and malfunctions, and site-specific conditions and sensitivities

- An Oil Spill Prevention and Response Plan
- A Wildlife Emergency Response Plan

11.3 Proponent is advised to maintain a 30-metre buffer from the high-water mark of any water body (1:100 Flood Zone) to maintain movement corridors for migratory birds.

11.4 Proponent is advised to establish vegetated buffer zones and to reduce activities around any active nests discovered during project activities to reduce the risk of impacting nests or birds caring for pre-fledged chicks at those times.

11.5 Proponent is advised to follow recommended management practices for vegetation clearing, working on or near waterbodies or riparian environments, fuel leaks, stockpiles, revegetation, and noise disturbance.

11.6 Proponent is advised to develop and implement measures to diminish the risk of introducing invasive species.

11.7 Proponent is advised to report any sightings of species at risk (e.g., Bank Swallow, Red Crossbill, Olive-sided Flycatcher, Barrow's Goldeneye, Rusty Blackbird, Short-eared Owl, Little Brown Myotis, Northern Myotis, American Marten, Caribou) to the Canadian Wildlife Service.

11.8 Proponent is advised that there are areas within Forest Management Districts 12 and 13 overlap with areas that are designated as critical habitat (CH) for **SARA**-listed American Marten (Newfoundland population). It is the proponent's responsibility to manage their activities to ensure that they do not result in destruction of CH and recommends that the proponent should clearly describe measures that will be implemented to ensure that potential adverse effects to CH are avoided and/or minimized through the implementation of mitigation measures.

11.9 Proponent is advised that the project location occurs in an area that may be frequented by Newfoundland Caribou population (Schedule 1 of **SARA**, Special Concern), specifically from the Buchans, Gaff Topsails, Twin Lakes, Pott Hill, Grey River, La Poile, Sandy Lake, Mount Peyton and Middle Ridge subpopulations. For further information, please contact ECCC at (709) 772-4313 or (709) 853-1304.

12 Fisheries and Oceans Canada (DFO)

12.1 Proponent is advised to refer to the Projects Near Water website for information about how to comply with the **Fisheries Act** as well as information on the project review process when conduction work in or near water. The 'Projects Near Water' website is located at <https://www.dfo-mpo.gc.ca/pnw-ppe/index-eng.html>. For further information, please contact the Fisheries Protection Program at (709) 772-4140.