

Attachment B
Regulatory and Technical Advice from Government Departments/Divisions

EA #: 2379 - Point Rousse Port Expansion (the Project)
Point Rousse Marine Terminal Ltd. (the Proponent)

During the environmental assessment of the Project, provincial and federal government departments and agencies offered the following advice on technical aspects as well as plans, permits, licences, approvals and/or other authorizations that are or may be required before your project commences. This is not intended to be a comprehensive list, and you are responsible for consulting with federal and provincial government authorities regarding any additional authorizations that may be required by law.

1 Climate Change Branch, Department of Environment, Conservation and Climate Change

- 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. For further information, please contact the Climate Change Branch at (709) 729-1485.

2 Pollution Prevention Division, Department of Environment, Conservation and Climate Change

- 2.1 Proponent is advised that all waste material generated on site shall be removed and disposed of at an approved waste disposal facility.
- 2.2 Proponent is advised to comply with the Air Pollution Control Regulations under the Environmental Protection Act and be aware of the prohibitions of burning waste according to Schedule D of these Regulations.
- 2.3 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.
- 2.4 Proponent is advised all fuel storage systems must meet the Storage and Handling of Gasoline and Associated Products Regulations.
- 2.5 Proponent is advised that the storage, handling and disposal of used and or waste oil/glycol must comply with the Used Oil and Used Glycol Control Regulations.
- 2.6 Proponent is advised that the use of halocarbons or other related substances in fire suppression, air conditioning or refrigeration systems associated with the Project are subject to the Halocarbon Regulations. For further information, contact PPD at (709) 729-5782.

3 Water Resources Management Division, Department of Environment, Conservation and Climate Change

- 3.1 Proponent is advised a Section 48 permit is required under the **Water Resources Act** for the berth installation, causeway construction, shoreline infilling, and other associated infrastructure along the shoreline.
- 3.2 Proponent is advised to obtain a Water Use Licence under the **Water Resources Act** prior to the start of construction for the use of water from any source for any purpose.
- 3.3 Proponent is advised that any effluent leaving the site will be required to conform to the Environmental Control Water and Sewage Regulations. For further information, contact WRMD at (709) 729-2563.

4 Department of Energy and Mines

- 4.1 Proponent is advised that the Development, Rehabilitation and Closure Plan for quarry lease 71113291 must be updated to reflect the proposed port expansion and associated features.
- 4.2 Proponent is advised that quarry materials must be obtained from approved sources. For further information concerning this response, please contact the Mines Branch of the Department of Energy and Mines at (709) 729-5748.

5 Department of Fisheries and Aquaculture

- 5.1 Proponent is advised that Section 36(3) of the **Fisheries Act** prohibits a person from depositing or permitting the deposit of deleterious substances of any type in water frequented by fish. For further information, please contact the Department of Fisheries and Aquaculture at (709) 729-5001.

6 Department of Forestry, Agriculture and Lands

- 6.1 Proponent is advised to operate under the **Lands Act** and to apply for and obtain a licence to occupy for any new road construction on Crown Land.
- 6.2 Proponent is advised that activities within the 15-metre Shoreline Reserve of any water body shall adhere to the Regulations in Section 7 of the **Lands Act**.
- 6.3 Proponent is advised to adhere to section 3 of the Cutting of Timber Regulations under the **Forestry Act**. A cutting permit is required prior to any harvesting or timber removal in the area.
- 6.4 Proponent is advised an operating permit under section 13 of the Forest Fire Regulations is required prior to the start of any work during the forest fire season and can be obtained from the local forest management district office.
- 6.5 Proponent is advised during the forest fire season, a permit to burn is required under section 3 of the Forest Fire Regulations to ignite a fire on or within 300 meters of forest land.
- 6.6 Proponent is advised that Several species of bats are listed as Endangered and protected under the **Newfoundland and Labrador Endangered Species Act**

(NLESA). These species have the potential to occur in areas proposed for clearing. The proponent must ensure that mitigations are put in place to prevent disturbance, injury, or direct loss of bats or their residences

- 6.7 Advised that several species are currently being assessed for designation and listing under the **NLESA** and the federal **Species at Risk Act (SARA)**. The Proponent should be aware that if species that are designated and listed under this legislation are found within the Project area, the Proponent may be required to develop mitigations, in consultation with the Wildlife Division and must obtain a Section 18 permit of the **NLESA** for any Species at Risk (SAR) surveys that could potentially disturb the species. For further information, please contact the Department of Forestry, Agriculture and Lands at (709) 637-2950.

7 Government Service Centre, Department of Government Services

- 7.1 Proponent is advised that any proposed fuel cache will require approval by the Government Service Centre prior to installation.
- 7.2 Plans and specifications for floor drains from service bays or other areas handling used or waste oils must be submitted for review and approval by the Government Service Centre prior to installation.
- 7.3 Proponent is advised to apply to the Department of Government Services for Fire/Life safety and Building Accessibility review/approvals.
- 7.4 Proponent is advised that all propane system installations exceeding 211,000 kilojoules (200,000 BTU) will require approval prior to installation.
- 7.5 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. Personnel working on the Project should be knowledgeable about response procedures. Any spill or leak of gasoline or associate product is to be reported immediately to GMSD by calling the Environmental Emergencies Telephone Line at (709) 772-2083 or 1-800-563-9089. For further information, please contact Government Service Centre at (709) 729-2008.

8 Occupational Health and Safety, Department of Government Services

- 8.1 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 Occupational Health and Safety at (709) 729-7454.

9 Department of Fisheries and Oceans (DFO)

- 9.1 Proponent is advised to submit a Request for Review through the 'Projects Near Water' website to receive information on how to comply with the Fisheries Act and information on the Project review process when conducting work in or near water. The 'Projects Near Water' website is located at <https://www.dfompo.gc.ca/pnw-ppe/index-eng.html>.

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

10 Transport Canada

- 10.1 Proponent is advised that the proposed second berth expansion and associated infill will require an approval under the **Canadian Navigable Waters Act**. For more information, please contact Transport Canada, Navigation Protection Program, at (506) 851-3113.