

APPENDIX D

LIST OF POTENTIALLY APPLICABLE PERMITS AND AUTHORIZATIONS

List of Potentially Applicable Permits and Authorizations (Provincial, Federal, Municipal)

| Approval Potentially Required | Legislation / Regulation | Project Component / Activity Requiring Approval or Compliance | Department or Agency | Requirements |
|---|---|---|--|--|
| Government of Newfoundland and Labrador | | | | |
| License to Occupy Crown Land | <i>Lands Act</i> | Any development on Crown Lands | Crown Lands Administration, Department of Fisheries and Land Resources | Approval is required for Project activities and infrastructure on Crown Land. Applications No. 151500 (Grant) and 151508 (Lease) have been filed with The Department of Forest Resources and Lands and approvals are pending. |
| Commercial Cutting Permit Operating Permit | <i>Forestry Act and Cutting of Timber Regulations</i> | Clearing land areas for the access road and drill site | Forestry and Agrifoods Division, Department of Fisheries and Land Resources | A permit is required for the commercial cutting of timber on Crown Land. |
| Permit to Burn | <i>Forestry Act and Forest Fire Regulations</i> | Any burning required during Project clearing | Forestry and Agrifoods Division, Department of Fisheries and Land Resources | A permit is required to light fires outdoors between April and December. Permits are not issued during forest fire season. |
| Certificate of Approval for any Alteration to a Body of Water | <i>Water Resources Act</i> | Any activities which may alter a water body | Water Resources Management Division, Department of Municipal Affairs and Environment | Approval is required before starting construction activities within 15 metres of any water body. Construction activities include all stream crossings, drainage works and any other work such as landscaping, clearing or cutting of any natural vegetation within 15 metres of a body of water. |
| Compliance Standard | <i>Water Resources Act, Environmental Control Water and Sewage Regulation</i> | Any waters discharged from the Project site | Water Resources Management Division, Department of Municipal Affairs and Environment | A person discharging materials into a body of water must comply with the standards, conditions and provisions prescribed in these regulations for the constituents, contents |

| Approval Potentially Required | Legislation / Regulation | Project Component / Activity Requiring Approval or Compliance | Department or Agency | Requirements |
|---|--|---|---|---|
| | | | | <p>or description of the discharged materials.</p> <p>This Permit, if granted, will contain specific terms and conditions to prevent water quality degradation during construction and for the life of the project and may include requirements for water quality monitoring and reporting.</p> |
| Policy Directives | <i>Water Resources Act</i> | Project activities | Water Resources Management Division, Department of Municipal Affairs and Environment | The Department has a number of potentially applicable policy directives in place for specific types of work and/or work in sensitive areas. |
| Water Use Authorization | <i>Water Resources Act</i> | Water withdrawal for use during construction and operation activities (if required) | Water Resources Management Division, Department of Municipal Affairs and Environment | Water use authorization is required for all beneficial uses of water. |
| Application for Water Well Drilling License Non-Domestic Drilled Well Permit | <i>Water Resources Act</i> | Drilling activity for a water well (if required) | Water Resources Management Division, Department of Municipal Affairs and Environment | A license is required for water well drilling in Newfoundland and Labrador. |
| Access to Highway Permit | <i>Urban and Rural Planning Act, Protected Road Zoning Regulations</i> | Construction of access road from TCH | Department of Transportation and Works and/or Service NL | The construction of an access to a highway that is classified as a Protected Road requires approval. |
| Preliminary Application to Develop Land | <i>Urban and Rural Planning Act, Protected Road Zoning Regulations</i> | Construction activity | Department of Transportation and Works and/or Service NL | Construction within the planning area boundaries of a highway that is classified as a Protected Road requires the prior approval of the Department of Transportation and Works and/or Service NL |

| Approval Potentially Required | Legislation / Regulation | Project Component / Activity Requiring Approval or Compliance | Department or Agency | Requirements |
|--|--|--|---|--|
| Authority To Drill a Well Drilling Program Approval | <i>Petroleum and Natural Gas Act</i> and <i>Petroleum Drilling Regulations</i> | Drilling activity | Mineral Lands Division, Department of Natural Resources | Operator holding a subsisting licence, permit or lease issued pursuant to the <i>Petroleum Regulations</i> must apply for approval to conduct a drilling program, with information on the drilling rig and equipment and procedures to be used |
| Compliance Standard | <i>Environmental Protection Act, Air Pollution Control Regulations</i> | On-site generators | Pollution Prevention Division, Department of Municipal Affairs and Environment | The Regulations outline specific ambient air quality standards and emission standards, as well as relevant engineering design (e.g., stack height) requirements and other provisions |
| Certificate of Approval for an Industrial Emission Source | <i>Environmental Protection Act</i> | Bulk ore loading/offloading/storage facility | Pollution Prevention Division, Department of Municipal Affairs and Environment | Industrial facilities with air emissions and/or emission discharge may be required to obtain a Certificate of Approval. |
| Certificate of Approval for an Industrial Emission Source | <i>Environmental Protection Act</i> | Ballast water storage and treatment system | Pollution Prevention Division, Department of Municipal Affairs and Environment | Industrial facilities with air emissions and/or emission discharge may be required to obtain a Certificate of Approval. |
| Terrestrial and Marine Historic Resource Impact Assessment | <i>Historic Resources Act</i> | Sites subject to disturbance | Provincial Archaeology Office, Department of Tourism, Culture, Industry and Innovation | Completion of Historic Resources Impact Assessment in consultation with the Provincial Archaeology Office |
| Quarry Permit | <i>Quarry Materials Act</i> and <i>Regulations</i> | Extracting borrow material (if required) | Mineral Lands Division, Department of Natural Resources | A permit is required to dig for, excavate, remove and dispose of any Crown quarry material. |

| Approval Potentially Required | Legislation / Regulation | Project Component / Activity Requiring Approval or Compliance | Department or Agency | Requirements |
|--|---|--|--|--|
| Fuel Tank Registration - Storing and Handling Gasoline and Associated Products | <i>Environmental Protection Act, and Storage and Handling of Gasoline and Associated Products Regulations</i> | Storing and handling gasoline and associated products | Engineering Services Division, Service NL | Fuel Tank Registration required for storing and handling gasoline and associated products. |
| Mobile Fuel Storage Tank Relocation Request Form | <i>Environmental Protection Act and Environmental Guidelines for Fuel Cache Operations</i> | Temporary fuel storage | Engineering Services Division, Service NL | A permit is required for any temporary fuel storage in a remote location. |
| Permit for Storage, Handling, Use or Sale of Flammable and Combustible Liquids | <i>Fire Prevention Act, and Fire Prevention Flammable and Combustible Liquids Regulations</i> | Storing and handling flammable liquids | Engineering Services Division, Service NL | This permit is issued on behalf of the Office of the Fire Commissioner. Approval is based on information provided for the Certificate of Approval for Storing and Handling Gasoline and Associated Products. |
| Compliance Standard | National Fire, Building and Life Safety Codes | Buildings and structures on site | Services NL | Compliance with codes |
| Compliance Standard | Codes and Standards | Building accessibility | Services NL | Compliance with codes |
| Compliance Standard | Codes and Standards | Boilers and pressure vessels | Services NL | Registration |
| Compliance Standard | Codes and Standards | Pressure piping systems | Services NL | Certification |
| Compliance Standard | Codes and Standards | Certification of welders and blazers | Services NL | Certification |
| Compliance Standard | Codes and Standards | Certification of propane system installers | Services NL | Certification |
| Compliance Standard | <i>Occupational Health and Safety Regulations</i> | Compliance with Regulations and standards | Occupational Health and Safety Division, Services NL | Compliance |
| Compliance Standard | <i>Dangerous Goods Transportation</i> | Storing, handling and transporting fuel, oil and lubricants | Department of Transportation and Works | If the materials are transported, handled and stored fully in compliance |

| Approval Potentially Required | Legislation / Regulation | Project Component / Activity Requiring Approval or Compliance | Department or Agency | Requirements |
|---|---|--|---|--|
| | <i>Act and Regulations</i> | | | with the regulations, a permit is not required. A Permit of Equivalent Level of Safety is required if a variance from the regulations is necessary. Transporting goods considered dangerous to public safety must comply with regulations. |
| Compliance Standard | <i>Health and Community Services Act, Sanitation Regulations</i> | Sewage and waste disposal | Department of Health and Community Services, or Services NL | Outlines standards for sewage and waste disposal. |
| Compliance Standard | <i>Occupational Health and Safety Act and Regulations</i> | Project-related occupations | Service NL | Outlines minimum requirements for workplace health and safety. Workers have the right to refuse dangerous work. Proponents must notify Minister of start of construction for any project greater than 30 days in duration. |
| Compliance Standard | <i>Occupational Health and Safety Act, Workplace Hazardous Materials Information System Regulations</i> | Handling and storage of hazardous materials | Operations Division, Service NL | Outlines procedures for handling hazardous materials and provides details on various hazardous materials. |
| Government of Canada | | | | |
| Letter of Advice for Works or Undertakings Affecting Fish Habitat | <i>Fisheries Act</i> | Construction of watercourse crossing or any other activities in or near water that may support a fishery | Fisheries and Oceans Canada | If Project construction is able to adhere to planning guidance found in DFO Operational Statements there is no DFO review required. Instead, DFO requests that an Operational Statement Notification Form be |

| Approval Potentially Required | Legislation / Regulation | Project Component / Activity Requiring Approval or Compliance | Department or Agency | Requirements |
|--|--|---|----------------------|--|
| | | | | submitted to them. If the Project construction can not adhere to guidance found in the relevant Operational Statements, a Request for Project Review application is required to be submitted to DFO. DFO will make a determination on the level of risk associated with the project activity. If it is determined to be a low risk then a Letter of Advice would be issued. If it is determined to be a higher level of risk an Authorization may be required. |
| Work Approval for Construction Within Navigable Waters | <i>Navigable Waters Protection Act</i> and Regulations | Construction of watercourse crossing, docks, and any other in-water work. | Transport Canada | A permit is required for certain works or construction activity located below the high water mark, either over, under, through or across any navigable waters. Any in-water works will be reviewed against the Minor Works and Waters Order pursuant to Section 13 of the <i>Navigable Waters Protection Act</i> to determine if they meet the criteria of a "minor" work or water, and if further review and approval is required. |
| Radiocommunication Permit | <i>Radiocommunication Act</i> and Regulations | Establishment and use of radio equipment and associated towers | Industry Canada | Approval may be required for sites on which radio apparatus, including antenna systems, may be located and the erection of masts, towers and other such structures. |

| Approval Potentially Required | Legislation / Regulation | Project Component / Activity Requiring Approval or Compliance | Department or Agency | Requirements |
|--|--|--|---|--|
| Compliance Standard | <i>Fisheries Act</i> , Section 36(3), Deleterious Substances | Any run-off from the Project site being discharged to receiving waters | Environment Canada | Environment Canada is responsible for Section 36(3) of the <i>Fisheries Act</i> . Discharge must not be deleterious and must be acutely non-lethal. |
| Compliance Standard | <i>Migratory Birds Convention Act</i> and <i>Regulations</i> | Any activities which could result in the mortality of migratory birds and endangered species and any species under federal authority | Canadian Wildlife Service, Environment Canada | Prohibits disturbing, destroying or taking a nest, egg, nest shelter, eider duck shelter or duck box of a migratory bird, and possessing a live migratory bird, carcass, skin, nest or egg. |
| Compliance Standard | <i>Canadian Environmental Protection Act</i> | Any activities that may result in environmental emissions | Environment Canada | The Act enables protection of the environment, and human life and health, through the establishment of environmental quality objectives, guidelines and codes of practice, and the regulation of toxic substances, emissions and discharges from federal facilities, international air pollution, and disposal at sea. |
| Policy | Federal Policy on Wetland Conservation | Any disruption of wetland habitat | Environment Canada | The goals of this policy should be considered where a project could affect wetland habitat. |
| Compliance standards; permits may be required. | National Fire Code | On-site structures (temporary or permanent) | Service NL | Approval is required for fire prevention systems in all approved buildings. |
| Compliance standards; permits may be required. | National Building Code | On-site structures (temporary or permanent) | Service NL | Approval is required for all building plans. |
| Compliance standard | | Port facilities and operation | Transport Canada | Implementation of Port Facility Security Plan |
| Compliance standard | | Port facilities and operations | Customs Canada | Vetting international ships |
| | | | | |

| Approval Potentially Required | Legislation / Regulation | Project Component / Activity Requiring Approval or Compliance | Department or Agency | Requirements |
|--------------------------------------|---|--|-----------------------------|--|
| Municipalities | | | | |
| Approval for Waste Disposal | <i>Urban and Rural Planning Act, 2000</i> , and Relevant Municipal Plan and Development Regulations | Waste disposal | Town of St. Anthony | The use of a community waste disposal site in Newfoundland and Labrador by proponents/contractors to dispose of waste requires municipal approval. Restrictions may be in place as to what items can be disposed of a municipal disposal site. |
| Compliance standard | <i>Urban and Rural Planning Act, 2000</i> , and Relevant Municipal Plan and Development Regulations | Industrial Development Plan | Town of St. Anthony | Industrial Development Plan |