

**Attachment B**  
**Regulatory and Technical Advice from Government Departments/Divisions**

**EA #: 2343 Gander Area Queensway North Mineral Exploration (the Project)**  
**New Found Gold Corp. (the Proponent)**

---

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

- 1.1 The Proponent is advised to consider provincial climate change projections for Gander (the nearest regional site) in Project planning.
- 1.2 The Proponent is advised that the clearing of trees and brush can contribute to climate change. Where required, all clearing activities must be undertaken with appropriate permits through the Forestry Division.
- 1.3 All heavy-duty equipment used in the Project should be operated in a manner that maximizes fuel efficiency to reduce greenhouse gas emissions that can contribute to climate change. For further information, please contact the CCB at (709) 729-1485.

**2 Pollution Prevention Division (PPD), ECC**

- 2.1 All waste material generated during construction and operation is to be placed in suitable refuse containers and removed to an approved waste disposal site, with the approval of the site owner/operator.
- 2.2 Advised that any waste material generated on site shall be removed upon completion of the Project.
- 2.3 The Proponent is advised that the burning of waste is prohibited. 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 permit under Section 48 of the **Water Resources Act, 2002**, for any work in or within 15 metres of a body of water (including wetlands).
- 3.2 Proponent is advised to obtain a water use license under the **Water Resources Act, 2002** for the use of water from any water source for any purpose.
- 3.3 The Proponent is advised that any effluent or runoff leaving the site will be required to conform to the requirements of the Environmental Control Water and Sewage Regulations, 2003. For further information, please contact WRMD at (709) 729-2563.

**4 Government Service Centre (GSC), Department of Digital Government and Service NL (DGSNL)**

- 4.1 Advised that the site is to be kept neat and tidy at all times.

- 4.2 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.
- 4.3 The Proponent is advised that development permits will be required under the Protected Road Zoning Regulations and the Gander River Protected Area Regulations.
- 4.4 Any proposed access to a provincial road must be approved by the Department of Transportation and Infrastructure.
- 4.5 Any existing tree screen concealing the operation from the public view is to be maintained. For further information, please contact GSC at (709) 729-2104 or (709) 729-2008.

## **5 Occupational Health and Safety (OHS), DGSNL**

- 5.1 The Proponent is advised that activities are conducted in compliance with the **Occupational Health and Safety Act (OHS Act)** and its Regulations. This includes the responsibility for ensuring that contractors hired to perform work also comply with this legislation, as per Section 10 of the **OHS Act**. For further information, please contact OHS at (800) 563-5471.

## **6 Department of Fisheries, Forestry and Agriculture (FFA)**

- 6.1 The Proponent is advised that an application to the Crown Lands Division for trails on non-wetland sites is not required, however, forestry permits may be required.
- 6.2 An application is required for new road construction if there is a disturbance of root mat and exposure of mineral soil by cutting and filling using an excavator or other bladed equipment to access the site.
- 6.3 The Proponent is advised to contact the local Crown Lands Office to determine if upgrading existing roads requires an application.
- 6.4 If ATV trails are needed to cross wetlands to access the site, an application for Crown land is required and must be approved before road/trail construction is to begin.
- 6.5 The Proponent must adhere to section 3 of the Cutting of Timber Regulations under the **Forestry Act** and is advised to contact the local forestry office for applicable cutting permits and to discuss avoidance/mitigations of affected commercial operating areas and silviculture areas.
- 6.6 The proposed development falls within an Agriculture Area of Interest. The Proponent should be aware that there may be agricultural activities taking place in this area and that any agriculture activities/titles should not be disrupted.
- 6.7 The proposed development encompasses issued Crown titles. The proposed activities are not to encroach on existing titles and the Proponent should keep the safety of cottage owners and other recreational users in mind during exploration activities.

- 6.8 The Proponent is advised to operate under established legislation and regulations, such as the **Wild Life Act** and Wild Life Regulations, to avoid or minimize adverse impacts.
- 6.9 The **Migratory Birds Convention Act, 1994**, Migratory Bird Regulations, **Wild Life Act** and Wild Life Regulations protect birds and prohibit the disturbance or destruction (including incidental ones) of bird nests and eggs in Newfoundland & Labrador. For additional information visit:  
<https://www.canada.ca/en/environment-climate-change/services/avoiding-harm-migratory-birds.html>.
- 6.10 Permission from land owners is required if work is to take place within existing issued Crown title sites. There are a number of issued Crown titles and active applications for Crown land within this area.
- 6.11 There may be private land located within this area which may not be on record with the Crown Lands Office. If work is planned on these private land sites, permission is required from the land owners.
- 6.12 The 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**. The Proponent should be aware that if species that are designated and listed under endangered species legislation are found within the Project area, the **Endangered Species Act** and/or the federal **Species at Risk Act** 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. For further information, please contact FFA at (709) 637-2950.

## 7 Department of Municipal and Provincial Affairs (MAPA)

- 7.1 The proposed undertaking intersects the planning area of the Gander River Protected Area Plan (the Plan), where development is controlled in accordance with the Gander River Protected Area Regulations. As such the Proponent requires a permit from DGSNL under Section 2(g) of the **Urban and Rural Planning Act**.
- 7.2 To protect the integrity of the Protected Area, proposed new developments must not conflict with high-level policies and regulations, which protect against development or heavy equipment within 30 metres of the River, respect the 300-meter buffer for the salmon pool and spawning areas, and limit development in respect to the established recreation areas. For further information, please contact MAPA at (709) 729-3090.

## 8 Department of Tourism, Culture, Arts and Recreation (TCAR)

- 8.1 The Proponent is advised to operate under established legislation and regulations, such as the **Historic Resources Act** and Archaeological Investigation Permit Regulations. For further information, please contact the Provincial Archaeology Office at (709) 729-2462.

## 9 Environment and Climate Change Canada (ECCC)

9.1 ECCC recommends that the Proponent develop the following plans:

- A management plan that includes appropriate preventative measures to minimize the risk of impacts on migratory birds.
- An oil spill prevention and response plan.
- A contingency plan, incorporating a Wildlife Emergency Response Plan, that considers potential accidents and malfunctions and scenarios that may impact avifauna directly or indirectly. For additional information, visit: <https://www.canada.ca/en/services/environment/wildlife-plants-species/national-wildlife-emergency-framework.html>.

9.2 The Proponent is advised to undertake refuelling and maintenance activities on level terrain, at a suitable distance from environmentally sensitive areas including watercourses, and on a prepared impermeable surface with a collection system.

9.3 In order to avoid nest destruction and to accommodate the breeding season of migratory birds, operations should consider nesting locations between April 15 and August 15 in this region. ECCC requests that species-at-risk sightings be reported to the Canadian Wildlife Service (CWS) at <http://accdc.com/en/contribute.html>. For further information, please contact the ECCC-CWS at (709) 777-4221.

## 10 Fisheries and Oceans Canada (DFO)

10.1 DFO advised about the modernized **Fisheries Act, 2019** which includes fish and fish habitat protection provisions which came into effect on August 28, 2019. For doing any work in or near water, the Proponent should refer to the Projects Near Water website <http://www.dfo-mpo.gc.ca/pnw-ppe/index-eng.html>.

10.2 DFO noted that the Proponent is responsible for the following:

- Understanding the impacts the Project will likely have on fish and fish habitat;
- Taking measures to avoid and mitigate impacts to fish and fish habitat;
- Requesting authorization from the DFO Minister and abiding by the conditions of the authorization when it is not possible to avoid and mitigate Project impacts on fish and fish habitat; and
- Ensuring compliance with all statutory instruments, including federal legislations/requirements.

10.3 In cases where impacts to fish and fish habitat cannot be avoided, the Project is within waterbodies where a Fish and Fish Habitat Protection Program (FFHPP) review is required and the scope of the Project is not covered under standards and codes of practice. DFO advised the Proponent to submit a Request for Review to the NL Region-FFHPP at [DFO.NLFFHPP-PPHTNL.MPO@dfo-mpo.gc.ca](mailto:DFO.NLFFHPP-PPHTNL.MPO@dfo-mpo.gc.ca). For further information, please contact DFO at (709) 772-4140.