



THE NEWFOUNDLAND AND LABRADOR GAZETTE

EXTRAORDINARY

Part I

PUBLISHED BY AUTHORITY

ST. JOHN'S, TUESDAY, JUNE 25, 2013

**ENVIRONMENTAL PROTECTION ACT
AND THE
ENVIRONMENTAL ASSESSMENT REGULATIONS, 2003**

NOTICE

IN ACCORDANCE with the *Environmental Protection Act* and subsection 19(2) of the *Environmental Assessment Regulations, 2003*, the Minister of Environment and Conservation gives the following Notice:

On June 20, 2013, the Minister of Environment and Conservation informed Nalcor Energy that under the authority of Section 67(3) (a) of the *Environmental Protection Act SNL 2002, cE-14.2*, the Lieutenant-Governor in Council has released the Labrador-Island Transmission Link from further environmental assessment, subject to the following terms and conditions:

- The proponent, Nalcor Energy, shall adhere to all mitigation, monitoring and commitments stated in the Environmental Impact Statement (EIS) submitted April 12, 2012 and the additional EIS information submitted December 10, 2012;
- The proponent shall submit a Diversity Plan for the Project satisfactory to the Minister Responsible for the Status of Women and the Minister of Environment and Conservation;
- The proponent shall prepare an EPP for the following Project Valued Ecosystem Components (VECs), in order to minimize disturbance and mitigate potential effects on VECs during Project construction and operation and submit the EPP to the Minister of

Environment and Conservation for approval prior to the start of any site-specific construction. The EPP will address the following VECs:

- i. Vegetation;
 - ii. Island Caribou;
 - iii. Furbearers and Small Mammals (including American marten in Labrador);
 - iv. Avifauna (species not covered by Section 19 of the *Endangered Species Act*); and
 - v. Freshwater Fish;
- The proponent shall prepare an EPP for all applicable construction and operation activities and submit the EPP to the Minister of Environment and Conservation for approval prior to the start of any site specific construction;
 - The proponent shall prepare Environmental Effects Monitoring Plans (EEMs), in consultation with the applicable Government divisions, and submit them to the Minister of Environment and Conservation for approval prior to the start of any site specific construction. The EEMs will address the following VECs and will be developed to monitor effects as a result of the Project and to ensure that any changes to existing baseline as a result of Project effects are documented and mitigated:
 - i. Vegetation;
 - ii. Island Caribou;
 - iii. Furbearers and Small Mammals (including American marten in Labrador);
 - iv. Avifauna (species not covered by Section 19 of the *Endangered Species Act*); and
 - v. Freshwater Fish;
 - The proponent shall provide financing for two full-time positions of Environmental Monitor, employed by the Department of Environment and Conservation, whose responsibilities will include monitoring the biophysical components related to the L-ITL Project. One position will be for the duration of the construction of the L-ITL Project (approximately four years) and the second will be for the duration of drilling and cable installation activities at the Shoal Cove, Newfoundland, cable landing site in the Strait of Belle Isle (approximately one year);
 - The proponent, in consultation with the Newfoundland and Labrador Outfitters Association and outfitters who may potentially be impacted by the L-ITL project, will develop a monitoring plan related to the potential impacts of the Project on these outfitters. Should direct impacts be identified, the proponent shall work with the affected outfitters and the Newfoundland and Labrador Outfitters Association to develop reasonable compensation provisions. In areas with new project access, the proponent will also design and implement an Access Decommissioning Plan to mitigate diminished outfitting success rates; and
 - The proponent is required to prepare and submit to the Minister of Environment and Conservation for approval a Species at Risk Project Impacts Mitigation and Monitoring Plan to provide protection for listed species, to the greatest extent possible, through avoidance measures and mitigation of the impacts resulting from authorized activities, as well as to monitor the effects of authorized activities on listed species at risk. Approval of this plan will be a precondition to the issuance to the proponent of an Economic Activity Permit under Section 19 of the *Endangered Species Act*.

DEPARTMENT OF ENVIRONMENT AND CONSERVATION
Tom Hedderson, Minister

June 25

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