

COR/2021/01895

08 JUL 2021

Reg. # 2142

Ms. Tracy King  
Deputy Minister  
Fisheries, Forestry and Agriculture  
Corner Brook, NL

Dear Ms. King:

**Re: Northern Peninsula Spruce Budworm Control Test**

Your proposal has been reviewed by an interdepartmental environmental assessment screening committee and an opportunity to comment has been provided to the public as required by Part X of the Newfoundland and Labrador *Environmental Protection Act*, SNL 2002, cE-14.2. Please be advised that this undertaking is **released** from further environmental assessment subject to the following conditions:

- You are required to uphold all commitments made in your environmental assessment submission to mitigate the effects of the project on the environment.
- You are required to update the Environmental Assessment Division on the status of the project, including a copy of all permits, licences, certificates, approvals and other authorizations required for the project, within one year from the date of this release letter and to provide additional updates, if requested. Please email project updates to [EAProjectComments@gov.nl.ca](mailto:EAProjectComments@gov.nl.ca).

**Federal and provincial government departments and agencies that reviewed your project during the environmental assessment provide the following advice:**

The Pollution Prevention Division of my Department advises that all pesticide purchase, storage and use are subject to compliance with the Pesticides Control Regulations, 2012. An applicator must be licenced for the class of pesticide which is intended to be applied and a Pesticide Operator licence is required in order to purchase pesticides unless otherwise exempted by the regulations. For further information regarding pesticide requirements, please contact the Pesticides Control Section at (709) 729-6054 or (709) 729-2565. You must also comply with the *Storage and Handling of Gasoline and Associated Products Regulations*,

2003. You should develop a contingency plan specific to the proposed undertaking to enable a quick and effective response to a spill event and spill kits should be kept on site. Any spill or leak of gasoline or associated product is to be reported immediately to Service NL by calling the Environmental Emergencies Telephone Line at 772-2083 or 1-800-563-9089. In addition, please refer to the Best Management Practices for the Storage of Waste Dangerous Goods/Hazardous Waste (WDG/HW) at Business Sites guidance document should there be any storage or handling of hazardous materials. For further information, please contact the Pollution Prevention Division at (709) 729-5782.

The Water Resources Management Division of my Department advises that the spray treatment is not to be applied within 100 metres of drinking water wells, including private and public water supply wells. You are required to obtain a permit for any work in any body of water (including wetland) as well as a water use licence for the use of water from any water source for any purpose. 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 Water Resources Management Division at (709) 729-2563.

The Department of Industry, Energy and Technology (IET) advises that if you have not already done so, please consult with Newfoundland and Labrador Hydro, regarding proximity of your project to the TL226 transmission line. For further information, please contact (709) 729-5811.

The Crown Lands and Administration Division of the Department of Fisheries, Forestry and Agriculture recommends that holders of Crown land titles located near the proposed project be advised of this control program. The approximate locations of these titles can be viewed on the Public Land Inquiry map viewer at <https://gov.nl.ca/landuseatlas/inquiry/>.

Fisheries and Oceans Canada advises that, as this project involves work in or near water, you should refer to the "Projects Near Water" website located at <http://www.dfo-mpo.gc.ca/pnw-ppe/index-eng.html> for information about how to comply with the fish and fish habitat protection provisions of the *Fisheries Act* and on the project review process. For further information, please contact the Fisheries Protection Program at (709) 772-4140.

Environment and Climate Change Canada advises that it is your responsibility to manage project activities so as to ensure compliance with the Migratory Birds Convention Act (MBCA) and associated regulations. This includes prohibitions related to depositing substances harmful to migratory birds. Please ensure that appropriate mitigation measures are in place to avoid negative environmental effects on water quality and non-target organisms resulting

from the use of chemicals. It is also your responsibility to ensure that staff and contractors are aware of the general prohibitions of the Species at Risk Act. For further information, please contact Environment and Climate Change Canada at (709) 772-2126.

Please consider procedures related to the protection of workers related to COVID-19 while conducting this undertaking. Procedures must follow the requirements set forth by the Chief Medical Officer of Health for Newfoundland and Labrador.

Although the undertaking as proposed is released from further environmental assessment, it is still subject to other legislative requirements. A summary of the comments received from government agencies during the review is attached to provide an indication of likely applicable permits, approvals and legislative requirements. You must comply with all relevant legislation and obtain all necessary permits and approvals. You are required to inform this Department of any proposed significant changes to the undertaking.

Please note that in accordance with Section 17 of the *Environmental Assessment Regulations*, the Minister's decision is valid for a period of three years from the date of this letter. If you have not commenced your project within this three-year period, you may apply to extend the three-year period for a maximum of three one-year periods, if needed. For further information, please email [EAProjectComments@gov.nl.ca](mailto:EAProjectComments@gov.nl.ca).

If you have any questions, please contact Joanne Sweeney, Director (A), Environmental Assessment Division, at (709)729-0673 or [joannesweeney@gov.nl.ca](mailto:joannesweeney@gov.nl.ca).

Sincerely,

A handwritten signature in blue ink, appearing to read "BD", with a horizontal line extending to the right.

**HON. BERNARD DAVIS, MHA**  
District of Virginia Waters – Pleasantville  
Minister

c: Premier Andrew Furey, MHA  
Humber –Gros Morne

Mr. Jeff Motty  
Supervisor of Forest Insect, Disease and Fire Control

Enclosures