

From: [Decker, Randy](#)
To: ["Estrin, David";](#)
Subject: RE: CEAR, Assessment 06-03-19881 Belleoram Marine Terminal Project
Date: Friday, November 06, 2009 11:11:36 AM
Attachments: [Belleoram Scoping Document \(revised\).pdf](#)

Good Morning David,

My apologies for my delayed response but I have been away from my office a lot this past month.

Attached please find the Proposed Scope of the Project for the proposed rock quarry in Belleoram, NL.

As you may be aware, this environmental assessment has been completed and the final Comprehensive Study Report is available for download at the following website;

<http://www.ceaa-acee.gc.ca/050/document-eng.cfm?document=23263>

For you information, the scope of the project is defined as the components of a proposed undertaking relating to a physical work, or a proposed physical activity not relating to a physical work, that are determined to be part of the project for the purposes of the environmental assessment (Canadian Environmental Assessment Agency, 2006).

TC determined, based on the NWPA Section 5(1)(a) trigger under the *Law List Regulations* of the Act, that the scope of the project for the purposes of the environmental assessment would include the construction, operation, and decommissioning and/or abandonment of the marine terminal.

DFO determined, based on the anticipated *Fisheries Act*, Section 35(2) trigger under the *Law List Regulations* of the Act, that the scope of the project for the purposes of DFO's environmental assessment would include the construction, operation, and decommissioning and/or abandonment of the marine terminal.

ACOA determined that the scope of the project for the purposes of ACOA's environmental assessment would include the construction, operation, and decommissioning and/or abandonment of the marine terminal.

During the initial stages of this environmental assessment, ACOA employed the "In-Until-Out" Approach to becoming an RA for the comprehensive study process. ACOA had not received an application for funding from the proponent but was informed that the proponent intended to apply for funds at a later date. Given the

proponent's intent to request funding ACOA decided to become involved as an RA due to the likelihood of a Section 5 funding trigger.

During the scoping phase of the comprehensive study process ACOA scoped the project in its entirety given that the proponent had not yet applied for funding. ACOA maintained this full scope of project through the public comment period of the Scoping Document and the Environment Assessment Track Report. On March 22, 2007 the Minister of the Environment announced his determination that a comprehensive study was the most appropriate type of environmental assessment for this Project.

On May 30, 2007 the proponent applied to ACOA for funding under the Business Development Plan to construct and operate a marine terminal to be used for loading and shipping aggregate from the proposed quarry. At this time, ACOA amended their scope of project to the Marine Terminal component only, which is related to their Section 5 funding trigger.

TC, DFO, and ACOA had the same scope related to their Section 5 triggers therefore a single comprehensive study report was prepared and each RA performed their decision-making authority respective to their trigger.

In accordance with Section 15 of the Act, the RAs determined that the scope of the proposed Project was for the following project components;

- Construction of a 200 m long by 30 m wide marine terminal;
- Installation of ship loading equipment on the marine terminal, and;
- Berthing, loading, and de-berthing of bulk aggregate carriers.

I hope this information is useful.

Cheers,
Randy

Randy Decker

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Please note my email address has changed to Randy.Decker@tc.gc.ca .
Please update your address books to reflect this change.

From: Estrin, David [mailto:David.Estrin@gowlings.com]
Sent: Wednesday, October 21, 2009 4:41 PM
To: Decker, Randy
Subject: CEAR, Assessment 06-03-19881 Belleoram Marine Terminal Project

Hello, could you please provide me with a copy of the Proposed Scope of the Project - Crushed Granite Rock Quarry" or direct me to where on the Registry it can be found. Many thanks.

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