

Fisheries and Oceans  
CanadaPêches et Océans  
Canada

Habitat Management Division  
P.O. Box 1006  
B505, 5<sup>th</sup> Floor  
Dartmouth, NS  
B2Y 4A2

Your file *Voire référence*Our file *Notre référence*

June 4, 2003

Mr. Chris Daly, Manager  
Environmental Assessment Branch  
Nova Scotia Department of Environment and Labour  
5151 Terminal Road, 5<sup>th</sup> Floor  
Halifax, N. S.  
B3J 3B7

Dear Mr. Daly:

**RE: Whites Point Quarry and Marine Terminal - Environmental Assessment**

I am writing to update you on Fisheries and Oceans Canada (DFO) review of the proposed Whites Point Quarry and Marine Terminal.

DFO has determined that due to the need for a *Navigable Waters Protection Act* Ss. 5(1) approval, the terminal portion of the project will require an environmental assessment pursuant to the *Canadian Environmental Assessment Act (CEAA)*. The type of assessment required on the terminal is a Comprehensive study, pursuant to the *CEAA – Comprehensive Study List SS. 28(c)* – marine terminal designed to handle vessels larger than 28,000 DWT.

DFO is presently reviewing the proponent's blasting plan for a 3.9 ha. test quarry and conducting discussions and field work of the overall 155 ha. quarry site to determine if approvals are required under the *Fisheries Act* Ss. 35(2) or S. 32, either of which would necessitate an environmental assessment under *CEAA*.

Your Department has previously expressed interest in a co-ordinated environmental assessment of the Whites Point Quarry and Marine Terminal project. In the interest of effectively harmonizing the federal and provincial review processes, DFO is considering referring the project to the Minister of Environment for a Panel Review.

.../2

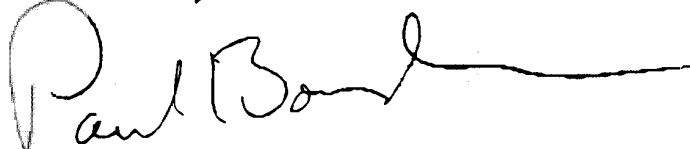
Mr. Chris Daly

(2)

June 4, 2003

To this end, I am interested to know if your Department would be interested in participating in a joint review panel of this project.

Yours sincerely,

A handwritten signature in black ink, appearing to read "Paul Boudreau". The signature is written in a cursive style with a long horizontal line extending to the right.

Paul Boudreau  
A/Manager  
Habitat Management Division

cc: W. Coulter