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VERSION 3 UPDATE SUMMARY

The following IR responses provide clarification regarding approvals and permitting:

- EAB Wastewater-2 (effluent discharge location approvals)
- EAB Wastewater-3 and EAB Waterwater-7 (water quality monitoring approvals)
- EAB Wastewater-8 (effluent treatment plant permitting)
- MNR-15 and MNR 6 (Lake and Rivers Improvement Act permitting requirements)
- MOE Hydrology 5B (water taking permits)
- MOE SW-11 and MOE SW-15 (water balance requirements for permits)
- T-1 (aggregate pit permits)

As per A-5, permitting under the Species at Risk Act and the Migratory Birds Convention Act will not be required because the Project is not located on federal lands. Table 10-1 has been updated to reflect this.

Notifications and Letters of Advice issued by Fisheries and Oceans Canada do not constitute permits or approvals under the Fisheries Act. Table 10-1 has been updated to reflect this.

As per the response to MNR 14B, the MNR will be included in the list of appropriate regulators developing the Environmental Monitoring Plan at the permitting phase.

As per response to EAB Wastewater-4 and EAB Wastewater-6, CMC acknowledges that a design brief including proof of Source Water Protection consultation will be required for the final design of the Sewage Works.

As per response to A-4, CMC understands that the Hammond Reef Gold Project will not require obtaining a permit for depositing waste in Canadian Marine Waters.

Transport Canada reviewed the EIS/EA and determined that there are no waterways within the Project site that are listed in the Schedule of waterways to which the Navigation Protection Act (formerly the Navigable Waters Protection Act) applies. Therefore, regulatory authorization under the Navigation Protection Act is not required. Furthermore, Transport Canada determined that all waterways that will be impacted by the Project are non-navigable.

The following should be considered with respect to the identified 'Jurisdiction – Department' in Table 10-1:

- Ministry of Natural Resources refers to the Ontario Ministry of Natural Resources and Forestry (MNR);
- Ministry of the Environment refers to the Ontario Ministry of the Environment and Climate Change (MOECC);
- Environment Canada refers to Environment Canada and Climate Change (ECCC).

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Table 10-1 represents a preliminary list of anticipated permits and approvals required to implement the Project and additional details regarding each anticipated permit/approval including the agency with jurisdiction, the applicable Act or Regulation, and the Project activity that will likely trigger the requirement for a permit/approval. The list of permits/approvals presented is not intended to be a comprehensive list of all permits/approvals required, and OHRG will consult with federal, provincial and municipal agencies to refine this list as the Project design is developed.

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TABLES

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Table 10-1: Summary of Permitting Requirements

Jurisdiction – Department	Applicable Act or Regulation	Activities that may Require Permit/Approval	Permit/Approval Required
Electrical Safety Authority	Site Approval pursuant to Electricity Safety Code	Installation and use of Electrical Transmission Line. The Electrical Safety Authority (ESA) enforces the Ontario Electrical Safety Code, and is responsible for ensuring that the requirements of the Code including all electrical installations are met.	Approval
Independent Electricity System Operator	Connection Assessment and Approval under <i>Electricity Act</i>	Connection of transmission line to electrical power grid. Proponents planning to establish or modify a connection to the IESO-controlled grid must obtain IESO approval through the Connection Assessment and Approval (CAA) process.	Approval
Provincial Ministry of Natural Resources	<i>Building Code Act</i> Section 8, Bylaws of relevant Municipality if applicable	Building construction at Mine.	Building Permit / Site Plan Approval as required
Northwestern Health Unit	Building Code Act, Part 8 – Sewage Systems	Installation of holding tank at explosives plant location	Permit for Holding Tank
Ontario Energy Board	Leave to Construct a Transmission Line under Section 92(1) of the Ontario <i>Energy Board Act</i>	Construction and connection of Electrical Transmission Line. Section 92 of the Act requires leave of the Board for the construction, expansion, or reinforcement of a transmission line or a distribution line, as well as for the making of a connection to the power system.	Order pursuant to <i>Energy Board Act</i>
Provincial Ministry of Labour	<i>Occupational Health and Safety Act</i>	Mine Development. Safety and procedures review of Project prior to development	Pre-development Review
Provincial Ministry of Natural Resources	<i>Public Lands Act</i>	Mine Development. Use of Crown land under authority of appropriate tenure	License of Occupation or Land Use Permit
Hydro One	Connection Impact Assessment	Connections to the grid	Approval
Provincial Ministry of Natural Resources	<i>Public Lands Act</i>	Upgrading of existing roads or building of new roads or trails on Crown land / Construction of Buildings on Public Land	Work Permit

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Table 10-1: Summary of Permitting Requirements

Jurisdiction – Department	Applicable Act or Regulation	Activities that may Require Permit/Approval	Permit/Approval Required
Provincial Ministry of Natural Resources	<i>Public Lands Act</i>	Construction of dams (including tailings dams), channelizations, diversions, in-stream ponds and by-pass ponds. Potential for harmful alteration, disturbance or destruction of fish habitat.	Work Permit
Provincial Ministry of Natural Resources	<i>Public Lands Act</i>	Installation of Radio Communications Tower	Work Permit
Provincial Ministry of Natural Resources	<i>Ontario Aggregate Resources Act</i>	Removal of aggregate from a pit or quarry	Permit
Provincial Ministry of Natural Resources	<i>Fish and Wildlife Conservation Act</i>	Collection of fish for testing (e.g., for environmental baseline studies)	Authorization
Provincial Ministry of Natural Resources	<i>Fish and Wildlife Conservation Act</i>	Beaver dam removal	Authorization under FWCA
Provincial Ministry of Natural Resources	<i>Lakes & Rivers Improvement Act</i>	Installation of water crossings (e.g., culvert installation, construction of a bridge, causeway or seasonal ice bridge). Potential for harmful alteration, disturbance or destruction of fish habitat.	Authorization for water course crossings
Provincial Ministry of Natural Resources	<i>Crown Forest Sustainability Act</i>	Clearing timber on Crown Land in the name of the contractor	Forest Resource License
Provincial Ministry of Natural Resources	<i>Endangered Species Act</i>	Construction or operational activities that kill, harm, harass threatened /species listed under the Act or damages / destroys their habitat	Authorization, Permit or Agreement, as required
Provincial Ministry of Northern Development and Mines	<i>Mining Act</i>	Submission of Closure Plan	Approval of Plan
Provincial Ministry of Natural Resources	<i>Forest Fires Prevention Act</i>	Burning of wood debris	Burn Permit

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Jurisdiction – Department	Applicable Act or Regulation	Activities that may Require Permit/Approval	Permit/Approval Required
Provincial Ministry of Natural Resources	<i>Public Lands Act</i>	Possible sale (disposition) of crown land	Approval as necessary
Provincial Ministry of the Environment	<i>Environmental Protection Act</i>	Mine Development and Operation. Discharge of a contaminant, including noise, into the natural environment	Environmental Compliance Approval(s)
Provincial Ministry of the Environment	<i>Environmental Protection Act</i>	Construction of a waste disposal site or certain onsite treatment of wastes	Environmental Compliance Approval
Provincial Ministry of the Environment	<i>Environmental Protection Act</i>	Storage and transportation of hazardous wastes	Generator Registration Report
Provincial Ministry of the Environment	<i>Ontario Water Resources Act</i>	Pumping of water for construction or operations. Water intake (pumping, draining, dewatering) >50,000 L/day	Permit to Take Water
Provincial Ministry of the Environment	<i>Environmental Protection Act</i>	Construction of a tailings and/or sludge management facility	Environmental Compliance Approval
Provincial Ministry of the Environment	<i>Environmental Protection Act</i>	Mine Development. Spill Prevention and Contingency Plan	Approval
Provincial Ministry of the Environment	<i>Environmental Protection Act</i>	Mine Operations. 50 m ³ /day of process effluent, cooling water or overflow effluent	Approval
Provincial Ministry of the Environment	<i>Ontario Water Resources Act</i> Section 53 "Industrial Waste Water"	Construction of a tailings and/or sludge management facility	Environmental Compliance Approval
Provincial Ministry of the Environment	<i>Ontario Water Resources Act</i>	Mine Development. Storm water management	Environmental Compliance Approval
Provincial Ministry of the Environment	<i>Ontario Water Resources Act</i>	Construction of Site Infrastructure. Private sewage disposal systems exceeding 10,000 L/day	Environmental Compliance Approval
Provincial Ministry of the Environment	<ul style="list-style-type: none"> ■ <i>Clean Water Act:</i> ■ <i>Ontario Water Resources Act</i> 	Draining Mitta Lake	Permit to take water
Provincial Ministry of Transportation	<i>Public Transportation and Highway Improvement Act</i> Sections 21, 34 and 38	Upgrades to road. An encroachment may be required if any works are required to upgrade the entrance from Highway 622.	Encroachment Permit

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Jurisdiction – Department	Applicable Act or Regulation	Activities that may Require Permit/Approval	Permit/Approval Required
Provincial Ministry of Environment	<i>Safe Drinking Water Act</i>	Installation of a drinking water system	Approval
Provincial Ministry of Transportation	<i>Public Transportation and Highway Improvement Act</i> Sections 21, 34 and 38	Not anticipated to be required	Entrance Permit
Provincial Ministry of Transportation	<i>Public Transportation and Highway Improvement Act</i>	Installation of commercial sign. May be required if a commercial sign is to be placed within 400 m of Highway 622.	Sign Permit
Provincial Ministry of Labour	<i>Occupational Health and Safety Act</i>	Mine Development. Safety and Procedure review	Pre-development review process
Provincial Ministry of Labour	<i>Occupational Health and Safety Act</i>	Project Construction. Notification	Notice of Project
Provincial Ministry of Tourism, Culture and Sport	<i>Ontario Heritage Act</i>	Disturbance of heritage buildings and archaeological sites	Clearance
Federal Environment Canada	<i>Canadian Environmental Protection Act</i>	Deposition of waste in Canadian Marine Waters	Permit under Section 127
Federal Environment Canada	<i>Species at Risk Act</i>	Construction or operational activities that kill, harm, harass threatened / endangered species or damages / destroys their habitat	Permit under Section 73
Federal Environment Canada	<i>Endangered Species Act (Potentially, depending on expected bat habitat change)</i>	Construction or operational activities that kill, harm, harass threatened / endangered species or damages / destroys their habitat	Permit / Approval
Federal Environment Canada	<i>Migratory Birds Convention Act</i>	Clearing of timber on Crown land – the disturbance, destruction or taking of a nest, egg, nest shelter, eider duck shelter or duck box of a migratory bird	Permit under Section 26.1(1)
Federal Fisheries and Oceans Canada	<i>Fisheries Act</i>	Beaver dam removal	Notification
Federal Fisheries and Oceans Canada	<i>Fisheries Act</i>	Work on water crossings or work near water that is fish habitat where impacts can be avoided	Letter of Advice

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Table 10-1: Summary of Permitting Requirements

Jurisdiction – Department	Applicable Act or Regulation	Activities that may Require Permit/Approval	Permit/Approval Required
Federal Fisheries and Oceans Canada	<i>Fisheries Act</i>	Work on water crossings or work near water that is fish habitat where impact is unavoidable, including the draining of Mitta Lake	Authorization to allow for the destruction of fish habitat (HADD)
Federal Fisheries and Oceans Canada	<i>Fisheries Act</i>	Water management and discharge	Metal Mining Effluent Regulations
Federal Fisheries and Oceans Canada	<ul style="list-style-type: none"> ■ <i>Fisheries Act –</i> ■ Metal Mining Effluent Regulations 	Deposition of tailings (Schedule 2)	Authorization under the Regulation.
Federal Environment Canada	<i>Canadian Environmental Protection Act</i>	Mine Development. Environmental Emergency Response Plan	Environmental Emergency Regulations
Federal Environment Canada	<i>Canadian Environmental Protection Act</i>	Mine Operations. Reporting requirements as determined under CEPA	National Pollutant Release Inventory
Federal Fisheries and Oceans; Environment Canada	Metal Mining Effluent Regulations; Environmental Effects Monitoring	Mine Operations. Effluent discharge: ongoing compliance and effects monitoring	Acceptance of reporting
Federal Natural Resources Canada	<ul style="list-style-type: none"> ■ <i>Explosives Act;</i> ■ <i>Transportation of Dangerous Goods Act</i> 	Transportation and storage of explosives	Magazine License and Transportation Permit
Federal Transport Canada	<i>Navigable Waters Protection Act</i>	<ul style="list-style-type: none"> ■ Works built or placed in, on, over, under or across navigable waters ■ The deposition of materials that is liable to interfere with navigation in waters that are navigable or flow into any navigable waters 	Approval of works under Part I of the NWPA and Proclamation of Exemption under Part II of the NWPA