

Decision – Application to Administrator

Application Summary:

Application Reference Number:	REF#573
Aquaculture Site Number:	AQ#1042
Application Class:	Class III
Application Type:	Assignment
Abstract:	Application to assign licence and lease no. 1042 to 4512617 Nova Scotia Ltd.
Applicant Name:	Innovative Fishery Products Inc.
Date Received by Department:	September 16, 2025
Location:	Annapolis Basin
County:	Annapolis
Site Type:	Marine
Operation Type:	Commercial

Current Licence / Lease Information:

Site Size (in hectares):	98.50
Method(s) of Cultivation:	Suspended
Species:	American oyster, Bay scallop, European oyster, Giant sea scallop
Term of Licence:	May 13, 2016 to May 13, 2026
Term of Lease:	May 13, 2016 to May 13, 2036

Decision:

Decision Issued:	Approved
Signature and Date:	
	Robert Ceschiutti, Aquaculture Administrator

Definitions:

The following are terms, acronyms and definitions that may appear in this document:

Act means the Nova Scotia Fisheries and Coastal Resources Act

Department means the Nova Scotia Department of Fisheries and Aquaculture

Regulations means the Nova Scotia Aquaculture Licence and Lease Regulations

Site History:

Aquaculture licence and lease no. 1042 were initially issued to Hillsburn Basin Scallop Group Ltd. on May 14, 1996, for a 10-year term (May 14, 1996 to May 14, 2006), for the suspended cultivation of Giant sea scallop on a 10 hectare site located in Annapolis Basin, Annapolis County. In August, 1996, the licence and lease were amended to modify the site boundaries, resulting in an increase in site size to 100 hectares. In November, 1997, the licence and lease were amended to add additional species (Bay scallop, American oyster and European oyster). In August, 2001, the licence and lease were assigned to Innovative Fishery Products Inc. In January, 2008 the licence and lease were renewed for a 5-year term (May 14, 2006 to May 13, 2011). In February, 2012, the licence and lease were renewed for a 5-year term (May 14, 2011 to May 13, 2016). In April, 2017, the licence was renewed for a 10-year term (May 14, 2016 to May 14, 2026) and the lease was renewed for a 20-year term (May 14, 2016 to May 14, 2036). In July, 2018 the licence and lease were amended to include federal harvesting requirements for scallops. In May, 2025 the licence and lease were amended to address issues raised in a performance review.

There is currently an application in process to renew aquaculture licence no. 1042.

Outcomes of Performance Review:

Pursuant to Section 40 of the Regulations, the Administrator (or an appointed employee) may conduct a performance review of the associated aquaculture site in accordance with Sections 89 and 90 of the Regulations.

No actions were taken by the administrator in response to the Performance Review conducted in response to receipt of this assignment application.

Consultations on Application to Administrator:

Pursuant to Clause 32(a) of the Regulations, the Administrator must undertake consultations with any of the following as required under the laws of the Province or of Canada with respect to the application:

- A department or agency of the Government of Nova Scotia
- A department or agency of the Government of Canada

As such, consultations were undertaken with the following departments or agencies:

Government of Nova Scotia:

- Department of Fisheries and Aquaculture

Factors to be Considered:

Under Section 17(1) of the Regulations, in making decisions related to marine aquaculture sites, the Administrator must take into consideration the optimum use of marine resources, as determined by taking into consideration the following factors only:

- a) The contribution of the proposed operation to community and Provincial economic development;
- b) Fishery activities in the public waters surrounding the proposed aquacultural operation;
- c) The oceanographic and biophysical characteristics of the public waters surrounding the proposed aquacultural operation;
- d) The other users of the public waters surrounding the proposed aquacultural operation;
- e) The public right of navigation;
- f) For marine finfish applications, the sustainability of wild salmon;

- g) The number and productivity of other aquaculture sites in the public waters surrounding the proposed aquacultural operation.

All of the above factors have been taken into consideration prior to making the decision on this application. The following is a summary of the outcomes of the Departmental review and any consultation undertaken (where indicated above). This summary is not intended to be an exhaustive account of the results following review and consultation.

The optimum use of marine resources

As this is an application to assign an existing Aquaculture licence and lease, there are no expected novel impacts to the use of marine resources.

The contribution of the proposed operation to community and Provincial economic development

The application to assign this site did not appear to have any novel impacts (positive or negative) to the economic development of the community or Province.

Fishery activities in the public waters surrounding the proposed aquacultural operation

This application to assign an existing aquaculture licence and lease contained no expected novel impacts to the fishery activities in the public waters near the existing site.

The oceanographic and biophysical characteristics of the public waters surrounding the proposed aquacultural operation

The species and methods of cultivation authorized for this site are suitable for this area.

The other users of the public waters surrounding the proposed aquacultural operation

This application to assign an existing Aquaculture licence and lease contained no expected novel impacts to the other users of the public waters near the existing site.

The public right of navigation

This application to assign an existing Aquaculture licence and lease contained no expected novel impacts to the public's right of navigation. The operator is required to adhere to the site marking requirements according to their Notice of Works issued by Transport Canada under the Canadian Navigable Waters Act, file number 1997-200026 registry number 2472.

The number and productivity of other aquaculture sites in the public waters surrounding the proposed aquacultural operation

Aquaculture site no. 1042 is located approximately 0.7 km from the shoreline, in the body of waters known as Annapolis Basin. There are currently a total of 8 marine aquaculture sites in Annapolis Basin. There is no evidence to suggest that the assignment of this licence and lease would negatively impact the productivity of other aquaculture sites.

Decision:

Based on the factors considered above, the application to assign licence and lease no. 1042 is hereby approved.

Implementation:

The licence and lease documents shall be prepared in accordance with the Department's standard operating documents. The decision shall be deemed implemented once the licence and lease documents have been

signed by all parties. The licence and lease shall be made publicly available subject to the provisions of the Freedom of Information and Protection of Privacy Act, once the decision has been implemented.