



**Environment  
Office of the Minister**

PO Box 442, Halifax, Nova Scotia, Canada B3J 2P8 • www.novascotia.ca

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June 8, 2015

Brian J. Hebert  
(Counsel for Pictou Landing First Nation)  
5670 Spring Garden Road  
Suite 903  
Halifax, Nova Scotia  
B3J 1H6

Dear Mr. Hebert:

Re: Notice of Appeal Form dated April 9<sup>th</sup> 2015 – Pictou Landing First Nation – Notice of Appeal for Industrial Approval for Pulp Mill operated by Northern Pulp Nova Scotia Corporation Approval No. 2011-076657-A01

I am writing regarding your Notice of Appeal Form dated April 9<sup>th</sup> 2015 respecting the decision of an administrator to issue an approval for a bleached kraft pulp mill at 260 Granton Abercrombie Road, Abercrombie, Nova Scotia.

After careful review of the Notice of Appeal including the “grounds for appeal”, the information you submitted in support of your appeal, and the applicable statutory provisions, your appeal has been:

Denied

The reasons for the decision are as follows:

- The main focus in the development of the Industrial Approval was to improve environmental performance of the facility. Accommodations were made with Pictou Landing First Nation by imposing several terms and conditions in the Industrial Approval.
- Consideration was given to the various agreements that exist. However, the main focus in the development of the Industrial Approval was to improve environmental performance of the facility.

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- Before the Approval was issued, consultation took place, coordinated by of the Office of Aboriginal Affairs. Meetings were held October 16th 2014, October 23rd 2014, December 11th 2014 and January 29th 2015 between Pictou Landing First Nation and Nova Scotia Environment. Additionally, Pictou Landing First Nation provided a written submission about the Industrial Approval during consultation. The intent behind the Industrial Approval is to improve environmental performance of the facility and improve conditions locally in respect to air, land and water.
- There was a duty to consult based on the October 2012 Canada-Nova Scotia Memorandum of Understanding on Cooperation Regarding Duty to Consult. It was also established that consultation was conducted, with Pictou Landing First Nation. These meetings afforded Pictou Landing First Nation the opportunity to be heard and voice their concerns about their right to enjoyment of lands.
- Based on consultation with Pictou Landing First Nation this Industrial Approval imposes conditions on Northern Pulp Nova Scotia Corporation to improve environmental performance.
- The Environment Act's mandate specifically section 2 is to support and promote the protection, enhancement and prudent use of the environment. This Industrial Approval contains effluent discharge limits as well as air emission limits intended to reduce adverse effects to the environment.

Pursuant to Section 138 of the Environment Act, you have thirty (30) days to appeal my decision to the Supreme Court.

Yours truly,

Minister Randy Delorey