

APPLICATION

Operator*

Operating Licence Number

EL/SDL/PL Number/Crown Lands

*Where the Operator is not an interest holder in the applicable licence, a Schedule A describing the interest holders and their relationship with the Operator must be attached.

Pursuant to sections 138 and 134 of the *Canada-Newfoundland and Labrador Atlantic Accord Implementation Act¹* (C-NAAIA) and the *Canada-Newfoundland and Labrador Atlantic Accord Implementation Newfoundland and Labrador Act²* (C-NLAAINLA) respectively, the Operator hereby applies for authorization to conduct a diving program in the offshore area subject to such conditions provided below or as may be appended hereto.

Diving Contractor (if different from Operator): _____

Marine Installation/Structure: _____ Water Depth: _____

Period of Diving Program: _____

Type of Dive (Surface/ADS/Saturation): _____

Diving Equipment: _____

 Maximum Working Pressure for Diving System: _____

Type of Breathing Mixture: _____

Diving Safety Specialist(s): _____ Contractor: _____ Operator: _____

Diving Supervisor(s) _____

Type of Decompression Chamber: _____

Name of Specialized Diving Doctor: _____

Telephone No.: _____ Location: _____

Rescue and Treatment Facilities: _____

 Location of Rescue and Treatment Facilities: _____

Other Information: _____

The undersigned Operator's Representative hereby declares that, to the best of his or her knowledge, the information contained or incorporated herein is true, accurate and complete.

Signed: _____ Date: _____
Operator's Representative

AUTHORIZATION

WHEREAS Pursuant to sections 138 and 134 of the *Canada-Newfoundland and Labrador Atlantic Accord Implementation Act*¹ (C-NLAAIA) and the *Canada-Newfoundland and Labrador Atlantic Accord Implementation Newfoundland and Labrador Act*² (C-NLAAINLA) respectively, the Operator has applied for an authorization to conduct work or activity in the portion of the offshore area subject to the Land Interest and in accordance with the documentation provided in support of its application,

AND WHEREAS the Canada – Newfoundland and Labrador Offshore Petroleum Board (the Board) has considered the application in consultation with the Chief Safety Officer and Chief Conservation Officer.

The Operator is hereby authorized to conduct the work or activity described in the application subject to the following:

1. This Authorization is issued to the above-named Operator and cannot be transferred or assigned;
2. All work or activity conducted pursuant to this Authorization shall be in compliance with *the C-NLAAIA* and the *C-NLAAINLA* and regulations made thereunder. If during the term of this Authorization new subordinate legislation under the *C-NLAAIA* and the *C-NLAAINLA* is enacted, the Operator shall take measures to ensure regulatory compliance on or before the coming into force date;
3. Any request to amend an authorized program including equipment, installations, procedures, passenger transit, and personnel qualifications must be forwarded to the C-NLOPB for approval prior to implementation;
4. All work or activity conducted in relation to a workplace or respecting the transport of passengers or other persons to or from a workplace pursuant to this Authorization shall be in compliance with the *C-NLAAIA* and the *C-NLAAINLA*;
5. For greater certainty and without affecting any other requirements in law, the Operator shall comply with the requirements more particularly described in *Additional Health and Safety Requirements*, as may be amended from time to time;
6. The Operator shall ensure that any non-compliance (including audit findings) specific to a marine installation or structure conducting work or activity or passenger craft operating in relation to this Authorization is corrected as soon as reasonably practicable, notwithstanding which operator was in control of the marine installation or structure or passenger craft in the Canada-Newfoundland and Labrador Offshore Area at the time the non-compliance was documented;
7. Where a marine installation or structure is being shared between operators in the Canada-Newfoundland and Labrador Offshore Area, the Board may, in accordance with the provisions of the *C-NLAAIA* and the *C-NLAAINLA*, share information or documentation related to any non-compliance referred to in Section 6 above with any other operator who from time to time will have an authorization for that marine installation or structure to conduct work or activity in the Canada-Newfoundland and Labrador Offshore Area;
8. Where a passenger craft is being shared between operators in the Canada-Newfoundland and Labrador Offshore Area, the Board may, in accordance with the provisions of the *C-NLAAIA* and the *C-NLAAINLA*, share information or documentation related to any non-compliance referred to in Section 6 above with the passenger craft provider of service or any other operator who from time to time that will use that passenger craft;
9. If any marine installation or structure which is the subject of this Authorization leaves the Canada-Newfoundland and Labrador Offshore Area and returns to conduct further work or activities pursuant to this Authorization, the Board reserves the right to request additional information respecting the resumption of the program and, where necessary, to address any deviation from this Authorization;
10. The Operator shall ensure compliance with all regulations, requirements, approvals and directives administered or established by any other regulatory body, government department or agency which has jurisdiction in any way respecting the work or activity relating to this Authorization or respecting the transportation of employees or other passengers to or from a workplace for which the Operator is conducting work or activity pursuant to this Authorization;

¹ S.C. 1987, c.3, as amended including Regulations made thereunder.

² RSNL 1990, c.C-2, as amended including Regulations made thereunder.

DIVING PROGRAM AUTHORIZATION

11. The Operator shall implement, or cause to be implemented, the mitigation measures outlined in any environmental assessment, including the conditions set out in (i) *Canadian Environmental Assessment Act, 2012* Decision Statements, (ii) *Impact Assessment Act* Decision Statements, and (iii) the Regional Assessment Regulations;
12. This Authorization is issued subject to the Operator's compliance with the Benefits Plan and the Development Plan as approved by the Board, together with any amendment(s) to either of them;
13. All Operators shall continue to comply with the requirements of the following regulations pursuant to this condition until such time as federal legislation comes into force which revives these regulations, at which time this condition shall cease to be of effect:
 - (a) the *Canada-Newfoundland and Labrador Offshore Marine Installations and Structures Occupational Health and Safety Transitional Regulations* (Canada) as they existed on December 31, 2020;
 - (b) the *Canada-Newfoundland and Labrador Offshore Marine Installations and Structures Transitional Regulations* (Canada) as they existed on December 31, 2020; and
 - (c) the *Canada-Newfoundland and Labrador Offshore Area Diving Operations Safety Transitional Regulations* (Canada) as they existed on December 31, 2020.
14. The Board reserves the right, effective upon written notice to the Operator, to revise, waive, or add any requirement during the time for which this Authorization is in effect;
15. This Authorization shall be posted at all workplaces to which it applies at all times during which work or activity is being conducted pursuant to this Authorization; and
16. The Operator shall comply with such other requirements as may be appended to this Authorization.

Signed: _____
Chief Executive Officer (CEO)

Effective Date: _____

Program No. _____

Expiry Date: _____