



August 28, 2008

Distribution:

**Re: Hibernia Management and Development Company Ltd. (HMDC)  
Hibernia Drill Centres Construction and Operations Program (CEAR # 08-01-42279)  
Federal Coordination Regulations Section 5 Notification**

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On August 28, 2008, HMDC submitted to the Canada-Newfoundland and Labrador Offshore Petroleum Board (C-NLOPB) a project description for a proposed construction and operations program for up to six drill centres in the Jeanne d'Arc Basin area (the Project). The C-NLOPB determined that the Project would require an authorization pursuant to Section 138(1)(a) of the *Canada-Newfoundland Atlantic Accord Implementation Act* and Section 134(1)(a) of the *Canada-Newfoundland and Labrador Atlantic Accord Implementation Newfoundland and Labrador Act*.

The attached project description outlines the activities proposed for the Project, to be undertaken from 2009 through to the current estimated end of project 2036. The first phase of the project will be the Hibernia southern development, which includes the construction of a glory hole and the installation subsea equipment and flowlines. Each drill centre will be constructed for up to 11 wells, with tie-back to the Hibernia platform. Project activities are scheduled to commence in 2009.

A draft scoping document is attached for your review and comment. Comments should be forwarded to the undersigned on or before September 25, 2008.

The C-NLOPB has determined, in accordance with paragraph 3(1)(a) of the *Regulations Respecting the Coordination by Federal Authorities of Environmental Assessment Procedures and Requirements (FCR)*, that an environmental assessment of the project under section 5 of the CEA Act is required. Pursuant to Section 12.2(2) of CEA Act, the C-NLOPB is assuming the role of the Federal Environmental Assessment Coordinator (FEAC) for this screening.

This letter seeks, pursuant to the FCR, to identify the departments or agencies that may have obligations as responsible authorities or as federal authorities and to set a timetable for conducting a screening.

***Timing of Assessment***

The C-NLOPB requests that the screening be carried out in a timely a manner as possible, and propose the following schedule:

Federal Coordination Request – determination of RA responsibilities	Response by <b>September 25, 2008</b>
Review of draft EA	Response approximately 6 weeks after receipt of document.
Review of revised EA or addendum, if required	Response approximately 3 weeks after receipt of

	document
Preparation of EA determination by Responsible Authority(s)	3 weeks for completion (may commence during review of final EA or addendum); includes review of all drafts.

### CEA Act Federal Coordination Regulations - Section 5 Notification

- Pursuant to section 5 of the CEA Act Federal Coordination Regulations, the C-NLOPB requests that you review the attached information and inform the C-NLOPB by **September 25, 2008** of your determination pursuant to subsection 6(1) of the CEA Act Federal Coordination Regulations.
- If you determine that you are likely to require an environmental assessment of the project, please advise the C-NLOPB of any approvals or authorizations to be exercised by your department or agency.
- If you determine that you are in possession of any specialist or expert information or knowledge pursuant to paragraph 6(1)(c) of the CEA Act Federal Coordination Regulations, please advise the C-NLOPB of the nature of that information or knowledge and the person to contact for assistance by **September 25, 2008**.

A "Faxback Response Form" has been provided for your convenience. If no response is received from you by the date indicated above, the C-NLOPB will assume that your department or agency has no responsibility to undertake an environmental assessment and is not in possession of specialist or expert information or knowledge.

### Species at Risk - Section 79(1) Notification of Competent Minister

Pursuant to Section 79(1) of the *Species at Risk Act (SARA)*, the C-NLOPB hereby informs the Minister of Environment and the Minister of Fisheries and Oceans (the Competent Ministers) that the following Schedule 1 Species are likely to be in the project area under the jurisdiction of the C-NLOPB. A determination of the likelihood of adverse affects on these species will be undertaken during the screening process.

- Endangered: Turtle, Leatherback (*Dermochelys coriacea*)  
Whale, Blue (*Balaenoptera musculus*)
- Threatened: Wolffish, Northern (*Anarhichas denticulatus*)  
Wolffish, Spotted (*Anarhichas minor*)
- Special Concern: Gull, Ivory (*Pagophila eburnea*)  
Wolffish, Atlantic (*Anarhichas lupus*)

If you have any questions on the attached, or wish to discuss the above, I may be reached at 709-778-1431 or via email at [kcoady@cnlopb.nl.ca](mailto:kcoady@cnlopb.nl.ca).

Yours truly,

***Original Signed by K. Coady***

Kimberly Coady  
Environmental Assessment Officer

Attachments

cc D. Burley

**DISTRIBUTION:**

<b>Federal Agencies</b>	
Mr. Marvin Barnes Department of Fisheries and Oceans P. O. Box 5667 St. John's, NL A1C 5X1	Mr. Glenn Troke Environment Canada Newfoundland District Office 6 Bruce Street, Mount Pearl, NL A1N 4T3
Mr. Randy Decker Transport Canada P. O. Box 1300 St. John's NL A1C 5X1	Ms. Deborah Clements Health Canada Healthy Environments and Consumer Safety Branch Suite 1625, 1505 Barrington Street Halifax, NS B3J 3Y6
Mr. Bill Coulter Canadian Environmental Assessment Agency 1801 Hollis Street, Suite 200 Halifax, NS B3J 3N4	Ms. Micheline Turpin Natural Resources Canada 580 Booth Street, 3rd Floor Ottawa, Ontario K1A 0E4
Mr. Kyle Penney National Defence P. O. Box 99000 Stn. Forces Halifax, NS B3K 5X5	
<b>Provincial Agencies</b>	
Mr. Bas Cleary Department of Environment and Conservation P. O. Box 8700 St. John's, NL A1C 4J6	Mr. Tom Dooley Department of Fisheries and Aquaculture P.O. Box 8700 St. John's, NL A1C 4J6
Mr. Fred Allen Department of Natural Resources P. O. Box 8700 St. John's, NL A1C 4J6	

**Federal Coordination Regulations  
Section 6 - Record Of Determination**

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**Project Title:** Hibernia Drill Centres Construction and Operations Program  
**Location:** Jeanne d'Arc Basin, Grand Banks  
**Proponent:** Hibernia Management and Development Company Ltd.

FEDERAL AUTHORITY: \_\_\_\_\_

NAME & TITLE: \_\_\_\_\_

SIGNATURE: \_\_\_\_\_ DATE: \_\_\_\_\_

In accordance with the Section 6 of the Federal Coordination Regulations, under the *Canadian Environmental Assessment Act* (CEAA), the Federal Authority identified above, has reviewed the project description and advises you of the following:

(a) it is **likely** to require an environmental assessment of the project

Trigger  Proponent  Funding  
 Land Transfer  Law List

Law List Trigger: \_\_\_\_\_

(b) it is **not likely** to require an environmental assessment of the project

(c) it is **in possession** of specialist or expert information or knowledge that is necessary to conduct the environmental assessment of the project

OR

(d) additional information is required to make a determination

If the answer to (d) is "yes", the Regulations require that the additional information be requested within 10 days after making the determination.

Identify the contact person for the environmental assessment, if different from above.

**Name & Title:** \_\_\_\_\_

**Address:** \_\_\_\_\_

**Telephone/Fax:** \_\_\_\_\_

**e-mail:** \_\_\_\_\_

Please return via fax, by **September 25, 2008**, to:  
Canada-Newfoundland and Labrador Offshore Petroleum Board, attention: Kim Coady  
Fax Number 709-778-1432