

INTERVENOR STATUS APPLICATION

Instructions - download this document prior to filling it in.

Please submit this form to the Aquaculture Review Board (Board) **no later than 15 days after the date that the notice of the hearing is published** under s. 49 of the Regulations. You may attach additional pages if necessary. Intervenor Status Applications will only be processed if they are received by the Board on or before 16h30 pm (local Nova Scotia time) on the deadline date.

A person applying for intervenor status for multiple applications must complete and submit individual Intervenor Status Applications forms for each application.

Pursuant to s.51 of the *Aquaculture Licence and Lease Regulations*, the Board will decide on this Intervenor Status Application no later than 30 days after the date that notice of the hearing is published. You will be notified no later than ten (10) days after the decision is made.

All information provided to the Board on this form and any additional pages submitted (the “form information”) will become a part of the record of the hearing. Should your application for intervenor status be accepted, the form information may be disclosed to the other parties to the hearing.

You are also advised that the form information may be subject to an access request under the *Freedom of Information and Protection of Privacy Act* (“FOIPOP”) and may, as a result, be released unless the information is exempt from disclosure under FOIPOP.

Please refer to the *Aquaculture Licence and Lease Regulations*, s. 17, 50 and 51 for more information on Intervenor Status Requests and the factors to be considered by the Board when making decisions.

Application

Please read the entire application before responding. **(Print clearly or type).**

1. Please identify the aquaculture lease application that you are requesting intervenor status for:

Lease Number: Hearing Date:

2. Name of Applicant:

3. Civic Address:

4. Mailing Address:
(if different than above)

5. Phone Number(s):

6. Email Address*:

7. Preferred method of communication: email* Mail Other: _____

*Unless otherwise notified, email will be considered the preferred method of communication

NOVA SCOTIA AQUACULTURE REVIEW BOARD
60 RESEARCH DRIVE, BIBLE HILL, NS B6L 2R2
Aquaculture.Board@novascotia.ca

8. Specify which of the factors from s.17 of the Regulations (attached) that your application for intervenor status addresses: *(if status is granted, **only** these identified criteria may be part of the intervenor's evidence and argument)*

9. As per the factors you identified above, describe how the proposed aquaculture activities may substantially and directly affect you:

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10. Describe your existing uses, if any, of the area surrounding the proposed lease site, and state whether the identified uses are recreational or commercial and how this relates to the factors from s. 17 of the Regulations:

11. Please provide any other information which you consider relevant to your application for intervenor status including any affiliations, if any:

12. Declaration

By signing and submitting this form, I acknowledge that I have read, understand and accept the above statements regarding the collection, use, and disclosure of the personal information provided on this form. I also hereby certify that the information provided on this form is true and correct to the best of my knowledge and belief.

Signature of Applicant

Date

HOW TO SEND YOUR APPLICATION TO THE BOARD:

Upon completing the application form, you have two choices on how to submit your application to the Board.

- To send this document electronically after filling in the form, either click on the "Send Via Email" button OR [click on this link](#) to save it and open an email for you to attach it to.
- To print the document on your printer and send via Canada Post or courier, select the "PRINT" button .

Excerpt from the Aquaculture Licence and Lease Regulations

Factors to be considered in decisions related to aquaculture applications

17 (1) In making decisions related to marine aquaculture sites, the Review Board or 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.

Request for intervenor status

50 (1) A person may request intervenor status from the Review Board.

(2) A request under subsection (1) must be in writing in a manner determined by the Review Board and must be submitted to the Review Board no later than 15 days after the date that notice of the hearing is published under Section 49.

Decision on request for intervenor status

51 (1) The Review Board must decide all requests received under subsection 50(2) no later than 30 days after the date that notice of the hearing is published under Section 49.

(2) The Review Board must grant intervenor status to any person requesting it who, in the Review Board's opinion, is substantially and directly affected by the hearing.

(3) The Review Board may grant intervenor status on such terms and conditions as the Review Board considers appropriate.

(4) The Review Board may consolidate 2 or more intervenors into a single party.

(5) Unless otherwise permitted by the Review Board, the participation of an intervenor is limited to the issues set out by the intervenor in their request under Section 50.

(6) A decision made by the Review Board under subsection (1) is final.

(7) The clerk of the Review Board must provide written notice of a decision made under subsection (1) to the person requesting intervenor status no later than 10 days after the date the decision is issued.

(8) The clerk of the Review Board must provide all other parties to a hearing with a written notice containing the final list of intervenor parties no later than 10 days after the date the decision on their status is issued.