

NSARB-2023-001

**Nova Scotia Aquaculture Review Board**

**IN THE MATTER OF:** Applications made by KELLY COVE SALMON LTD. for a BOUNDARY AMENDMENT and TWO NEW MARINE FINFISH AQUACULTURE LICENSES and LEASES for the cultivation of ATLANTIC SALMON (*Salmo salar*) – AQ#1205x, AQ#1432, AQ#1433 in LIVERPOOL BAY, QUEENS COUNTY.

**Affidavit of Peter Stewart**

I affirm and give evidence as follows:

1. I am a retired fisherman and I am a witness in this matter at the request of Jamie Simpson, counsel for the intervenor Group of 22 Fishermen of Liverpool Bay.
2. I have personal knowledge of the evidence affirmed in this affidavit except where otherwise stated to be based on information and belief.
3. I state, in this affidavit, the source of any information that is not based on my own personal knowledge, and I state my belief of the source.
4. I have read the report attached to Mr. Eric MacIntosh's affidavit, provided at the request of Kelly Cove Salmon Ltd.
5. Mr. MacIntosh's evidence regarding navigation does not reflect my experiences navigating an inshore lobster fishing boat within and through Liverpool Bay.
6. Specifically, I have encountered dangerous wave conditions, particularly when the wind is out of the south-east, near the entrance to Moose Harbour, just south-east of the proposed Mersey cages site.
7. In such conditions, I have made the decision to go straight into the Bay and tie up at the wharf in Liverpool because turning south-west into Moose Harbour or turning north-east towards Coffin Island would have put my boat broad-side to oncoming dangerous breaking waves at the entrance to Moose Harbour.
8. The proposed cage site would force me to turn broad-side to dangerous waves when the wind blows strong from the south-east.
9. Mr. MacIntosh also noted that the wind in Liverpool Bay is generally south-west. From my 31 years of commercial fishing in Liverpool Bay, I note that this is the case for many

days in the summer, but is much less so in the fall, winter and spring when the winds are less predictable and often come from other directions including south-east.

10. As a lobster fisherman, I navigated my boat through Liverpool Bay in the fall, winter, spring and encountered dangerous wave and weather conditions during these times that significantly reduced my navigation options. On numerous occasions the safest course for me to travel was directly through the sites of the proposed Mersey and Liverpool cage sites.

Affirmed before me by videoconference )  
from Plymouth, Nova Scotia to Halifax, )  
Nova Scotia on February 16, 2024 )

[Redacted signature]

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Jamie Simpson  
A Barrister of the Supreme Court of  
Nova Scotia

Peter Stewart

