

Alison W. Campbell
 Solicitor

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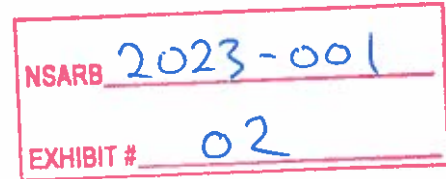
August 10, 2023

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**NS Aquaculture
 Review Board**

Via Courier

NS Aquaculture Review Board
 c/o Stacy Bruce
 60 Research Drive
 Bible Hill, NS,
 B6L 2R2



Dear Mr. Bruce:

**Re: Kelly Cove Salmon Ltd - Liverpool Bay Aquaculture Application
 (AQ#1205x, AQ#1432, AQ#1433)**

Please find enclosed a letter from the Minister of Fisheries and Aquaculture formally submitting the above-noted application, for a boundary amendment (AQ#1205x) and two new marine finfish licences and leases (AQ#1432 and AQ#1433), to the Aquaculture Review Board.

In an effort to reduce the volume of paper and repetition of information, the Department is submitting a single set of materials for these three applications. In addition to the Minister's letter, please find enclosed four copies of the following:

1. Application Package (2 volumes);
2. Report on the Outcomes of Consultation (1 volume); and
3. Report on the Outcomes of the Performance Review (AQ#1205) (1 volume).

I have also enclosed an external hard drive with electronic copies of the above documents as well as video footage referred to in those documents.

I am sending the same material, and this letter, to counsel for Kelly Cove Salmon Ltd: Robert Grant and Sara Nicholson.

Confidentiality Request

Please note, there are several types of confidential information contained in these documents. The Department requests that the following information be held in confidence by the Board under Rule 14.

1. **Archaeological site locations.** An Archaeological Resource Impact Assessment (ARIA) (Phase I) is contained in the Report on the Outcomes of Consultation. The Department of Communities, Culture, Tourism and Heritage advises that locations of known and potential archaeological sites are routinely redacted in public hearings to protect these sites from looting. Accordingly, the Department requests the following information be redacted prior to posting these documents on the Board's website, and the Department requests any other parties be required to sign a confidentiality undertaking prior to being provided with these documents:
 - a. **Report on the Outcomes of Consultation, p. 539 - Figure 2.** This figure shows the locations of provincially registered archaeological site BaDb-01.
 - b. **Report on the Outcomes of Consultation, p. 552 - Section 4.1.3. Archaeological Context.** This section details all known archaeological sites within 10 km of the proposed development area and gives descriptions of site type and locations, as well as **Table 2** (Table 2 is included and part of section 4.1.3 and lists the same information as well as distances and directions from the proposed development). **This section begins with the last paragraph of page 552 and continues to the 3rd paragraph of p. 560.**
 - c. **Report on the Outcomes of Consultation, p. 571 - Figure 3** – This figure depicts the locations of two provincially registered archaeological sites and details the archaeological potential model for the area.
2. **Historical Stocking Data – Report on the Outcomes of Consultation, p. 64 (table) and p. 66 (DFO numbers for 2011, 2014, 2017, 2020)** - DFO requested historical stocking data to assist in their risk assessment. The Department facilitated the receipt of the data from Kelly Cove Ltd and the provision of the data to DFO on the basis that the information should be treated as confidential as it is sensitive business information. As the custodian of the information, the Department requests that Kelly Cove Ltd have an opportunity to address the confidentiality of the information prior to it being posted on the Board's website.
3. **Harlequin Duck Survey Dataset – Report on the Outcomes of Consultation, p.472-475** – Environment and Climate Change Canada, Canadian Wildlife Service (CWS) provided a dataset from a Harlequin Duck survey in southeastern Nova Scotia, completed predominately south of the proposed aquaculture sites. The dataset includes location, numbers observed, sex, etc., and per CWS' agreement with the Atlantic Canada Conservation Data Centre (ACCDC), this data cannot be publicly shared.

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I look forward to hearing from the Board regarding the date of the pre-hearing conference.

Yours very truly,

A handwritten signature in black ink that reads "Alison W. Campbell". The signature is written in a cursive style with a large initial "A".

Alison W. Campbell

AWC/awc

Enclosures

cc: Client
Robert Grant
Sara Nicholson
Caitlin Menczel