

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

RECEIVED

By Nova Scotia Aquaculture Review Board at 11:50 am, Sep 19, 2023

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 **ten (10) days** after the publication date of the public hearing notice. 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.23 of the *Aquaculture Licence and Lease Regulations*, the Board will decide on this Intervenor Status Application within ten (10) days of receipt and will notify you of the decision no later than five (5) 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.23 (attached) for more information on Intervenor Status Requests.

Application

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

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

Lease Number:

AQ#1205

Hearing Date:

Feb 5-9 2024

- Name of Applicant:

Eric Goulden

- Civic Address:

Beach Meadows, Nova Scotia

- Mailing Address:
(if different than above)

As Above

- Phone Number(s):

- Email Address*:

- Preferred method of communication: ☒ email* ☐ Mail ☐ Other: _____

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

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8. Specifically describe how the proposed aquaculture activities may substantially and directly affect you:

My property has direct access to Beach Meadows Beach. We use the beach on a daily basis for exercise, meditation and mental health breaks. I have evidence of the damage and disregard that Cooke has for shoreline properties. Styrofoam beads from broken buoys are scattered all along the shoreline. Cooke continues to use buoys containing styrofoam when told by the DFO to use air-filled buoys. The rest of the world has stopped using styrofoam and yet Cooke continues to use it. More than 5 buoys have broken away from the fish farm over the last 5 years. The beach is covered with rope and rope strands that I know are coming directly from the fish farm. Continuing to disregard and expanding the amount of debris on the shoreline as a result of this application will greatly affect our way of life on Beach Meadows Beach.

9. Describe your existing uses, if any, of the proposed lease site, and state whether the identified uses are recreational or commercial:

I have no specific use within the proposed lease site; however, the boundaries are placed to protect Cooke's interests and if they stayed within those boundaries, I would have no issues. Cooke does not respect the boundaries of the fish farm, allowing their waste and debris to land on Beach Meadows Beach. The ocean does not respect the boundaries. Water temperature, ocean currents, wave action, native fish stock, seals, lobsters and sea birds do not recognize boundaries. Therefore, I challenge Cooke to operate within their boundaries, which I know they cannot.

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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:

We use the surrounding area of the proposed lease site for recreational purposes such as fishing, boating, swimming and exploring the shoreline.

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

Many generations of my family have settled in Nova Scotia as farmers, fishers and trappers. Since returning to Liverpool 10 years ago I have repurposed old buildings to 13 modern, accessible apartments. Many of my tenants have limited income and the beach is very important to them for cost effective recreation. Since the time of Cooke's application 5 years ago, water temperature, wave action, currents and storm intensity have increased greatly. We know that Hurricane Lee on September 16, 2023 significantly damaged the fish farm by the amount of debris that has scattered along the shoreline. The rest of the world and British Columbia are closing ocean based fish farms. It is time all open pen fin fish farms were put on land.

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.

Eric Goulden

Signature of Applicant

19-Sep-2023

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 .

Send Via Email

PRINT

Additional Information on Intervenor Requests

Excerpt from the Aquaculture Licence and Lease Regulations

Request for intervenor status

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

(2) *A request under subsection (1) must be in writing in a form determined by the Review Board and must be submitted to the Review Board no later than 10 days after the date that notice of the adjudicative hearing is published under Section 19.*

(3) *No later than 10 days after the date it receives a request for intervenor status, the Review Board must decide whether to grant or refuse the request.*

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

(5) *A decision made by the Review Board with respect to intervenor status is final.*

(6) *No later than 5 days after deciding on a request for intervenor status, the Review Board must provide notice of its decision to the person requesting intervenor status and, if the request is granted, to each of the parties to the proceeding.*

In making decisions on intervenor request, the Board will reference the regulated factors below to determine whether the intervenor applicant is directly and substantially affected by the hearing pursuant to section 23(4) above.

Excerpt from the Aquaculture Licence and Lease Regulations

Factors to be considered in decisions related to marine aquaculture sites

3 *In making decisions related to marine aquaculture sites, the Review Board or Administrator must take all of the following factors into consideration:*

(a) the optimum use of marine resources;

(b) the contribution of the proposed operation to community and Provincial economic development;

(c) fishery activities in the public waters surrounding the proposed aquacultural operation;

(d) the oceanographic and biophysical characteristics of the public waters surrounding the proposed aquacultural operation;

(e) the other users of the public waters surrounding the proposed aquacultural operation;

(f) the public right of navigation;

(g) the sustainability of wild salmon;

(h) the number and productivity of other aquaculture sites in the public waters surrounding the proposed aquacultural operation;