

## Electromagnetic Program Authorization Application

Pursuant to sections 138 and 134 of the *Canada-Newfoundland and Labrador Atlantic Accord Implementation Act*<sup>1</sup> (C-NLAAIA) and the *Canada-Newfoundland and Labrador Atlantic Accord Implementation Newfoundland and Labrador Act*<sup>2</sup> (C-NLAAINLA) respectively, subject to Schedule "A" as may be appended \_\_\_\_\_,  
as **Operator**, hereby applies for Authorization to conduct the following Program subject to the attached detailed program and any conditions provided below or as may be appended hereto:

Objectives of Program: \_\_\_\_\_

Applicable Lands (EL/SDL/PL Crown Lands): \_\_\_\_\_

Type of Work (check one):                                      Exclusive                                       Non-Exclusive

Program Area\* : \_\_\_\_\_

Proposed Dates:                                      Commencement: \_\_\_\_\_                                      Completion: \_\_\_\_\_

Estimated Expenditures:

1.     Field Work                                      \_\_\_\_\_
2.     Data Processing                                      \_\_\_\_\_
3.     Interpretation/Laboratory Studies                                      \_\_\_\_\_

Proposed Vessel or Aircraft: \_\_\_\_\_

Number of Persons Employed:                                      Canadian: \_\_\_\_\_                                      Other: \_\_\_\_\_

Data Acquisition Equipment\* : \_\_\_\_\_

Principal Contractor: \_\_\_\_\_

Data Processing Contractor: \_\_\_\_\_

Data Interpretation or Laboratory Studies Contractor: \_\_\_\_\_

The undersigned Operator's Representative hereby declares that, to the best of his or her knowledge, the information contained or incorporated herein is true, accurate and complete.

Signed: \_\_\_\_\_                                      Date: \_\_\_\_\_  
   **Operator's Representative**

Name: \_\_\_\_\_                                      Title: \_\_\_\_\_

Address: \_\_\_\_\_  
   \_\_\_\_\_                                      Telephone: \_\_\_\_\_  
   \_\_\_\_\_

Operating Licence No. \_\_\_\_\_

<sup>1</sup> S.C.1987, c.3

<sup>2</sup> R.S.N.L.1990, c.C-2

\* Details to be included with the Application

## AUTHORIZATION

Pursuant to sections 138 and 134 of the *Canada-Newfoundland and Labrador Atlantic Accord Implementation Act*<sup>3</sup> and the *Canada-Newfoundland and Labrador Atlantic Accord Implementation Newfoundland and Labrador Act*<sup>4</sup> respectively, the Operator named in the Application is hereby authorized to conduct the described program subject to the following conditions:

1. This Authorization is issued to the above-named Operator and cannot be transferred or assigned;
2. Any request to amend an authorized program including equipment, installations, procedures, passenger transit, and personnel qualifications must be forwarded to the C-NLOPB for approval prior to implementation;
3. All work or activity conducted in relation to a workplace or transport of passengers or other persons to or from a workplace pursuant to this Authorization shall be in compliance with the *C-NLAAIA* and the *C-NLAAINLA*;
4. For greater certainty and without affecting any other requirements in law, the Operator shall comply with the requirements more particularly described in *Additional Health and Safety Requirements*, as may be amended from time to time;
5. The Operator shall comply with the *Newfoundland Offshore Area Petroleum Geophysical Operations Regulations*, (July 1995) and the *Geophysical, Geological, Environmental and Geotechnical Program Guidelines, Newfoundland and Labrador Offshore Area* (as may be amended from time to time);
6. To the extent that the Operator is required by the *Canada-Newfoundland and Labrador Atlantic Accord Implementation Act*<sup>1</sup> and the *Canada-Newfoundland and Labrador Atlantic Accord Implementation Newfoundland and Labrador Act*<sup>2</sup> or any regulation there under to provide to the Board information or documentation respecting any work or activity covered by this Authorization, the Operator shall provide such information or documentation to the Board;
7. The Operator shall ensure that any non-compliance (including audit findings) specific to a marine installation or structure conducting work or activity or passenger craft operating in relation to this Authorization are corrected as soon as reasonably practicable, notwithstanding which operator was in control of the marine installation or structure or passenger craft in the Canada-Newfoundland and Labrador Offshore Area at the time the non-compliance was documented;
8. Where a marine installation or structure is being shared between operators in the Canada-Newfoundland and Labrador Offshore Area, the Board will, in accordance with the provisions of the *C-NLAAIAA* and the *C-NLAAINLA*, share information or documentation related to any non-compliance referred to in Section 7 above with any other operator who from time to time will have an authorization for that marine installation or structure to conduct work or activity in the Canada-Newfoundland and Labrador Offshore Area;
9. Where a passenger craft is being shared between operators in the Canada-Newfoundland and Labrador Offshore Area, the Board will, in accordance with the provisions of the *C-NLAAIAA* and the *C-NLAAINLA*, share information or documentation related to any non-compliance referred to in Section 7 above with the passenger craft provider of service or any other operator who from time to time that will use that passenger craft;
10. The Operator shall ensure proof of financial requirements remains in force for the duration of the work or activity in respect of which this Authorization is issued;
11. The Operator shall implement, or cause to be implemented, the mitigation measures outlined in any environmental assessment, including the conditions set out in (i) *Canadian Environmental Assessment Act, 2012 Decision Statements*, (ii) *Impact Assessment Act Decision Statements*, and (iii) the *Regional Assessment Regulations*;

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<sup>3</sup> S.C.1987, c.3

<sup>4</sup> R.S.N.L.1990, c.C-2

12. The Operator shall ensure compliance with all regulations, requirements, approvals and directives administered or established by any other regulatory body, government department or agency which has jurisdiction in any way respecting the work or activity relating to this Authorization or respecting the transportation of employees or other passengers to or from a workplace for which the Operator is conducting work or activity pursuant to this Authorization;
13. All Operators shall continue to comply with the requirements of the following regulations pursuant to this condition until such time as federal legislation comes into force which revives these regulations, at which time this condition shall cease to be of effect:
  - (a) the *Canada-Newfoundland and Labrador Offshore Marine Installations and Structures Occupational Health and Safety Transitional Regulations* (Canada) as they existed on December 31, 2020;
  - (b) the *Canada-Newfoundland and Labrador Offshore Marine Installations and Structures Transitional Regulations* (Canada) as they existed on December 31, 2020; and
  - (c) the *Canada-Newfoundland and Labrador Offshore Area Diving Operations Safety Transitional Regulations* (Canada) as they existed on December 31, 2020.
14. The Board reserves the right, effective upon written notice to the Operator, to revise, waive, or add any term or condition during the time this Authorization is in effect;
15. This Authorization is issued subject to the Operator's compliance with any Benefits Plan as approved by the Board, together with any amendment(s) to either of them;
16. In the event of fishing gear and/or vessel damage resulting from any survey, the Operator will be required to implement a gear and vessel damage compensation contingency plan as per the Board's *Compensation Guidelines, Newfoundland and Labrador Offshore Area (2002)*;
17. This Authorization shall be posted at all workplaces to which it applies at all times during which work or activity is being conducted pursuant to this Authorization;
18. All work or activity conducted pursuant to this Authorization shall be in compliance with the C-NAAIA and the C-NLAAINLA and regulations made thereunder; and
19. The Operator shall comply with such other conditions as may be appended to this Authorization.

Signed: \_\_\_\_\_  
**Chief Executive Officer (CEO)**

Effective Date: \_\_\_\_\_

Program No.: \_\_\_\_\_

Expiry Date: \_\_\_\_\_