July 12, 2019

Dear [Redacted]:

Re: Your request for access to information under Part II of the Access to Information and Protection of Privacy Act [Our File #: SNL-082-2019]

On June 28, 2019, Service NL received your request for access to the following records:

Hello - I am requesting any and all documents, notes etc... of correspondence between a mining company by the name of Marathon Gold (and any of it's representatives) and this department covering the dates from: March 20-2019 to today's date: June 28-2019.

I am pleased to inform you that a decision has been made by the Deputy Minister for Service NL to provide access to the requested information.

In accordance with your request for a copy of the records, the appropriate copies have been enclosed.

Please note, for additional information and to access previously completed ATIPP requests surrounding this topic, please click on the following links:


The Access to Information and Protection of Privacy Act requires us to provide an advisory response within 10 days of receiving the request. As this request has been completed prior to day 10, this letter also serves as our Advisory Response.

Please be advised that you may ask the Information and Privacy Commissioner to review the processing of your access request, as set out in section 42 of the Access to Information and Protection of Privacy Act (the Act). A request to the Commissioner must be made in writing within 15 business days of the date of this letter or within a longer period that may be allowed by the Commissioner.

The address and contact information of the Information and Privacy Commissioner is as
follows:

Office of the Information and Privacy Commissioner  
2 Canada Drive  
P. O. Box 13004, Stn. A  
St. John’s, NL A1B 3V8  
Telephone: (709) 729-6309  
Toll-Free: 1-877-729-6309  
Facsimile: (709) 729-6500

You may also appeal directly to the Supreme Court Trial Division within 15 business days after you receive the decision of the public body, pursuant to section 52 of the Act.

Please be advised that responsive records will be published following a 72 hour period after the response is sent electronically to you or five business days in the case where records are mailed to you. It is the goal to have the responsive records posted to the Completed Access to Information Requests website within one business day following the applicable period of time. Please note that requests for personal information will not be posted online.

If you have any further questions, please feel free to contact me by telephone at 709-729-0071 or by e-mail at FrankWalsh@gov.nl.ca.

Sincerely,

[Signature]

FRANK WALSH  
ATIPP Coordinator  
Service NL
Access or correction complaint

42. (1) A person who makes a request under this Act for access to a record or for correction of personal information may file a complaint with the commissioner respecting a decision, act or failure to act of the head of the public body that relates to the request.

(2) A complaint under subsection (1) shall be filed in writing not later than 15 business days

(a) after the applicant is notified of the decision of the head of the public body, or the date of the act or failure to act; or

(b) after the date the head of the public body is considered to have refused the request under subsection 16(2).

(3) A third party informed under section 19 of a decision of the head of a public body to grant access to a record or part of a record in response to a request may file a complaint with the commissioner respecting that decision.

(4) A complaint under subsection (3) shall be filed in writing not later than 15 business days after the third party is informed of the decision of the head of the public body.

(5) The commissioner may allow a longer time period for the filing of a complaint under this section.

(6) A person or third party who has appealed directly to the Trial Division under subsection 52(1) or 53(1) shall not file a complaint with the commissioner.

(7) The commissioner shall refuse to investigate a complaint where an appeal has been commenced in the Trial Division.

(8) A complaint shall not be filed under this section with respect to

(a) a request that is disregarded under section 21;

(b) a decision respecting an extension of time under section 23;

(c) a variation of a procedure under section 24; or

(d) an estimate of costs or a decision not to waive a cost under section 26.

(9) The commissioner shall provide a copy of the complaint to the head of the public body concerned.
Direct appeal to Trial Division by an applicant

52. (1) Where an applicant has made a request to a public body for access to a record or correction of personal information and has not filed a complaint with the commissioner under section 42, the applicant may appeal the decision, act or failure to act of the head of the public body that relates to the request directly to the Trial Division.

(2) An appeal shall be commenced under subsection (1) not later than 15 business days

(a) after the applicant is notified of the decision of the head of the public body, or the date of the act or failure to act; or

(b) after the date the head of the public body is considered to have refused the request under subsection 16(2).

(3) Where an applicant has filed a complaint with the commissioner under section 42 and the commissioner has refused to investigate the complaint, the applicant may commence an appeal in the Trial Division of the decision, act or failure to act of the head of the public body that relates to the request for access to a record or for correction of personal information.

(4) An appeal shall be commenced under subsection (3) not later than 15 business days after the applicant is notified of the commissioner’s refusal under subsection 45(2).
APPLICATION ACKNOWLEDGMENT

Environmental Assessment Referral

GSC File No. 39330
Date: May 2, 2019
Applicant: Marathon Gold Corporation
Purpose: Valentine Gold Project
Location: Central NL, Victoria Lake Region
Assessment Registration No. 2015

Service NL would have no objection to this proposal provided the following stipulations are adhered to:

Waste

(Environmental Protection Act, 2002)
http://assembly.nl.ca/Legislation/sr/statutes/e14-2.htm

1. All waste material, generated during the construction and operation of the facility, shall be considered, prior to disposal, for reuse, resale or recycling.

2. Waste material generated on-site is to be placed in suitable refuse containers and removed to an approved waste disposal site on a weekly basis, with the approval of the site owner/operator. Refuse containers shall be placed at all active areas for use by construction crews and employees.

3. Derelict vehicles, scrapped equipment and other debris are not to be stored on site. Such material is to be removed to an approved waste disposal site or scrap yard on a regular basis, with the approval of the site owner/operator.

4. The site is to be kept neat and tidy at all times.

Gasoline and Associated Products

(The Storage and Handling of Gasoline and Associated Products Regulations, 2003)
http://assembly.nl.ca/Legislation/sr/regulations/rc030058.htm

(Heating Oil Storage Tank System Regulations, 2003)
http://www.assembly.nl.ca/legislation/sr/regulations/rc030060.htm

(Used Oil Control Regulations, 2002)
http://www.assembly.nl.ca/legislation/sr/regulations/rc020082.htm

1. All fuel storage tank system installations other than those connected to a heating appliance of a capacity of 2,500 litres or less are subject to the Storage and Handling of Gasoline and Associated Products Regulations and will require registration, by Service NL, prior to installation.

2. All fuel storage tank systems connected to a heating appliance of a capacity of 2,500 litres or less must comply with the Heating Oil Storage Tank System Regulations.

3. The storage, handling and disposal of used oil and lubricants must comply with the Used Oil Control Regulations, NLR 82/02.

4. All vehicles and heavy equipment, operating near a body of water, must be in good repair, clean and inspected regularly to ensure there are no oil or fuel leaks.

5. Vehicle/equipment re-fuelling and maintenance activities should take place far as practically possible from any body of water and on level terrain. When possible a 100 metre separation from any body of water is recommended.
6. At fuel storage and handling locations to ensure that a quick and effective response to a spill event is possible, spill response equipment should be readily available on-site. Response equipment, such as absorbents and open-ended barrels for collection of cleanup debris, should be stored in an accessible location on-site. Personnel working on the project should be knowledgeable about response procedures. The applicant/proponent should consider developing a contingency plan specific to the proposed undertaking to enable a quick and effective response to a spill event.

7. Any spill or leak of gasoline or associated product is to be reported immediately to Service NL by calling the Canadian Coast Guard Environmental Emergency line at 772-2083 or 1-800-563-9089.

**Water and Sewer**

*Sanitation Regulations*
http://www.assembly.nl.ca/legislation/sr/regulations/rc960803.htm

*Environmental Control Water and Sewage Regulations, 2003*
http://www.assembly.nl.ca/legislation/sr/regulations/rc030065.htm

Should future development require the installation of a subsurface sewage disposal system, the applicant must submit and receive approval from Service NL for plans and specifications for an approved sewage disposal system. These plans must be in conformance with the Sanitation Regulations and Private Sewage Disposal and Water Supply Standards and prepared by an approved designer.

**Electrical**

*Public Safety Act, 1996*
http://assembly.nl.ca/Legislation/sr/statutes/p41-01.htm

*Electrical Regulations, 1996*
http://www.assembly.nl.ca/legislation/sr/regulations/rc969120.htm

Electrical plans must be submitted to the Government Service Centre for review and approval. An electrical permit is required for each meter. The applicable permit fees will apply.

**Fire & Life Safety**

*Buildings Accessibility Act, 2006*
http://assembly.nl.ca/Legislation/sr/statutes/b10.htm

Should future development require the construction of on-site service buildings, application must be made for Fire/Life Safety (request for approval of plans form) and Building Accessibility (application for building accessibility registration form) review/approvals.

All propane system installations exceeding 211,000 kilojoules (200,000 BTU) are subject to the Boiler, Pressure Vessel and Compressed Gas Regulations under the Public Safety Act and will require approval prior to installation. http://www.assembly.nl.ca/legislation/sr/regulations/rc969119.htm