



July 14, 2023

ELECTRONIC MAIL

Dave Pinsent
Environment and Sustainability Manager
World Energy GH2 Inc.
dpinsent@worldenergygh2.com

Dear Mr. Pinsent,

SUBJECT: Designation Request for the Port au Port-Stephenville Wind Power and Hydrogen Generation Project (also known as Project Nujio'gonik), Newfoundland and Labrador

As stated in our letter dated May 12, 2023, the Minister of Environment and Climate Change (the Minister) received a request to designate the proposed Project Nujio'gonik (the physical activities referred to as the Project) under subsection 9(1) of the *Impact Assessment Act* (the IAA).

Designation Request Process

Under subsection 9(1) of the IAA the Minister may, by order, designate a physical activity that is not prescribed in the *Physical Activities Regulations*. The Minister may do this if, in the Minister's opinion, the physical activity may cause adverse effects within federal jurisdiction or adverse direct or incidental effects (resulting from federal decisions), or public concerns related to those effects warrant the designation.

Following its review of the available information and confirmation that the Project is not described on the *Physical Activities Regulations*, the Impact Assessment Agency of Canada (the Agency) has determined that sufficient information has been provided to commence the designation request process. In accordance with subsection 9(4) of the IAA, it is expected that the Minister will respond, with reasons, to the request by October 3, 2023.

Note, as per the limitation of subsection 9(7) of the IAA, the Minister must not make the designation if (a) the carrying out of the physical activity has substantially begun; or (b) a federal authority has exercised a power or performed a duty or function conferred on it under any Act of Parliament, other

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than the IAA, that could permit the physical activity to be carried out, in whole or in part. The Agency will review information to determine whether substantial physical works have begun, or if a federal authority has exercised a power or performed a duty or function under an Act of Parliament other than the IAA.

The Agency will review information about the Project; any concerns expressed from the public (that the Agency is aware of) and Indigenous groups; and expert advice from federal authorities and input from provincial ministries in order to inform the Minister on whether the Project should be designated.

If designated, to proceed with the Project World Energy GH2 Inc. would be required to submit an Initial Project Description, thereby commencing the planning phase of the IAA. In that case, the planning phase would include the Agency determining whether a federal impact assessment is required.

Additional information regarding the process for designation requests can be found at the following link: <https://www.canada.ca/en/impact-assessment-agency/services/policy-guidance/designating-project-impact-assessment-act.html>.

Information Requested

As you are aware, the Agency forwarded you a series of questions on May 12, 2023, to which you responded to on May 19, 2023. In the event there is additional information you would like to provide, these questions are attached to this correspondence for reference.. The Agency is requesting that any additional information is sent to the Agency by August 3, 2023. The Agency will review information about the Project; any concerns expressed from the public and Indigenous groups; and expert advice from federal authorities and provincial ministries in order to inform the Minister on whether to designate the Project.

In the coming days, the letter requesting designation and a description of the Project will be available on the Canadian Impact Assessment Registry Internet site at <https://iaac-aeic.gc.ca/050/evaluations>. Please use the email address PortAuPort@iaac-aeic.gc.ca, which will also be posted on the Project's Registry page, for any correspondence regarding this file.

Important Note: All records produced, collected or received in relation to the designation request process – unless prohibited under the *Access to Information Act* or *Privacy Act* – will be considered public and may be released. Should you wish to provide any comments or documents that contain confidential or sensitive information that you believe should be protected from release to the public, please

contact the Agency before submitting the information. Information marked as confidential will not be accepted without prior contact made with the Agency.

Further questions regarding this request can be directed to Karen Lalonde at 902-476-2732 or PortAuPort@iaac-aeic.gc.ca.

Sincerely,

<Original signed by>

Karen Lalonde
Project Manager, Atlantic Region

Attachment:

- 1) Request for additional information (May 12, 2023)