

IN THE MATTER OF Chapter 1 of the Acts of
Nova Scotia 1994-95, the *Environment Act*

- and -

IN THE MATTER OF an Order issued pursuant
to Section 125 of said Act to **Northern Pulp
Nova Scotia Corporation** at or near 260
Granton Abercrombie Road, Abercrombie Point,
Abercrombie, Pictou County, Nova Scotia.

MINISTERIAL ORDER

I. **WHEREAS Northern Pulp Nova Scotia Corporation** owns, occupies, operates or is responsible for the operation of a plant, structure, facility, undertaking or thing, to wit: a bleached kraft pulp mill which is located at or near 260 Granton Abercrombie Road, Abercrombie Point, Abercrombie, Pictou County, Nova Scotia, hereafter called the "Site", and which is operated under the terms and conditions of Approval 2011-076657-A01;

II. **AND WHEREAS Northern Pulp Nova Scotia Corporation** has indicated their intention to voluntarily shut down on May 30, 2015, and remain shut down until the new recovery boiler precipitator is operational;

III. **AND WHEREAS** the Minister of Environment believes on reasonable and probable grounds that the persons named in this Ministerial Order have contravened or will contravene the:

Environment Act

s. 158 (f) A person who contravenes a term or condition of an approval, an environmental assessment approval, a temporary approval, a certificate of variance or a certificate of qualification is guilty of an offence.

IV. **AND WHEREAS** the Minister is of the opinion that it is in the public interest to do all things and take all steps necessary to comply with the *Environment Act* or to repair any injury or damage, or to control, eliminate or manage an adverse effect;

IT IS HEREBY ORDERED:

That upon service of this Ministerial Order and pursuant to subsection 125(1) of the *Environment Act*, the persons named in this Ministerial Order shall, at their own cost, comply with the terms and conditions, including compliance times, set forth in Schedule "A" attached to and forming part of this Ministerial Order.

AND TAKE NOTICE if the persons to whom the Ministerial Order is directed fail to comply with the Ministerial Order, or any part thereof, the Minister, pursuant to Section 132(2) of the *Environment Act*, may take whatever action the Minister considers necessary to carry out the terms of the Order and may recover any reasonable costs, expenses and charges incurred by the Minister pursuant to Section 132 of the *Environment Act*.

AND FURTHER TAKE NOTICE that the appeal provisions respecting the issuance of a Ministerial Order are more fully outlined in Section 138 of the *Environment Act*, including a 30 day time period from the date of the issuance of the Ministerial Order to file an appeal.

ISSUED at Halifax, in the Halifax Regional Municipality, Province of Nova Scotia,
this 27 day of May 2015.



The Honourable Mark Furey
Acting Minister of Environment

SCHEDULE "A"
TERMS AND CONDITIONS
Northern Pulp Nova Scotia Corporation

1. All definitions in Approval 2011-076657-A01 are applicable in this Order.
2. Should **Northern Pulp Nova Scotia Corporation** be unable to comply with term and condition 9(j) of Approval 2011-076657-A01, it shall initiate a shutdown of the Recovery Boiler on or before May 30, 2015, and shall comply with all of the terms and conditions of this Schedule.
3. Notwithstanding the timing requirement in section 9(j) of Approval 2011-076657-A01, **Northern Pulp Nova Scotia Corporation** shall ensure that the new Electrostatic Precipitator is constructed and installed on the Recovery Boiler prior to the Recovery Boiler startup.
4. **Northern Pulp Nova Scotia Corporation** shall provide, in writing, a proposed plan for the commissioning phase of the new Electrostatic Precipitator that is acceptable to the Department.
5. **Northern Pulp Nova Scotia Corporation** shall provide written notice to the Department once the new Electrostatic Precipitator is constructed and installed on the Recovery Boiler. The Department will conduct an inspection to verify completion.
6. **Northern Pulp Nova Scotia Corporation** shall not commence the startup of the Recovery Boiler and the commencement of the commissioning phase of the new Electrostatic Precipitator without written authorization from the Department. The Letter of Authorization will be provided upon the review and acceptance of the proposed plan required in Condition 4 and following the completion of the inspection in Condition 5.
7. **Northern Pulp Nova Scotia Corporation** shall comply with any term and condition in the Letter of Authorization issued in accordance with Condition 6.
8. **Northern Pulp Nova Scotia Corporation** shall provide written notice to the Department immediately following the startup of the Recovery Boiler and the commencement of commissioning phase of the new Electrostatic Precipitator.
9. **Northern Pulp Nova Scotia Corporation** shall provide written notice to the Department immediately upon the completion of the commissioning phase of the new Electrostatic Precipitator on the Recovery Boiler.

10. Following the shutdown in Condition 2 and after the commissioning phase has been completed of the new Electrostatic Precipitator on the Recovery Boiler, **Northern Pulp Nova Scotia Corporation** shall ensure that the mill's air emissions are in compliance with Approval 2011-076657-A01.
11. Notwithstanding the time requirement in section 9(ac) of Approval 2011-076657-A01, **Northern Pulp Nova Scotia Corporation** shall undertake source testing as required in 9(ac) of Approval 2011-076657-A01 within 30 days after the completion of the commissioning of the new Electrostatic Precipitator on the Recovery Boiler.
12. Within 30 days of the completion of the source testing described in Condition 11, **Northern Pulp Nova Scotia Corporation** shall ensure that a final report on source testing is completed and submitted to the Department that is consistent with the requirements of Approval 2011-076657-A01.
13. **Northern Pulp Nova Scotia Corporation** shall provide weekly progress updates to the Department by email or another method that is acceptable to the Department, until such time as the source testing final report described in Condition 12 is submitted.
14. In addition to the results of any source testing required to be submitted by this Order or Approval 2011-076657-A01, **Northern Pulp Nova Scotia Corporation** shall provide the results of any additional source testing that is completed between the shutdown on or about May 30, 2015 and the end of the commissioning phase of the new Electrostatic Precipitator on the Recovery Boiler. These results shall be provided to the Department within 30 days of completion of the source testing.
15. If **Northern Pulp Nova Scotia Corporation** does not comply with any of the term and conditions of this Order, the Minister may cancel or suspend Approval 2011-076657-A01, or take whatever other action available to the Minister under the authority of the Environment Act.
16. Unless otherwise notified in writing by the Minister, the contact person at the Department to receive any correspondence relating to this Order is:

District Manager Penny McLeod
Nova Scotia Environment
20 Pumphouse Road
R. R. #3
New Glasgow, Nova Scotia B2H 5C6