



Fisheries and Oceans
Canada

Pêches et Océans
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June 10, 2011

Votre référence

Our file *Notre référence*
10-HCAA-CA7-00029

Christy Wickenheiser
National Energy Board
444 Seventh Avenue SW
Calgary AB T2P 0X8

Dear Mrs. Wickenheiser:

Subject: RPS Energy's 2D Seismic Survey offshore Baffin Bay/Davis Strait - 2011

Fisheries and Oceans Canada - Fish Habitat Management Program (DFO) received the Environmental Impact Assessment (EIA) for RPS Energy's 2D Seismic Survey offshore Baffin Bay/Davis Strait on May 5, 2011. Please refer to the file number and title below:

DFO File No.: **10-HCAA-CA7-00029**
Title: **Seismic Exploration, TGS NOPEC 2D Marine Seismic
Program, Baffin Bay, Nunavut**

The proposal has been reviewed to determine whether it is likely to result in impacts to fish and fish habitat which are prohibited by the habitat protection provisions of the *Fisheries Act* or those prohibitions of the *Species at Risk Act* that apply to aquatic species.*

Our review consisted of:

- Project description for 2D marine seismic survey offshore northeast coast of Canada, dated January 8, 2011; and
- Environmental Impact Assessment for Marine 2D Seismic reflection survey Baffin Bay and Davis Strait offshore eastern Canada by Multi Klient Invest as, Report No. HOPH417(B), dated April 28, 2011.

It is noted that the proponent is following the DFO "Statement of Canadian Practice with respect to the Mitigation of Seismic Sound in the Marine Environment" and applying additional more stringent mitigation measures. Provided that the plans are implemented as described DFO has concluded that the proposal is not likely to result in impacts to fish and fish habitat.

*Those sections most relevant to the review of development proposals include 20, 22, 32 and 35 of the *Fisheries Act* and sections 32, 33 and 58 of the *Species at Risk Act*. For more information please visit www.dfo-mpo.gc.ca.

If the plans have changed or if the description of the proposal is incomplete the proponent should contact this office to determine if the advice in this letter still applies

If you have any questions please contact Derrick Moggy at 705-522-9909, by fax at 705-522-6421, or by email at derrick.moggy@dfo-mpo.gc.ca.

Yours sincerely,



Derrick Moggy
Habitat Team Leader
Fisheries and Oceans Canada – Eastern Arctic Area