

DIVING PROGRAM AUTHORIZATION

APPLICATION

Pursuant to Sections 142 of the *Canada-Nova Scotia Offshore Petroleum Resources Accord Implementation and Renewable Energy Act*¹ (federal Accord Act), 135 of the *Canada-Nova Scotia Offshore Petroleum Resources Accord Implementation and Renewable Energy (Nova Scotia) Act*² (provincial Accord Act), and the regulations made thereunder, _____ as Operator, hereby applies for authorization of a proposed diving program.

The Operator declares that the statements and information contained herein and in any supporting documentation related to the application are correct and complete.

_____ Operator's Authorized Representative (Print name)	_____ Date
_____ Signature	

AUTHORIZATION

Pursuant to the statutory provisions referenced above, authorization is hereby given to the above named Operator to conduct the proposed diving program as proposed above and subject to the following conditions:

1. Unless otherwise extended or terminated this Authorization shall expire on _____.
2. Evidence of financial resources and financial responsibility, as required by sections 167.1 and 168 of the federal Accord Act and sections 159A and 160 of the provincial Accord Act (collectively Accord Acts) shall be maintained by the Operator at all times and on file with the Regulator.
3. The following conditions of indemnity shall apply with respect to the conduct of all work or activity relating to this Authorization:
 - a) the Operator shall indemnify affected parties for any costs, expenses, damages, claims or losses attributable to the fault or negligence of the Operator, its contractors or subcontractors, in conducting the work or activity;
 - b) such indemnity shall include any legal costs or expenses incurred by the Regulator, Chief Conservation Officer, the Chief Safety Officer or their designates in pursuing or defending any legal proceedings respecting the work or activity, except to the extent a court may otherwise decide; and,
 - c) such indemnity does not suspend or limit:
 - i) any legal liability or remedy for an act or omission by reason only that the act or omission is an offence or gives rise to liability under the Accord Acts;
 - ii) any recourse, indemnity or relief available at law to a person who is liable under the Accord Acts against any other person; or,
 - iii) the operation of any applicable law or rule of law that is not inconsistent with the Accord Acts.
4. The Operator shall implement the mitigation measures and commitments outlined in the Environmental Assessment respecting its diving activities.
5. The Operator shall satisfy all regulations, requirements, and approvals 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.
6. This Authorization is issued to the above named Operator and cannot be transferred or assigned.

7. The Regulator 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.
8. This Authorization is issued subject to the Operator's compliance with the Benefits Plan and the Development Plan as approved by the Regulator, together with any amendment(s) to either of them, as applicable.
9. The Operator shall comply with such other conditions listed in Schedule "A".
10. The Operator shall provide reasonable notice to the Regulator of any material change in the offshore activity or in the documentation identified in Schedule "A".
11. The Operator shall comply with applicable directives that may be issued from time to time by the Regulator's Chief Safety Officer or the Chief Conservation Officer and posted on the Regulator's website.

Signed: _____
Chief Executive Officer

Effective Date: _____

Authorization No.: _____