

MEMORANDUM OF UNDERSTANDING

This Memorandum of Understanding effective this 23 day of September, 2003 .

BETWEEN

NOVA SCOTIA DEPARTMENT OF ENVIRONMENT AND LABOUR, represented by the Executive Director of the Environmental Monitoring and Compliance Division (hereafter "the Department")

- and -

NOVA SCOTIA GROUNDWATER SOCIETY, an association of Certified Well Drillers, Certified Well Diggers, Certified Pump Installers, and other Industry Stakeholders, duly incorporated under Chapter 435 of the Revised Statutes of Nova Scotia, 1989, represented by the Chairperson of the Society (hereafter "the Society").

PURPOSE:

The overall purpose of this Memorandum of Understanding is to provide a working agreement between the Department and the Society respecting the training, education and upgrading of Certified Well Drillers, Certified Well Diggers, and Certified Pump Installers, the delivery of information to other groundwater service stakeholders and the general public and to provide funding for such activities.

Because of these mutual and complementary interests, coordinated action by the Department and the Society is required

- to ensure a public-private partnership in the field of water well and groundwater management;
- to strengthen the cooperation between the two parties in providing education for industry and the public alike;
- to ensure the mandate of the Department is maintained while working cooperatively with industry;
- to consult with the Society on guidelines, standards and policies to ensure that a professional groundwater industry exists and is maintained in the Province;
- to provide for the timely delivery of information and up to date training for the industry and the delivery of public information programs for all Nova Scotians on unserviced building lots.

Terms of the Memorandum

1. The Society, in consultation with the Department, shall prepare and develop proposals for projects to provide training, education and upgrading required by the Certified Well Drillers, Certified Well Diggers and Certified Pump Installers and to provide information to the Department and the general public. These proposals shall be submitted to the Department for written approval prior to their implementation.
2. Any projects recommended for approval ("Approved Projects") by the Department (Executive Director of the Environmental Monitoring and Compliance Division) must be of an educational nature and designed for people involved in the industry, for the Department or for the general public.
3. Any Approved Projects to be undertaken jointly by the Department and the Society (such as public information sessions, advertisements, publications or newsletters), shall be agreed to in writing by both parties.
4. Time shall be of the essence in this Memorandum.
5. Subject to the satisfactory performance of services by the Society under this Memorandum, the Department agrees to pay up to 50% per year of any additional Certificate of Qualification fee money collected by the Department after January 1, 2004 to the Society. These certificates include those issued to Well Drillers, Well Diggers and Water Pump Installers. A schedule of fees prior to January 1, 2004 and after January 1, 2004 is attached.
6. Requests to the Department for funds from the Program shall be made in writing by the Society and shall be submitted to the Department (Executive Director of the Environmental Monitoring and Compliance Division) for written approval. Approval shall be granted in accordance with departmental policy.
7. The Society shall make an annual request for funding for Approved Projects to the Department by March 15 of each year and shall receive payments, once approved, in increments due May 15 (40%), due August 15 (30%) and due October 15 (30%) of the same calendar year. Any under or over spent monies will be discussed and settled by the Administrator of On-Site Services of the Department and the Chairperson of the Society prior to the next years request for funding.
8. Nothing in this Memorandum restricts the authority and independent action of the signatories to carry out their respective mandates.
9. This Memorandum shall remain in force from the date of signing unless terminated by either party and will be reviewed by both parties every three (3) years for the purpose of updating due to applicable regulatory or administrative changes.
10. Either party may terminate this Memorandum for any reason by giving the other party ninety (90) days written notice.

- 11. This Memorandum may not be altered without the written consent of both parties.
- 12. This Memorandum may not be assigned without the written consent of the other party.

SIGNED at Halifax, Halifax Regional Municipality, on the date noted above.

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)	Nova Scotia Groundwater Society
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)	
<u>Original signed by David Wigmore</u>)	<u>Original signed by</u>
Witness)	Per: Ralph Jacobs, Chairperson
)	
)	
)	Nova Scotia Department of
)	Environment and Labour
)	
)	
<u>Original signed by Lynda Baiden</u>)	<u>Original signed by</u>
Witness)	Per: Honourable Kerry Morash
)	Minister of Environment
)	and Labour
)	

**SCHEDULE OF CERTIFICATES OF QUALIFICATION FEES
GROUNDWATER INDUSTRY**

<u>PRIOR TO JANUARY 1, 2004</u>		<u>JANUARY 1, 2004</u>
Well Driller	- \$100.00 + \$25.00 for each additional machine	\$300.00 + \$25.00 for each additional machine \$100.00 for additional driller
Well Digger	- \$50.00 + \$25.00 for each additional machine	\$100.00 + \$25.00 for each additional machine
Pump Installer I	- \$50.00	\$100.00
Pump Installer II	- \$25.00	\$50.00

Date

Honourable Kerry Morash
Minister of Environment and Labour