



18 May 2011

BY E-MAIL AND CANADA POST

Dionne Filiatrault  
Executive Director  
Nunavut Water Board  
Box 119  
Gjoa Haven, NU X0B 1J0

Dear Ms. Filiatrault:

**Re: Proponent Comments on the Draft Nunavut Waters Regulations**

Peregrine Diamonds Ltd. ("Peregrine") would like to thank the Nunavut Water Board ("NWB") for the opportunity to provide comments on the draft Nunavut Waters Regulations ("the Regulations"). Peregrine understands that the Regulations will complete territorial waters governance outlined in the Nunavut Land Claims Agreement and awaited by Nunavut's exploration and mining community for almost a decade.

Peregrine would like to commend the NWB for producing concise and understandable Regulations. We shall confine our comments to only four points which we feel would enhance regulatory efficiency for proponents.

**Comment #1: Records Retention Time**

In Subsection 13, "Books and Records", clause (c), it is stated that all licensees are to keep books and records "for a period of at least five years after the expiry or cancellation of the licence." Peregrine feels that records retention for at least five years in the case of a Type B Water Licence is excessive, particularly as expiry of the licence would not occur until all closure and restoration responsibilities had been successfully concluded. Similarly, records retention for at least five years for a Type A licensee not engaged in mining also appears excessive. Rather, Peregrine would recommend the following for clause (c):

- (i) *"in the case of a Type B Licence, keep the books and records for a period of two years after the expiry or cancellation of the licence";*
- (ii) *"in the case of a Type A Licence, where a mine or other long-term undertaking is not under way, keep the books and records for a period of five years after the expiry or cancellation of the licence."*
- (iii) *"in the case of a Type A Licence, where a mine or other long-term undertaking is under way, keep the books and records for a period of at least five years after the expiry or cancellation of the licence." [language in current clause].*

**Comment #2: Change 60 Days for Annual-Report Extension to 90 Days**

In Subsection 14, "Annual Report", clause (3), it is stated that a licensee may be allowed a "period of up to 60 days" as an extension for filing an annual report. Peregrine feels that it would be preferable to provide a period of 90 days, as this would agree with the period of 90 days allowed in clause (4) for reporting under expired or cancelled licences. Peregrine would thus recommend the following for clause (3):

*"On application in writing by a licensee, the Board may extend the period for submitting an annual report for a period of up to 90 days if the Board is satisfied that an extension is justified in the circumstances."*

**Comment #3: Additional Means of Contacting Inspector about Unauthorised Waste**

In Subsection 16, "Reporting of Unauthorised Deposit of Waste", clause (1) (a), it is stated that the licensee must report the unauthorised deposit "in person or by telephone". Peregrine recommends that an additional means of contact be allowed to account for communications in remote areas, where, on occasion, telephone communication may be unavailable. Peregrine would recommend the following for clause (1) (a):

*"to an inspector, in person or by telephone or electronic mail:"*

Thus, clause (2) also would be reworded as follows:

*"Information that is reported under (1) (a) must be reported to an inspector without delay."*

**Comment #4: Nunavut Watersheds Map as GIS Files**

In Subsection 17, "Watershed Management Areas", it is stated that each watershed in Nunavut is shown on a map in Schedule 4. Peregrine feels that specific reference should be made to the NWB's intention to make the overall map and component watershed map layers also available as Geographic Information System (GIS) files, which would ensure that proponents and other end-users may incorporate the watersheds accurately into their own databases. Peregrine would therefore recommend that clause (4) be reworded as follows:

- (i) *"The Board must make the document referred to in Subsection 17 (2) available to the public; and [language in current clause]"*
- (ii) *"The watersheds which comprise the map referred to in Subsection 17 (1) shall be made available to the public as Geographic Information System (GIS) files available electronically on the NWB website."*

**Conclusion**

Peregrine looks forward to the finalisation of the Regulations and thanks the NWB for soliciting our comments.

Yours truly,

**PEREGRINE DIAMONDS LTD.**



Shirley Standafer-Pfister  
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