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Nunavut Regional Office
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Your file - Votre référence

January 20, 2003

Our file - Notre référence
NWB1NAN0208

Patrick Duxbury
Mine Reclamation Coordinator
Nunavut Water Board
Box 119
Gjoa Haven, NU
X0B 1J0

Sent Via Fax (867) 360-6369

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Dear Mr. Duxbury:

Re: Water Licence NWB1NAN0208 - Breakwater Resources Ltd.'s letter concerning its schedule of submissions.

Further to your e-mail of January 4, 2003, DIAND offers the following comments on the above noted letter, dated December 18, 2002, from Mr. Bob Carreau of Breakwater Resources Ltd.

Part G(2) of the licence requires a detailed timetable for the submission deadlines of all plans, appendices, studies, and/or reports referred to in the licence. DIAND notes that some of the submission requirements set forth in the licence are not reflected in Breakwater's draft timetable, and that the draft timetable gives no deadlines for meeting those requirements. In some of those instances, the draft timetable fails to record a submission date which is specified in the licence: see, for example, licence items D(9), G(20) and G(21). In other instances, where the licence imposes requirements but does not give calendar-date deadlines for submission, the draft timetable gives no date for a projected submission, or even a reproduction of the timing language contained in the licence: see, for example, the requirements set forth in Part H of the licence.

DIAND believes it is necessary for the licensee to provide a more complete timetable. A more complete timetable is also highly desirable, since the timetable will likely serve as a ready summary – for all interested parties including the licensee itself – of what the licensee must do and when the licensee must do it. DIAND notes, however, that the licensee is in any event obliged to comply with all requirements contained in the licence itself, and that a licence requirement will not be negated or cancelled by its omission from the timetable.

Sincerely,

Paul Smith
Manager, Water Resources
DIAND, Nunavut Region

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030120NWB1NAN DIAND to NWB re shed of submissions
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