



Fisheries and Oceans  
Canada

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Pêches et Océans  
Canada

Secteur de l'Arctique de l'est  
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DFO File : 08-HCAA-CA7-00043  
NWB File : IAR-NAN0208

February 17, 2009

Mr. Thomas Kabloona, Chair  
Nunavut Water Board  
P.O. Box 119  
Gjoa Haven, Nunavut X0B 1J0

**via electronic mail:**  
[licensing@nunavutwaterboard.org](mailto:licensing@nunavutwaterboard.org)

Dear Mr. Kabloona:

**Subject: Fisheries and Oceans Canada Comments for the Nunavut Water Board  
Final Hearing on the Renewal Application for the Nanisivik Mine Project  
Type "A" Water License**

On December 15, 2008, Fisheries and Oceans Canada (DFO) received the Nunavut Water Board's Pre-hearing Conference Decision for the renewal and amendment application of Type A Water License for the Nanisivik Mine. Based on the information provided by CanZinco Limited, DFO-Fish Habitat Management did not have any issues related to the closure, reclamation or monitoring plans as it relates to fish and fish habitat, thus, did not provide comments.

However, it has come to DFO's attention that clarification is required in relation to DFO's involvement with the transfer of land ownership where the dock, tank farm and tank farm facility are situated. Fisheries and Oceans Canada is the current landowner of the area noted above. DFO – Real Property Management Branch administers the divestiture of DFO owned lands and has been in discussions with the Department of National Defence (DND) and Breakwater Resources Ltd. (Proponent) regarding the transfer.

On February 2<sup>nd</sup>, 2009, DND sent a letter to the Proponent indicating that they will not accept ownership of the tank farm. In response, DFO will be corresponding with the Proponent requesting the removal of the entire tank farm and its facility as well as the remediation of the soils underneath the tanks. Once the tank farm and its facility have been removed and remediated, DFO will proceed with the transfer of the property to DND. The dock will also be included in the transfer of lands.

DFO requires that the Proponent remove and remediate the entire tank farm and its facility as part of the closure and reclamation phase of the Nanisivik Mine Site.

**Canada**

Thank you for your consideration of the above information as part of the intervention submissions for the renewal and amendment of the Nanisivik Mine Project Type A Water License. Should you have any questions or comments, please contact me at directly by telephone at 905-639-8236 or by fax at 905-639-3459.

Yours sincerely,



Amy Liu  
Habitat Management Biologist

Copy: Eric Kan - Fisheries and Oceans Canada  
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