NUNAVUT WATER BOARD

Licence No.1AR-POL0311 Type A Renewal/Amendment Application

PUBLIC HEARING VOLUME 1

Resolute Bay, Nunavut

December 4, 2014

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3 J. Pameolik Member 4 C. Adjun Member			
4 C. Adjun Member			
5			
6 NUNAVUT WATER BOARD STAFF	NUNAVUT WATER BOARD STAFF		
7 T. Meadows Legal Counsel			
8 D. Hohnstein Technical Advisor			
9 S. Aredes Technical Advisor			
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19 TECK RESOURCES LIMITED			
20 B. Donald Manager, Legacy Properties	i		
21			
22 ABORIGINAL AFFAIRS AND NORTHERN DEVELOPMENT CANADA	ABORIGINAL AFFAIRS AND NORTHERN DEVELOPMENT CANADA		
23 K. Costello Director of Resource			
24 Management			
25 I. Parsons Regional Coordinator			
26			

- 1 (PROCEEDINGS COMMENCED AT 10:03 AM)
- 2 THE CHAIR KABLOONA: Good morning. Good morning,
- 3 everyone, and welcome to the public hearing of the
- 4 renewal and amendment application for Licence
- 5 1AR-POL0311. This application requests that the Board
- 6 renew and amend a Type A Water Licence authorizing the
- 7 use of water and deposit of waste associated with
- 8 various monitoring and reclamation activities at the
- 9 former Polaris Mine site. The Polaris Mine site was an
- 10 underground lead-zinc mine and is located approximately
- 11 100 kilometres northwest of Resolute Bay. My name is
- 12 Thomas Kabloona, and I'm the chair of the Nunavut Water
- 13 Board. Before we proceed with the hearing, let us
- 14 begin with the prayer, opening prayer, and I'd like to
- 15 ask Colin Adjun to do the opening prayer.
- 16 (OPENING PRAYER)
- 17 Opening by the Chair
- 18 THE CHAIR: Thank you. Before I move on
- 19 to the overview of this application and what to expect
- 20 at this public hearing, there are some important
- 21 housekeeping items for everyone here: Firstly, there
- 22 will be interpretation available throughout the
- 23 hearing, and earpieces are available from the table
- located at the right. Channel 1 is English; Channel 2
- 25 is Inuktitut.
- Secondly, the Board appreciates if everyone signs

- 1 in at the sign-in sheet located at the table as you
- 2 come in. This is an important record of the hearing,
- 3 and we appreciate your help in making sure it's
- 4 complete. The washrooms are located just through the
- 5 doors, and the exits are located front and back of the
- 6 hall. There will be coffee, tea, and snacks located at
- 7 the tables at the back of the hall during breaks. I
- 8 would like to remind everyone to please turn off your
- 9 cell phones before we begin.
- 10 As a final housekeeping matter, I would like to
- 11 acknowledge that our plans for the location of this
- 12 hearing have changed since the notice of public hearing
- 13 was posted. While we would like to thank the Hamlet of
- 14 Resolute Bay for agreeing to make the recreation hall
- 15 available for us for this hearing, as you can see, in
- 16 order for the Board to ensure we have a full record of
- 17 these proceedings, we have a lot of sound,
- 18 interpretation, and transcription equipment.
- 19 Unfortunately, at the recreation hall, we would not
- 20 have been able to fit in everything we need. So while
- 21 we apologize for the last-minute change to the
- 22 location, we appreciate being able to host the public
- 23 hearing in the hotel where we can set up our gear and
- 24 make sure we're all heard, understood, and a proper
- 25 record is maintained. Thank you to all in attendance
- 26 here and finding your way to our new location, for

- 1 bearing with us while we set up last night, and for
- 2 helping to accommodate the Board's technical meetings
- 3 for this hearing. We look forward to meeting with you
- 4 here over the next two days.
- On behalf of the Nunavut Water Board, I welcome
- 6 you to the community of Resolute Bay. Now, to provide
- 7 some background and set the stage for the hearing, the
- 8 Nunavut Water Board -- which I shall refer to as "the
- 9 Board" or "the NWB" -- is an institution of public
- 10 government created under Article 13 of the Nunavut Land
- 11 Claims Agreement. The NWB is responsible for the use,
- 12 management, and regulation of fresh water in the
- 13 Nunavut Settlement Area. The purpose of this public
- 14 hearing is to review an application filed by Teck
- 15 Resources Limited -- I will refer to them as "Teck",
- 16 "the licencee", or "the applicant" -- for the renewal
- 17 and amendment of Type A Water Licence in accordance
- 18 with the requirements Nunavut Waters and Nunavut
- 19 Surface Rights Tribunal Act.
- 20 Under Section 13.3.6 of the Nunavut Land Claims
- 21 Agreement and Section 29 of the Nunavut Waters and
- 22 Nunavut Surface Rights Tribunal Act, the Board has
- 23 delegated its powers to dispose of all matters relating
- 24 to the renewal and amendment application for this
- 25 Type A Licence Number 1AR-POL0311, including conducting
- 26 this public hearing to a Panel of the Board, which is

- 1 referred to as "the Panel" or "Panel P12".
- I will be chairing this Panel, and with me today,
- 3 as members of the Panel, are Board members Colin Adjun
- 4 to my right, and to my left is Joseph Pameolik.
- 5 Several staff members, who have contributed to the
- 6 NWB's administration and technical review of the
- 7 application, are present, along with legal counsel to
- 8 the NWB, and I will introduce the individuals attending
- 9 today. When I say their name, I ask you to wave so
- 10 people know who you are: David Hohnstein, director of
- 11 technical services; Sonia Aredes, technical advisor;
- 12 Megan Porter, licencing administrator; Teresa Meadows
- 13 with Shores Jardine LLP, legal counsel to the Board.
- In addition, we have two interpreters available
- 15 for simultaneous interpretation, Ben Kogvik, and I
- 16 understand the other one will probably come later. For
- 17 our audio, we have Corey Francis from Pido Productions
- 18 with us. If you have any difficulties with your
- 19 headsets, please see Corey, and he will assist you. To
- 20 ensure an accurate record of the proceedings is kept,
- 21 we have with us a court reporter, Katie McLeod from
- 22 Dicta Court Reporting Incorporated. To assist our
- 23 interpreters and court reporter, I ask that all parties
- 24 please state their name prior to speaking, speak slowly
- 25 and clearly, and avoid the use of acronyms and
- 26 abbreviations wherever possible.

- We also have the assistance of local advisors.
- 2 Please do not hesitate to ask them for assistance if
- 3 you need assistance.
- In the past, parties in other proceedings have
- 5 approached the media prior to the Board's decision,
- 6 suggesting comments about what the Board is going to
- 7 do, either procedurally or in terms of the final
- 8 result. Since the Board cannot comment on any matters,
- 9 either confirming or denying the accuracy of statements
- 10 by others to the media, the Board would appreciate if
- 11 all parties refrain from making any comments that may
- 12 imply a certain action or decision by the Board.
- 13 Board members will not discuss the hearing or the
- 14 matters before the Board with any parties or the media.
- 15 If you have questions about the Board and its practices
- or procedures, please speak of the director of
- 17 technical services, David Hohnstein, who will assist
- 18 you.
- 19 Prior to identifying and introducing all the
- 20 parties in attendance today, I will provide a brief
- 21 history of the various licences that have been issued
- 22 to the former Polaris Mine, well as the current renewal
- 23 and amendment and renewal application that is before
- 24 the Board.
- 25 Before the Nunavut Water Board had jurisdiction of
- 26 the water management in Nunavut, Northwest Territories

- 1 Water Board was responsible for issuing water licences
- 2 in the area. The NWT Water Board issued the original
- 3 water licence to the Polaris Mine, namely, water
- 4 licence N4L2-0262 issued in 1981. This was the first
- 5 in a long line of licences that authorized the use of
- 6 water and deposit of waste associated with the Polaris
- 7 Mine. The licence was renewed by the NWT Water Board
- 8 in 1994 and eventually expired December 31, 2002. The
- 9 licencee under the NWT licence was Cominco.
- In 1996, under the mandate of the Nunavut Land
- 11 Claims Agreement Act, the Nunavut Water Board -- or
- 12 "NWB" or "Board" -- assumed responsibility for issuing
- 13 and administering water licences in Nunavut, including
- 14 the Polaris Mine licence. As a result, when the
- 15 Polaris Mine water licence was renewed in March 2003,
- 16 it was the Nunavut Water Board that issued Type A Water
- 17 Licence NWB1AR-POL0311 to Teck Cominco Limited to
- 18 authorize water use and waste deposits associated with
- 19 the closure reclamation activities at the former
- 20 Polaris Mine. This licence was then amended in 2009
- 21 upon the request of the licencee to reduce their
- security under the licence from 33,700,000 to
- 23 3,539,000, to reflect the completion a number of site
- 24 reclamation activities. The licence, as amended in
- 25 2009, expired on December 31st, 2011.
- I'm going to move on to the application that is

- 1 subject of this hearing. As mentioned earlier, the
- 2 application that is currently before the Board is for
- 3 the renewal and amendment of Type A Water Licence
- 4 1AR-POL0311 issued to Teck Cominco Limited, now called
- 5 Teck Resources Limited, for an industrial undertaking
- 6 at the former Polaris Mine. The scope of the
- 7 application for this renewal/amendment of the licence
- 8 is generally as follows: 15-year renewal term from
- 9 2015 to 2030 allows for post-closure monitoring
- 10 activities at the former Polaris Mine site; a change in
- 11 the name of the project to "Former Polaris Mine,
- 12 Long-Term Monitoring, Little Cornwallis Island;
- 13 proposed amendment Part B, Item 2 of the licence to
- 14 include a reduction of reclamation security from the
- 15 current security amount of 3,539,000 to 1,324,000;
- 16 proposed amendment to the conditions applying to the
- 17 monitoring program under Part H, Item 6 of the licence,
- 18 geotechnical monitoring requirements to take into
- 19 account a reduction in monitoring and reporting
- 20 frequencies; proposed amendment to the conditions
- 21 applying to the monitoring program, Part H, to include
- 22 reduction in monitoring stations, sampling frequency,
- 23 and analytical parameters of water quality and effluent
- 24 monitoring; proposed amendment for Part B, Items 3 and
- 25 6 of the licence to amend conditions requiring the
- 26 presentation of quarterly expenditure reports and

- 1 annual reports; and a proposed amendment to remove
- 2 conditions applying to water use, waste management, and
- 3 conditions applying to decommissioning and reclamation.
- 4 The application to amend and renew the water
- 5 licence which was received August 31, 2013, includes
- 6 the following documents: Application cover letter;
- 7 Number 1, Water Licence Amendment/Renewal Application
- 8 Form; Number 2, Certificate of Name Change; Number 3,
- 9 map to address Block 5; Number 4, e-mail, NPC;
- 10 Number 5, 2002 NPC Conformity Determination; Number 6,
- 11 e-mail from NIRB (Conformity from NIRB is already
- 12 filed); Number 7, 2002 NIRB Screening Decision;
- 13 Number 8(a), Proposed Long-Term Geotechnical
- 14 Monitoring; Number 8(b), CV, D. Johnson, Golder;
- 15 Number8(c), CV, Ross Hammett, Golder; Attachment Number
- 16 8(d), Proposed Long-Term Garrow Lake Monitoring
- 17 Program; Number 8(e), CV, B. Baker, Azimuth; Number 9,
- 18 Community Engagement Report; Number 10, Re: Polaris
- 19 Mine projected site monitoring costs, 2014 to 2031, on
- 20 August 29th, 2013; Number 11, Teck Metals list of
- 21 directors; Number 12, Compliance Assessment and
- 22 Detailed Amendment Request; Number 12(a), e-mail:
- 23 Missed 2009; Number 12(b), implications of Sublethal
- 24 Toxicity Testing Results at Polaris Mine dated April 3,
- 25 2013; Number 12(c), Former Polaris Mine Decommissioning
- and Reclamation Summary of Reporting, 2003 to 2011;

- 1 Number 12(d)(1), Reconciliation of Administrative
- 2 Requirements of Type A WL on September 2009; Number
- 3 12(d)(2), response to reconciliation of administrative
- 4 requirements of Type A on October 18th, 2009; Number
- 5 13, Executive Summary of Water Licence Amendment
- 6 Application (English); Number 14, Executive Summary of
- 7 Water Licence Amendment Application (Inuktitut);
- 8 Number 17, Evaluation of Limnological and Chemical
- 9 Conditions of Garrow Lake and Chemistry of Garrow Creek
- 10 2002 to 2011 dated October 17th, 2011; Number 18,
- 11 Assessment of Total Dissolved and Metals Concentrations
- in the Water Column of Garrow Lake dated December 2011;
- 13 Number 19(a), Polaris 2005 Annual MMER and EEM report;
- 14 Number 19(b), Polaris Mine Environmental Effects
- 15 Monitoring (EEM) Interpretive Report Review on
- 16 Sept. 15, 2006; 19(c), Polaris Environmental Effects
- 17 Monitoring (EEM) Interpretive Report Review on
- 18 September 29th, 2006; Number 20(a) Expiry of Licence
- 19 Letter on October 17th, 2011; Number 20(b), Request for
- 20 Comments From Parties Regarding Licencee's Proposed
- 21 Approach to Expiry of Licence 1AR-POL0311; Number
- 22 20(c), 1AR-POL0311 Teck Resources Limited letter of
- 23 Proposal for the Cancellation of Existing Water Licence
- 24 1AR-POL0311 and the application of a new Type B Water
- 25 Licence for the Polaris Mine Site Polaris Mine Teck
- 26 Resources Limited; Attachment Number 20(d), Comments

- 1 related to cancellation of Polaris Type A Water Licence
- on December 22, 2011; Number 21, proposed conditions
- 3 for water licence.
- 4 The following documents were received subsequent
- 5 to the submission of the application and in response to
- 6 interveners' comments: Former Polaris long-term
- 7 monitoring program application to renew and amend Water
- 8 Licence 1AR-POL0311 in response to completeness check
- 9 on June 19th, 2014; Former Polaris Mine Supplemental
- 10 Long-Term Water Monitoring Program Licencing Teck
- 11 Resources Limited technical meeting presentation and
- 12 response to technical comments August 14, 2014;
- 13 Technical Meeting Commitment Number 1 Submission of
- 14 2014 Post-Closure Monitoring Report and Response to the
- 15 Nunavut Water Board Pre-Hearing Conference Decision on
- 16 October 17th, 2014; Clarification on the Polaris Mine
- 17 Reclamation Geotechnical Inspection Schedule, on
- 18 November 3, 2014; Post-Reclamation Geotechnical
- 19 Inspection, Former Polaris Mine, Nunavut by Golder
- 20 Associates dated October 9, 2014, on November 3, 2014;
- 21 Licence Number 1AR-POL0311- Teck Response to Annual
- 22 Quarterly Reports Technical and Administrative Review
- 23 letter, November 14th, 2014; Reclaimed Polaris Mine
- 24 Site Water Licence Renewal 1AR-POL0311 Teck Response
- 25 to Final Comments, November 14th, 2014.
- 26 Copies of these documents, as well as other

- 1 documents related to the application and file are
- 2 available on the NWB's FTP site. In addition, our
- 3 licencing administrator, Megan Porter, has made
- 4 available for public viewing at this hearing, paper
- 5 copies of the documents that have been received to date
- 6 on this file. If you are interested in reviewing any
- 7 of the documentation, please ask Megan.
- 8 Now I'm going to provide you with a summary of the
- 9 procedural history of the application before the Board:
- 10 August 31, 2013, Teck Resources Limited submitted an
- 11 application for the renewal and amendment of Licence
- 12 1AR-POL0311, and the file was submitted within an
- 13 application package to renew and amend water licence
- 14 1AR-POL0311. That's a new Type B licence. October 21,
- 15 2013, the Nunavut Water Board acknowledged the
- 16 application and indicated that they would process the
- 17 application received as a renewal application of the
- 18 expired Type A Water Licence, rather than a new Type B
- 19 licence; December 31st, 2013, Teck responded that it
- 20 agreed to the Type B Water Licence application being
- 21 considered by the Board as an application for a Type A
- 22 Water Licence; May 8, 2014, the NWB conducted its
- 23 preliminary review of the application and distributed
- 24 it for a completeness check and initial preliminary
- 25 public review; May 28th, 2014, NWB received comments on
- 26 completeness from Aboriginal Affairs and Northern

- 1 Development Canada; June 19th, 2014, Teck responded to
- 2 submissions from Aboriginal Affairs and Northern
- 3 Development Canada; July 4, 2014, the NWB indicated
- 4 that the application was complete, and the NWB
- 5 distributed the application for a detailed technical
- 6 review; July 8th, 2014, Nunavut Planning Commission
- 7 confirmed that the original conformity determination in
- 8 conducted 2002 still applied and no additional land use
- 9 conformity determination was required before the
- 10 application could be referred to the Nunavut Impact
- 11 Review Board for assessment; July 25, 2014, the Nunavut
- 12 Impact Review Board confirmed that under Section 12.4.3
- 13 of the Nunavut Land Claims Agreement, the Nunavut
- 14 Impact Review Board's original screening decision
- 15 report from 2002 continued to apply and that no
- 16 additional NIRB screening was required before the
- 17 application could be considered by NWB.
- 18 By August 1st, 2014, technical review submissions
- 19 were received from intervening parties, Aboriginal
- 20 Affairs and Northern Development Canada and Environment
- 21 Canada; August 14th, 2014, Teck submitted a response to
- 22 technical comments; August 18th, 2014, technical
- 23 meeting and pre-hearing conference was held by way of
- 24 teleconference for the application. The parties
- 25 attending these meetings included the Board's staff,
- the applicant, and interveners, including Aboriginal

- 1 Affairs and Northern Development Canada, Environment
- 2 Canada, and the Grise Fiord Hunters and Trappers
- 3 Organization. In keeping with the Board's practice,
- 4 these meetings were conducted by the Board's staff and
- 5 no Board members were present during these sessions.
- 6 August 29th, 2014, NWB issued the Pre-Hearing
- 7 Conference Decision Report that provided further
- 8 direction to the parties, set the timeline for
- 9 pre-hearing exchange of information, and established
- 10 that the form of public hearing would be in person in
- 11 the community of Resolute Bay during the first week of
- 12 December; October 7th, 2014, NWB issued the notice of
- 13 public hearing; October 17th, 2014, Teck submitted the
- 14 2014 Post-Closure Monitoring Report and Response to NWB
- 15 Pre-Hearing Conference Decision Report; November 3,
- 16 2014, Teck submitted clarification on Polaris Mine
- 17 Post-Reclamation Geotechnical Inspection Schedule;
- 18 November 3, 2014, Teck submitted the Final Report:
- 19 Post-Reclamation Geotechnical Inspection, Former
- 20 Polaris Mine, Nunavut by Golder Associates;
- 21 November 7th, 2014, NWB submitted the Annual and
- 22 Quarterly Reports Technical Administrative Review
- 23 letter; November 7th, 2014, AANDC submitted Technical
- 24 Review Memorandum on Additional Information for Water
- 25 Licence Renewal/Amendment Polaris Mine Property;
- 26 November 7th, 2014, EC submitted Final Response to Teck

- 1 Submissions; November 14th, 2014, Teck submitted their
- 2 Response to Final Comments; November 14th, 2014, Teck
- 3 responded to Annual and Quarterly Reports Technical and
- 4 Administrative Review letter; November 14th, 2014, NWB
- 5 submitted comments regarding licencing of an
- 6 undertaking nearing the end of the project lifecycle;
- 7 and November 14th, 2014, NWB responded to recent
- 8 correspondence regarding the form of public hearing.
- 9 Based on the applications, written submissions
- 10 received, and information exchanged to date, NWB's
- 11 staff listed the following as issues that remain to be
- 12 addressed at this hearing: Revisions to monitoring and
- 13 reporting under a renewed licence pursuant to Proposed
- 14 Supplemental Long-Term Monitoring Program 2014 to 2029;
- 15 the term of the licence; updated closure and
- 16 reclamation planning; and security required for the
- 17 project under the project's amended and renewed
- 18 licence.
- 19 If I have missed a written submission of any
- 20 intervener, please let me know.
- If there are no concerns, I would now like to move
- 22 on to a roll call. I will begin the roll call with the
- 23 applicant, Teck.
- 24 Roll Call
- 25 MR. DONALD: My name is Bruce Donald, and I
- 26 represent --

- 1 MS. MEADOWS: Please use the microphone so
- 2 that we can get your comments on the record, please.
- 3 MR. DONALD: My name is Bruce Donald, and
- 4 I'm from Teck Resources Limited. I'm the manager of
- 5 Legacy Properties.
- 6 THE CHAIR: Could you spell your name,
- 7 please.
- 8 MR. DONALD: B-R-U-C-E, D-O-N-A-L-D.
- 9 THE CHAIR: Okay.
- 10 AANDC.
- 11 MS. COSTELLO: Thank you, Mr. Chair. My name
- 12 is Karen Costello with Aboriginal Affairs and Northern
- 13 Development Canada. I'm the director of resource
- 14 management. The spelling of my name is K-A-R-E-N
- 15 C-O-S-T-E-L-L-O. Thank you.
- 16 MR. PARSONS: Thank you, Mr. Chair. My name
- is Ian Parsons, I-A-N, P-A-R-S-O-N-S, and I'm a
- 18 regional coordinator with Aboriginal Affairs and
- 19 Northern Development Canada.
- 20 THE CHAIR: Thank you. It is with regret
- 21 that I must inform you that Environment Canada will not
- 22 be in attendance at this hearing. If there are any
- 23 other interveners not mentioned who would like to
- 24 speak, please identify yourself.
- 25 I would also like to note that the Board is
- 26 expecting several community members from the community

- 1 of Grise Fiord to arrive this afternoon to join the
- 2 public hearing, offer their views, and provide their
- 3 comments and concerns about the application as well.
- 4 The Board will introduce the representatives when they
- 5 join us.
- 6 It is our tradition to give respect to our Elders;
- 7 therefore, at any time during the proceedings, an Elder
- 8 may speak to the application that is before the Board.
- 9 However, before offering your comments, I'd ask that
- 10 any Elder wishing to speak, let me know or one of the
- 11 staff know when you want to speak, and please wait
- 12 until we get a microphone in front of you so that we
- 13 can ensure that the Board and the court reporter have
- 14 an accurate record of your comments.
- 15 If there are any members of the general public who
- 16 would like to speak, please identify yourselves.
- 17 Are there any representatives from agencies,
- 18 associations who have not submitted interventions but
- 19 would like to speak?
- There are English and Inuktitut copies of the
- 21 agenda for the hearing at the back table. I encourage
- 22 you to pick one up and follow along. As you can see,
- 23 the hearing is scheduled for 5 PM with at least one
- 24 break in the morning, an hour for lunch around noon,
- 25 and then another break in the afternoon. In addition
- 26 to these breaks, there may also be short breaks as the

- 1 Board requires, and I will advise everyone when a break
- 2 is coming up. Please respect the timelines that are
- 3 set for breaks and return promptly to the hearing. We
- 4 have a lot to cover, and the Board cannot wait for late
- 5 arrivals.
- 6 In addition to this session, tonight from 6:30 to
- 7 10 PM, the Board will be holding the community session
- 8 at the same venue. The community session is an
- 9 opportunity for members of the community to learn
- 10 about, ask questions, and discuss the project. The
- 11 meeting will include oral presentations by the major
- 12 parties. We look forward to meeting you.
- 13 I will now proceed with the identification of any
- 14 motions or any objections related to the application
- 15 that is before the Board.
- 16 The applicant is requested to make the
- 17 presentation for the application before the Board.
- 18 Mr. Donald, how much time will your representatives
- 19 require, and, Teresa, would you swear the witness?
- 20 MS. MEADOWS: Thank you, Mr. Chair. Teresa
- 21 Meadows, legal counsel for the Nunavut Water Board.
- 22 Mr. Donald, would you like to be sworn or affirmed
- 23 today?
- 24 MR. DONALD: Sworn, please.
- 25 BRUCE DONALD, Sworn
- 26 MS. MEADOWS: Thank you, Mr. Donald. Now,

- 1 it's my understanding that you have a PowerPoint
- 2 presentation with an Inuktitut copy and an English
- 3 copy.
- 4 Mr. Chair, with your permission, I would like to
- 5 enter those as the first two exhibits in this hearing.
- 6 MR. DONALD: That's correct.
- 7 EXHIBIT 1 Hard Copy PowerPoint Presentation
- 8 from Teck Resources Limited Former Polaris
- 9 Mine Application for Renewal of Water Licence
- 10 1AR-POL0311 for Supplemental Long Term
- (Monitoring)(English)
- 12 EXHIBIT 2 Hard Copy PowerPoint Presentation
- 13 from Teck Resources Limited Former Polaris
- 14 Mine Application for Renewal of Water Licence
- 15 1AR-POL0311 for Supplemental Long Term
- 16 (Monitoring)(Inuktitut)
- 17 MS. MEADOWS: Thank you, Mr. Donald, you may
- 18 proceed.
- 19 THE CHAIR: Mr. Donald, where is your
- 20 presentation?
- 21 MS. MEADOWS: Oh, Megan, can you queue up
- 22 presentation? Thank you.
- 23 Presentation by Teck Resources Limited
- 24 MR. DONALD: Thank you, Mr. Chair. I think
- 25 this will take about a half hour, roughly. The
- 26 presentation I have today is going through, I guess, a

- 1 summary of our application for the renewal of our water
- 2 licence for the supplemental long-term monitoring of
- 3 the former Polaris Mine site.
- 4 An overview of the presentation is, I'll talk
- 5 briefly about the location, the history of the mine,
- 6 I'll go through a few pictures of some of the
- 7 decommissioning and reclamation work that was done,
- 8 then some of the monitoring that we did during the last
- 9 licence, and then talk about the proposed monitoring
- 10 for the new licence, and then just give a summary of
- 11 some of the key points that we would like to make in
- 12 regard to our application.
- 13 As was mentioned earlier, the mine site is about
- 14 100 kilometres northwest of Resolute Bay, located at
- 15 Little Cornwallis Island.
- 16 I'll see if I can get my pointer to work a little
- 17 bit better.
- 18 MR. HOHNSTEIN: You might be able to use the
- 19 mouse there too. I'm not sure.
- 20 MR. DONALD: That's probably better. There
- 21 it is right there.
- There's a picture of the mine site as it existed
- 23 right near the end of the mine life. That is the
- 24 majority of the facilities that existed on the site.
- 25 There are a few other buildings, but that's the bulk of
- 26 it. As was mentioned before, it was primarily an

- 1 underground mine mining lead and zinc. The mine ran
- 2 from 1981 through until September 2002 when the ore
- 3 body was mined out. During the life of the mine, we
- 4 produced about 25 million tonnes of ore, and upon its
- 5 closure in 2002 in September, we immediately started
- 6 the reclamation activities, and we took two years to
- 7 complete those, finishing off in September of 2004.
- 8 Once reclamation was completed, then between 2004
- 9 to 2011 when the licence expired, we continued doing
- 10 the monitoring that was previously approved in our --
- 11 in our closure plan.
- Here's a few pictures of the site, and these
- 13 pictures are in the area shown in the top right-hand
- 14 corner, and that's a similar area that was shown in
- 15 the -- in the first slide that we had of the site. And
- 16 what -- what we can see in these pictures are, first of
- 17 all, the -- the mill building, which is on the bottom
- 18 right there. That's where the ore was processed, and
- 19 they're in the -- in that picture, they're in the
- 20 process of demolishing the building. In the top
- 21 right-hand corner, you can see that same -- same
- 22 building, and the other buildings in the picture on the
- 23 left are the storage -- or the concentrate storage
- 24 building, the deep sea port that was used for bringing
- 25 supplies in, as well as shipping the concentrate out,
- 26 and up on the top of the hill are -- were the

- 1 accommodation buildings.
- 2 The picture on the left shows the amount of -- and
- 3 sort of scale of some of the excavations we did around
- 4 the mill building to chase hydrocarbon spills that
- 5 occurred during the life of the mine. We also cleaned
- 6 up surface soils that were contaminated with lead and
- 7 zinc. In total, if memory serves me correct, we moved
- 8 about 300,000 cubic metres of materials. Most of that
- 9 went underground. All of the hydrocarbon-contaminated
- 10 materials went deep down into the underground workings,
- 11 and most of the metals-contaminated soils. When we ran
- 12 out of room underground, some of the
- 13 metals-contaminated soils went over into one of the
- 14 surface quarries that were ultimately capped at the end
- 15 of the project.
- 16 We had a tank farm onsite, and there's a
- 17 photograph of us demolishing it. The tanks were
- 18 emptied of fuels, washed out, and then -- and then cut
- 19 into pieces.
- There is the quarry that was onsite that we
- 21 disposed of. The metal building debris from the
- 22 buildings onsite. Prior to doing any demolition, we
- 23 removed all the hazardous materials from the buildings,
- 24 and those were shipped down south for proper disposal.
- 25 So it was essentially industrial-level debris that was
- 26 left in the -- in the pit. The bottom right-hand

- 1 picture is a photograph taken after the -- the
- 2 1.8-metre minimum thickness cap was -- was put on
- 3 that -- that area.
- 4 There's another shot of the mill area, and in the
- 5 bottom of the picture, if you look, there's a steel
- 6 structure, and that is the remains of the -- of the
- 7 mill building. We're now down to the -- kind of the
- 8 hull. Originally that mill was floated in as a barge,
- 9 so that's the hull. That -- we did complete
- 10 demolishing that as well, but at this stage, the hull
- 11 was still left. You can see the dock itself. We
- 12 started taking it apart. This picture would have been
- 13 taken in the summer of 2003, later in the summer when
- 14 our supply ship was coming up to bring more supplies to
- 15 allow us to keep working for one more year on the -- on
- 16 the reclamation.
- 17 This is a picture of the same site after all the
- 18 work was done and everything had been removed.
- 19 This photograph shows the -- one of two landfills
- 20 on site, and it's a little -- a little hard to see it,
- 21 but you can see the lighter-coloured material right
- 22 around in this area. The slopes of the landfill were
- 23 flattened so that they're stable, and there was a
- 1.8-metre-thick cap placed on top of it as well.
- 25 In August of 2004, once the reclamation works were
- 26 completed, all of the remaining materials and equipment

- 1 that needed to be removed from site were moved down
- 2 close to the ocean to get ready for shipping down
- 3 south. At that time, what was left onsite was a few --
- 4 an exploration camp with a few trailers that we used as
- 5 our base during monitoring between 2004 and 2011. But
- 6 apart from that, everything else was shipped off site.
- 7 There's a picture of the ship coming in at the
- 8 beginning of September. The date on the slide shows
- 9 the 6th, 6th of September 2004, and it was the supply
- 10 ship, I think, that comes up to Resolute came by. And
- 11 they had barges and tugs, and they removed all the
- 12 materials that the contractors had brought up to site.
- 13 And any of the materials that we had -- had sold for
- 14 recycling, they all left on that one ship. So once
- 15 the -- once all that had occurred, there's a little
- 16 picture of Little Corn -- of the mine site once
- 17 everything was removed, and that's essentially the way
- 18 it looks today.
- 19 So Teck feels that it's successfully completed all
- of the works that were included under our approved
- 21 decommissioning and closure plan that were part of the
- 22 last water licence. During that period, Environment
- 23 Canada -- under the Metal Mining Effluent Act, we
- 24 satisfied all the environmental monitoring
- 25 requirements, and as a result of that, was recognized
- 26 as a closed mine under that regulation. There are no

- 1 more facilities, people, or equipment remaining at the
- 2 site. There is one small cabin that we gave to a local
- 3 resident in town here.
- 4 And the post-reclamation geotechnical monitoring,
- 5 the water quality monitoring, they continue to
- 6 demonstrate the success of the work that was done then.
- 7 They confirm that the site is stable, both from a
- 8 physical standpoint, as well as from the chemistry.
- 9 And we feel that it's a positive example of what mine
- 10 reclamation should look like, both in Nunavut as well
- 11 as I think it's an example for southern mines as well.
- 12 In the proposed water licence that covers
- 13 supplemental long-term monitoring, because the site has
- 14 been monitored since 2004, we're now proposing
- 15 decreasing frequency of monitoring with a monitoring
- 16 event this year, again in 2019, and then lastly in
- 17 2029, and that will give continuing confidence that the
- 18 monitoring will show that the site is -- is stable.
- 19 We agreed that if any concerns -- significant
- 20 concerns are identified during the monitoring, that
- 21 we'll review and increase the monitoring program if
- 22 it's required, and if there's other steps that we need
- 23 to take, that we're committed to also follow up on --
- 24 on those as well.
- The scope of the long-term monitoring plan that's
- 26 proposed, as I said, includes site inspections, both by

- 1 a geotechnical engineer, as well as water quality
- 2 monitoring of Garrow Creek this year, again in 2019,
- 3 and lastly in 2029. And also Garrow Lake, to study the
- 4 water quality through the -- through the water column
- 5 from the top of the lake down to the bottom to look at
- 6 the physical structure of the lake, as well as the
- 7 chemistry, and we've proposed to do that in 2019 and
- 8 again in 2029.
- 9 We did do the 2014 monitoring program already, and
- 10 we've submitted that report to the Water Board. The
- 11 geotechnical engineer that we used has been looking at
- 12 the site for -- I forget how many years now, but for
- 13 half-a-dozen years at least. And so he's quite
- 14 familiar with the site, and he's satisfied that there's
- 15 no subsidence issues. And the water sampling that we
- 16 did continues to show that the water quality is
- 17 consistent and compliant and as expected, and so we
- 18 think that the results confirm that the site continues
- 19 to be stable, and as I've said, we've submitted that
- 20 report.
- 21 We would also like to suggest that reports are
- 22 required, just in the -- in the years where we do the
- 23 monitoring. The monitoring program has been modified
- 24 from the original one that we proposed in our
- 25 monitoring program, and that was as a result of some of
- the pre-hearing discussions and submissions by both

- 1 Environment Canada and AANDC. So we're in full
- 2 agreement between the three parties on both the
- 3 monitoring schedule, as well as the scope of what is in
- 4 the monitoring. So from our view, there really aren't
- 5 any outstanding items in that regard.
- 6 In our original application, we proposed the
- 7 reclamation security be established at \$1.324 million,
- 8 and through our discussions with Aboriginal Affairs,
- 9 we've agreed to accept their submission that the
- 10 security is set at \$1.565 million. So we're in
- 11 agreement with that number.
- 12 And in the licence, again, I wanted to point out
- 13 that the next monitoring event we're proposing is in
- 14 2019 and that the water quality monitoring program is
- 15 quite a bit different than it was in the last licence
- 16 and is -- and is focussed to be simple but targeted at
- 17 the key things that we need to be monitoring.
- An important point is the licence term that we're
- 19 proposing is to expire in January 2031, and the last
- 20 monitoring event is proposed for 2029. So that -- the
- 21 monitoring would happen likely in the -- in August of
- 22 2029, and that would give essentially a year-and-a-half
- 23 for us to get the results back and then have further
- 24 discussions with the parties, the Water Board, and --
- 25 and the -- Environment Canada, and Aboriginal Affairs
- 26 to see if we can come to an agreement and justification

- 1 that -- after that, that the water licence be -- be
- 2 cancelled. So we would anticipate that, provided
- 3 conditions are as we expect they'll be, that, at that
- 4 point in time, we'll be putting together our case for
- 5 cancelling the water licence after it expires this
- 6 time.
- 7 That comes to the end of my presence, and I -- or
- 8 presentation, and I, you know, thank you for your
- 9 attention.
- 10 THE CHAIR: Thank you. Questions to the
- 11 applicant by AANDC?
- 12 MS. COSTELLO: Thank you, Mr. Chair. Karen
- 13 Costello for Aboriginal Affairs and Northern
- 14 Development Canada. No questions at this time. We
- 15 will, however, in our presentation, speak to the
- 16 various things that the applicant has mentioned in due
- 17 course. So, as I said, no questions at this time,
- 18 thank you.
- 19 THE CHAIR: Thank you. Questions for the
- 20 applicant by the staff?
- 21 MR. HOHNSTEIN: Thank you, Mr. Chair. David
- 22 Hohnstein. No questions from the staff at this point.
- 23 THE CHAIR: Thank you. Any questions to
- 24 the applicant by Board members?
- 25 Thank you. And next we have AANDC doing their
- 26 presentation.

- 1 Teresa.
- 2 MS. MEADOWS: Thank you, Mr. Chair. Teresa
- 3 Meadows, legal counsel for the Nunavut Water Board.
- 4 Would you like to be sworn or affirmed?
- 5 Oh, Mr. Chair, I believe it's been requested that
- 6 there be a five-minute break while we set up the
- 7 presentation. Thank you.
- 8 THE CHAIR: Five-minute break.
- 9 (ADJOURNMENT)
- 10 MS. MEADOWS: Mr. Chair, Teresa Meadows,
- 11 legal counsel for the Nunavut Water Board. I would
- 12 like to affirm the witnesses now, if they're ready to
- 13 proceed.
- 14 KAREN COSTELLO, IAN PARSONS, Affirmed
- 15 MS. MEADOWS: Mr. Chair, Teresa Meadows,
- 16 legal counsel for the Nunavut Water Board. I also have
- 17 before me three written submissions -- or three
- 18 presentations, hard copy presentations, that you will
- 19 be providing, being the Executive Summary, the
- 20 Inuktitut PowerPoint presentation, and the English
- 21 version of the PowerPoint presentation that you're
- 22 about to present, and I would like to mark those as
- 23 Exhibits 3, 4, and 5 in this hearing.
- 24 MR. PARSONS: Ian Parsons, Aboriginal
- 25 Affairs. Yeah, I would just like to clarify that.
- 26 There should be an English Executive Summary as well,

- 1 and the PowerPoint presentation that we presented has
- 2 both the English and the Inuktitut versions on the same
- 3 presentation. They're not separate.
- 4 MS. MEADOWS: Thank you, Mr. Chair. Subject
- 5 to those corrections, I will enter the exhibits. My
- 6 apologies. I mischaracterized the Executive Summary.
- 7 I believe the Inuktitut version that I have is
- 8 Inuktitut Executive Summary, the joint PowerPoint
- 9 presentation, and the English Executive Summary. Thank
- 10 you, Mr. Chair.
- 11 EXHIBIT 3 Hard Copy PowerPoint Presentation
- 12 from Aboriginal Affairs and Northern
- 13 Development Canada- Review of Teck Resources
- 14 Ltd. #1AR-POL0311 Renewal and Amendment
- 15 Application Nunavut Water Board Public
- 16 Hearing, December 4, 2014 (English and
- 17 Inuktitut)
- 18 EXHIBIT 4 Hard Copy Executive Summary from
- 19 Aboriginal Affairs and Northern Development
- 20 Canada Water Licence #1AR-POL0311 Polaris
- 21 Mine Site Teck Resources Ltd. Qikiqtani
- 22 Region, Nunavut (English)
- 23 EXHIBIT 5 Hard Copy Executive Summary from
- 24 Aboriginal Affairs and Northern Development
- 25 Canada Water Licence #1AR-POL0311 Polaris
- 26 Mine Site Teck Resources Ltd. Qikiqtani

- 1 Region, Nunavut (Inuktitut)
- 2 MS. MEADOWS: If you're ready, please
- 3 proceed.
- 4 THE CHAIR: Go ahead.
- 5 Presentation by Aboriginal Affairs and Northern
- 6 Development Canada
- 7 MS. COSTELLO: Thank you, Mr. Chair.
- 8 Good morning, everybody. My name is Karen
- 9 Costello. I'm the director of resource management for
- 10 Aboriginal Affairs and Northern Development Canada from
- 11 the Nunavut regional office. I would like to express
- 12 my thanks to the Nunavut Water Board for this
- opportunity to make a presentation and intervention
- 14 regarding Teck's application to renew its Type A Water
- 15 Licence for the Polaris Mine property. I'm joined by
- 16 Ian Parsons with our water resources unit. He is a
- 17 regional coordinator also with the department's Nunavut
- 18 regional office. I would like to thank the Water Board
- 19 for facilitating this licence application review
- 20 process and our thanks to Teck for responding to our
- 21 questions and concerns during the same process.
- 22 Throughout this presentation, I will refer to
- 23 Aboriginal Affairs and Northern Development Canada as
- 24 "the department". I will provide a brief overview of
- 25 the department's responsibilities with respect to the
- licence renewal application; the contributions that

- 1 have been made by the department with respect to this
- 2 process so far. I will provide an update on the
- 3 technical comments that the department previously
- 4 provided and how resolution and agreements with respect
- 5 to these comments has been reached with the applicant.
- 6 I will also provide a more general summary of where the
- 7 department is in respect to the end-of-mine-life
- 8 scenario, which is covered here under "Other Water
- 9 Licencing Considerations".
- 10 Aboriginal Affairs and Northern Development Canada
- 11 has a broad mandate to ensure protection of Nunavut's
- 12 freshwater resources and to manage Crown land in
- 13 Nunavut under a series of applicable laws and acts.
- 14 And on the slide in front of you, I have listed the
- 15 Department of Indian and Northern Development Act, the
- 16 Nunavut Land Claims Agreement Act, the Nunavut Waters
- 17 and Nunavut Surface Rights Tribunal Act and the
- 18 associated regulations, and the Territorial Lands Act
- 19 and its associated regulations. The department
- 20 administers and enforces regulatory authorizations that
- 21 pertain to Nunavut's Crown land and freshwater
- 22 resources. We participate in the water licence process
- 23 administered by the Nunavut Water Board, along with
- 24 other interested parties, and we provide technical
- 25 advice and expertise for the Board's consideration.
- 26 As part of the Polaris water licence renewal and

- 1 amendment process, the department has submitted three
- 2 reviews to the Board. The department reviewed the
- 3 scope of the information included in the renewal
- 4 amendment application and recommended further
- 5 information requests. This was documented in a written
- 6 memorandum provided June 2nd, 2014. The department
- 7 conducted a technical review of the renewal and
- 8 amendment application. A submission was provided for
- 9 the Board's consideration as a written memo on
- 10 July 31st, 2014. The department conducted a further
- 11 technical review on additional documentation pertaining
- 12 to the application, and these comments and
- 13 recommendations were provided for the Board's
- 14 consideration in a written memo on November 7th, 2014.
- In response to our submissions, the applicant,
- 16 Teck, has provided clarification and additional
- 17 information on all issues. As well, Aboriginal Affairs
- 18 and Teck have engaged in several discussions, and as
- 19 mentioned earlier by the applicant, agreement has been
- 20 reached on all outstanding issues prior to today's
- 21 public hearing.
- 22 Our first recommendation had to do with
- 23 geotechnical monitoring. The department is satisfied
- 24 with the proposed geotechnical monitoring frequency as
- 25 described in the licence application with inspections
- occurring in years 2019 and 2024. The 2014

- inspection -- geotechnical inspection -- monitoring
- 2 inspection has already occurred. If geotechnical
- 3 monitoring should indicate that the site is becoming
- 4 unstable in any way as a result of one of these
- 5 inspections or as a result of Aboriginal Affairs
- 6 identifying the risk to people and wildlife, the
- 7 frequency of inspection should be increased in
- 8 accordance with the risk posed. That being said, the
- 9 department is satisfied with the commitment by the
- 10 applicant and recommends that it be included in the
- 11 water licence.
- 12 I recognize that not a lot of people have been to
- 13 site, so we have included some photos that show some of
- 14 the -- the issues that we've commented on. This is an
- 15 area where there's -- on Slide 6. It's labeled as an
- 16 example of where there's been some subsidence. We have
- 17 confirmed with Teck that this is superficial settling
- 18 and the result of ice lenses thawing in the active
- 19 layer.
- This is another example. You can see it's just
- 21 along a small slope, and for scale, there is a person
- 22 in the -- in the background. So it's just some -- some
- 23 gentle -- gentle slumping.
- Within some of the areas of the mine site, there
- 25 are some of the bore-hole raises that were filled, and
- there has been a little bit of settling around them.

- 1 And this image probably was taken in this field season
- 2 as part of our on-the-ground inspection, and this was
- 3 probably the most extreme case we found. For scale,
- 4 the diameter of that -- that raise, I think we're
- 5 looking at about 6 feet. I believe that's, yeah, 5 or
- 6 feet.
- 7 Our second recommendation had to do with water
- 8 quality monitoring, and Aboriginal Affairs supports the
- 9 adoption of the long-term water quality monitoring
- 10 program as proposed in the application, and we are
- 11 recommending that the water licence should provide a
- 12 mechanism to increase monitoring frequency if there is
- 13 an upward trend or exceedance of water licence
- 14 parameter limits documented during a monitoring event.
- This is an aerial view of Garrow Creek at the
- 16 Polaris Mine site. Garrow Creek drains from Garrow
- 17 Lake. The central part of the photo that's5 this
- 18 buff-coloured area, represents where there was a dam
- 19 that was put across Garrow Creek during the time that
- 20 tailings were deposited into Garrow Lake. This allowed
- 21 the water level in Garrow Lake to be increased. Garrow
- 22 Creek was allowed to return to following its natural
- 23 drainage following Environment Canada's determination
- 24 under the Metal Mining Regulations. And this photo,
- 25 again, was taken this past July.
- The third area that we had a recommendation on was

- 1 with regard to the amount of security. The security
- 2 estimate of 1,564,994 was agreed upon by Teck in its
- 3 November 14th, 2014, submission to the Water Board.
- 4 This represents a reduction in the security that is
- 5 currently held, a reduction in the amount of
- 6 approximately \$2 million. If you want the math, it's
- 7 \$1,974,006 reduction. The security estimate has taken
- 8 into account the geotechnical and water quality
- 9 monitoring events for both 2019 and 2029, as well as
- 10 taking in any adaptive management measures that may be
- 11 required. The security amount also takes into account
- 12 the need for contingency fencing around areas, should
- 13 subsidence issues require it.
- 14 And further to that, Recommendation 4 of our
- 15 submission had to do with the need for signage. After
- 16 further discussions with the applicant on what would be
- 17 a reasonable mitigation measure to mitigate potential
- 18 safety issues from subsidence, it was agreed that the
- 19 erecting of some form of warning signs with a durable
- 20 base would be the most reasonable measure, based on a
- 21 number of factors such as location, durability, and
- 22 ongoing maintenance, and availability of resources and
- 23 costs. We could encourage Teck to engage the community
- on what that signage should say and what might be
- 25 appropriate.
- 26 Slide 13 gives a perspective of some of the

- 1 general area, and it's within this area, just along the
- 2 sides here on this side slope, where there had been
- 3 some -- some slumping, and as you can see, all the
- 4 infrastructure is gone. And while it is obvious that
- 5 there has been activity on the land, the site has been
- 6 returned to its natural use, as per the reclamation
- 7 plan.
- 8 During the pre-hearing conference report -- or
- 9 pre-hearing conference in August, the department made a
- 10 commitment to speak to end-of-mine-life and the
- 11 potential to cancel a Type A Water Licence. I would
- 12 like to offer the following comments for the Board's
- 13 consideration at this time: The department believes
- 14 that the ultimate closure of the Polaris Mine site
- 15 should be considered through the Type A Water Licence
- 16 review process, as triggered by an application from the
- 17 licencee to cancel the licence. This would allow for a
- 18 full and public review of the situation and would
- 19 better make available to the minister all of the
- 20 relevant facts needed for a well-informed decision.
- 21 And if we look back to what the Nunavut Water Board
- 22 wrote in its November 17th, 2011, letter, the Board
- 23 stated that it must establish that Teck has made -- has
- 24 met all of the terms and conditions of the water
- 25 licence and that the licenced undertaking is in a
- 26 stable state and that the reclamation has been in a

- 1 manner that ensures the objectives of the licence and
- 2 the Nunavut Waters and Nunavut Surface Rights Tribunal
- 3 Act are met. That is something we -- we share with the
- 4 Board.
- 5 So with respect to the Board's Type A Licence
- 6 process, the department would expect that the
- 7 application for cancellation would in -- would include
- 8 evidence that the objectives of reclamation plan have
- 9 been successfully met, that the site is physically and
- 10 chemically stable and in such a condition that it
- 11 requires no long-term active care. We would expect
- 12 that the application would contain an overview of all
- 13 the historical reclamation work undertaken to date, and
- 14 the reclamation of site would be verified through an
- inspection by the department.
- 16 The decision to cancel the licence would lie with
- 17 the minister, and should the licence be cancelled, any
- 18 security held by the minister would be returned. That
- 19 being said, the department is still trying to
- 20 investigate the scope of Section 46 of the Nunavut
- 21 Waters and Nunavut Surface Rights Tribunal Act that has
- 22 the following statement that: (as read)
- The expiry or cancellation of the licence
- 24 does not resolve the holder from any
- obligations imposed by the licence.
- 26 As I said, that is something we're working on, but with

- 1 regard to the Polaris Mine site, we have benefitted
- 2 from a very good working relationship with the
- 3 applicant. They have been very responsive to any of
- 4 our questions and issues that we have raised, either
- 5 through review of their submissions as part of the
- 6 licence process, or through the findings from our
- 7 inspections.
- 8 So in conclusion, I just wanted to just touch on
- 9 those to summarize our five points. We have agreed on
- 10 the proposed geotechnical monitoring program, and the
- 11 proposed water quality monitoring program should be
- 12 adopted with the condition that if water quality
- 13 parameters exceed limits defined in the licence or if
- 14 there is an upward trend, more frequent water quality
- 15 monitoring will be conducted. Financial security
- 16 currently held by the licence may be reduced. The use
- 17 of signage to advise people of any areas of subsidence
- is a recommended approach, and we -- the department
- 19 will continue to be active on this licence through the
- 20 review of annual reports filed with the Board by the
- 21 applicant, and also the department will continue to
- 22 work internally on formalizing its policy for
- 23 end-of-mine-life and engage interested parties
- 24 appropriately. This document will be released to the
- 25 NIRB once the department has completed the internal
- 26 review process.

- 1 That concludes -- that concludes the submission
- 2 from Aboriginal Affairs at this time. I'm happy to
- 3 take any questions. Thank you.
- 4 THE CHAIR: Thank you.
- 5 Questions to AANDC from the applicant?
- 6 MR. DONALD: Bruce Donald. There are none.
- 7 THE CHAIR: Ouestions to AANDC from staff?
- 8 Nunavut Water Board Staff Questions Aboriginal Affairs
- 9 and Northern Development Canada
- 10 MR. HOHNSTEIN: Thank you, Mr. Chair. David
- 11 Hohnstein, Nunavut Water Board. My technical advisor,
- 12 Sonia Aredes, doesn't have any questions at this point.
- 13 I've got a couple questions for AANDC, and it may -- it
- 14 may extend to Teck as well, based on some of the
- 15 information that was provided here in the presentation.
- 16 Looking at the first two, I guess, concluding
- 17 statements regarding the geotechnical and the water
- 18 quality monitoring, there was reference to increased
- 19 monitoring, should -- should trends be identified, and
- 20 given -- given the fact that we're only looking at, you
- 21 know, minimal monitoring over the next 15 years, I was
- 22 curious as to AANDC's recommendations, should the next
- 23 monitoring program identify or come up with some
- 24 anomalies or erroneous results, especially with the
- 25 water quality, what would be the recommendations moving
- 26 towards, you know, any additional monitoring required?

- 1 Thank you.
- 2 MS. COSTELLO: Thank you, Mr. Chair, for the
- 3 question. Karen Costello for Aboriginal Affairs and
- 4 Northern Development Canada. The applicant has
- 5 proposed a -- as you said, a monitoring schedule that
- 6 started with 2014, would go to 2019, and then next go
- 7 to 2029. The results to date have shown stability.
- 8 We -- there is the possibility and the likelihood that
- 9 the department will or may conduct its own inspections
- 10 and monitoring off cycle to the -- to the applicant's,
- 11 and, of course, those informations -- as we do with all
- 12 of our inspection reports -- would be filed with the
- 13 Board. And as I understood, you were kind of looking
- 14 for us if -- if there is an upward trend, if we -- say
- 15 we take samples in 2017, as just an example, we would
- 16 pass that on -- that information on as part of the
- 17 submission to the Board. The applicant would be there
- in 2019, based on this proposal, and that would be --
- 19 that would be a way of determining if there was -- if
- 20 there was any upward trend, and/or if one year was
- 21 anomalous. I think the monitoring frequency would have
- 22 to be in accordance with the level of risk. If we're
- 23 seeing an order of magnitude increase, then we might
- 24 want to consider increasing the monitoring to -- to
- 25 what it was in the past. Right now our monitoring
- 26 schedule that is being proposed is consistent with what

- 1 has been done as part of our contaminated sites program
- 2 long-term monitoring and also for the DEW line basis.
- 3 So I'm not too sure if you're looking for specifics,
- 4 that we want to -- wanted the monitoring to go back to
- 5 being every 'X' number of years?
- 6 MR. HOHNSTEIN: Thank you, Mr. Chair. Thanks,
- 7 Karen. David Hohnstein, Nunavut Water Board. Yeah, I
- 8 was -- I think, you know, part of my question was
- 9 answered with some confirmation that AANDC's
- 10 inspections would be looking at being carried out off
- 11 cycle with the -- with the Teck required or planned
- 12 monitoring at site, which would provide some additional
- 13 information, I guess to -- to the information provided
- 14 through the proposed monitoring schedule from Teck.
- 15 So -- and, I guess, you know, the geotechnical
- 16 inspection portion of the monitoring is fairly, I
- 17 guess, concrete. You know, the evidence is physical;
- 18 whereas, you know, the water quality monitoring end,
- 19 you don't really know what results you've got until the
- 20 samples are submitted to the labs and the results come
- 21 back. So I guess I was looking to, you know, what --
- 22 what followup there might be should, you know, a
- 23 season's of sampling come back with some erroneous lab
- 24 results, you know, whether AANDC might look to having
- 25 their inspection follow up the following year, or, you
- 26 know, direction to Teck as far as confirmatory sampling

- 1 in the following season. Thank you.
- 2 MS. COSTELLO: Karen Costello for Aboriginal
- 3 Affairs. Like I said, it is probably -- in all
- 4 likelihood, we would -- it would prudent from the
- 5 department's standpoint to conduct its own sampling,
- 6 either off cycle, or even at the same time as -- as
- 7 the -- as the company. And that way, there's two sets
- 8 of results. But we would also -- any submission
- 9 from -- from the company on its reports after its
- 10 monitoring programs would be evaluated and comments on
- 11 it. We would definitely, if we saw a concern, that
- 12 would be articulated with a submission to the Water
- 13 Board. And I would hope that, since the site has been
- 14 stable, that, should a negative trend occur, that the
- 15 company would -- it would be in the best interest of
- 16 the company to do what was necessary to verify if those
- 17 results were valid or if there was somehow an "oopsie"
- in the sampling or something. Thanks.
- 19 MR. HOHNSTEIN: Thank you very much. David
- 20 Hohnstein, Nunavut Water Board. Thanks again, Karen.
- 21 Yeah, just looking for some clarification as to what
- 22 direction might be taken should there be some -- some
- 23 erroneous results through the monitoring. Thanks,
- 24 Mr. Chair. No further questions.
- 25 THE CHAIR: Thank you. Any questions from
- 26 Board members?

1	It looks like we're very close to lunchtime now,
_	
2	so we'll adjourn for lunch and be back for
3	approximately 1:00.
4	(LUNCHEON ADJOURNMENT AT 11:42 AM)
5	(PROCEEDINGS RECOMMENCED AT 1:08 PM)
6	THE CHAIR: Welcome back, everyone. I
7	said earlier that we'll reconvene at 1:00, but I've
8	been advised that, due to the weather issues in Grise
9	Fiord, we will be waiting for a weather update for
10	1:30, and then once we have an update, we'll endeavour
11	to let everyone know what the next steps will be.
12	Thank you.
13	(ADJOURNMENT)
14	THE CHAIR: Our update so far is that the
15	plane is going to Grise Fiord and is bringing people in
16	this afternoon. They will be here around 5. So we
17	will adjourn until 6:30 tonight, as per the schedule;
18	6:30 for community session as well. So we'll see you
19	back here at 6:30.
20	MR. DONALD: Sounds good.
21	THE CHAIR: Any objections? Okay.
22	
23	PROCEEDINGS ADJOURNED UNTIL 6:30 PM
24	
25	
26	

1	CERTIFICATE OF TRANSCRIPT:
2	
3	I, Katie McLeod, certify that the foregoing pages
4	are a complete and accurate transcript of the
5	proceedings, taken down by me in shorthand and
6	transcribed from my shorthand notes to the best of my
7	skill and ability.
8	Dated at the City of Calgary, Province of Alberta,
9	this 10th day of December 2014.
10	LOTO A
11	Signal Signal
12	Katie McLead
13	nave Thread
14	Katie McLeod, CSR(A), RPR
15	Official Court Reporter
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1	EXHIBITS ENTERED
2	DECEMBER 4, 2014
3	
4	PAGE NUMBER:
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7	Presentation from Teck Resources Limited -
8	Former Polaris Mine Application for
9	Renewal of Water Licence 1AR-POL0311 for
10	Supplemental Long Term (Monitoring)
11	(English)
12	
13	EXHIBIT 2 - Hard Copy PowerPoint 21
14	Presentation from Teck Resources Limited -
15	Former Polaris Mine Application for
16	Renewal of Water Licence 1AR-POL0311 for
17	Supplemental Long Term (Monitoring)
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20	EXHIBIT 3 - Hard Copy PowerPoint 32
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22	Northern Development Canada- Review of
23	Teck Resources Ltd. #1AR-POL0311 Renewal
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3	Development Canada - Water Licence		
4	#1AR-POL0311 Polaris Mine Site Teck		
5	Resources Ltd. Qikiqtani Region, Nunavut		
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