

April 1, 2005

John Craig
Lands Administration
Indian & Northern Affairs Canada
P.O. Box 100
Iqaluit, NU
X0A 0H0

Fax: 867-975-4286

Re: Application : Fox-C (Ekalugad Fjord) Dew Line Clean-up Project

The Nunavut Planning Commission (NPC) has completed its review of the above noted project proposal. It conforms to the North Baffin Regional Land Use Plan (NBRLUP).

Attached, for your files, is a copy of the list of conformity requirements to which the applicant has undertaken to comply to.

Sincerely,



Luke Suluk
Implementation Coordinator/Officer

(attachment)

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Post-Fax Note 7672

To	Mr. Luke Suluk	No. of Pages	4
Company	NUNAVUT PLANNING COMMISSION	From	Robert Martin
Location	ARVAT, NUNAVUT	Company	INAC
Fax #	867-857-2243	Location	Arvat
Telephone #	857-2242	Fax #	867-979-7939
Comments	As per my telephone call Thomson Bo Martin		
Original Disposition	<input type="checkbox"/> Destroy <input type="checkbox"/> Return <input type="checkbox"/> Call for pickup		



Indian and Northern
Affairs Canada
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Department of Indian Affairs and Northern Development
Nunavut Regional Office
PO Box 2200
Iqaluit, NU, X0A 0H0

March 23, 2005

Mr. Luke Suluk
Regional Planner, Keewatin
Nunavut Planning Commission
P.O. Box 419
Arvat, Nunavut
X0C 0E0

RE: Conformity Check for the FOX-C (Ekalugad Fjord) Intermediate Dew Line Site Clean-up Project

Dear Mr Suluk,

Please find enclosed the completed Nunavut Planning Commission Application to Determine Conformity with the North Baffin Regional Land Use Plan, including all relevant support documentation, for the clean-up of the FOX-C (Ekalugad Fjord) DEW Line site near Qikiqtarjuaq.

In 2004, Department of Indian Affairs and Northern Development (DIAND) completed site investigations at FOX-C under Land Use Permit Number N2004X0025, Water Licence Number NWBSEKA0406, an Inuit Owned Land Access Permit and a Nunavut Planning Commission approval. Due to a significant change in scope, a new application for the remediation activities is being submitted. It is expected that all existing approvals will be replaced by the new permits.

In addition to applying for a Nunavut Planning Commission Conformity, DIAND is also applying for a new Water Licence, Inuit Owned Land Access Permit and Land Use Permit.

If you have any questions or comments, please do not hesitate to contact the Project Manager, Robert Martin, at (867) 979-3433.

Sincerely,

Lou Spagnuolo

Lou Spagnuolo
A/Director, Contaminated Sites

Department of Indian Affairs and Northern Development
Nunavut Planning Commission
P.O. Box 419
Arvat, Nunavut
X0C 0E0

Canada

Nunavut Planning Commission
North Baffin Region
for the clean-up of the FOX-C (Ekalugad Fjord) DEW Line site near Qikiqtarjuaq.

Application to Determine Conformity with the North Baffin Regional Land Use Plan for the FOX-C (Ekalugad Fjord) DEW Line site near Qikiqtarjuaq.

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Department of Indian Affairs and Northern Development
Nunavut Planning Commission
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Application to Determine Conformity with the North Baffin Regional Land Use Plan for the FOX-C (Ekalugad Fjord) DEW Line site near Qikiqtarjuaq.

Application No _____ FOX-C Intermediate DEW Line Site Remediation Project (DIAND)

**NUNAVUT PLANNING COMMISSION
APPLICATION TO DETERMINE CONFORMITY
WITH THE NORTH BAFFIN REGIONAL LAND USE PLAN**

NUNAVUT PLANNING COMMISSION
BOX 419, Arviat, Nunavut
X0C-0E0

**All applicants for a project proposal shall comply with the requirements listed below.
The relevant sections of the plan are noted in each requirement.**

GENERAL

- 1 **Environmental Protection: s3.3.11.8:** The applicant undertakes to prevent any new occurrences of pollution, garbage and contamination at the site of the development.

YES

NO

2. **Removal of Fuel Drums: s3.3.11.8:** The applicant undertakes to remove all drums safely from the site and dispose of the drums in a safe manner.

YES

NO

3. **New Site Restoration and Clean Up: s3.3.11.1 and Appendix C, s1:** The applicant undertakes to clean up the site and restore the site to its natural condition to the greatest extent possible.

YES

NO

- 4 **Old Site Restoration and Clean Up: s3.3.11.2:** The applicant undertakes to clean up the site and restore the site to its original condition to the greatest extent possible, including any work required due to the applicant's action prior to this application.

YES

NO

5. **Low-Level Air Flights: Appendix C, s3:** Will the applicant avoid all low-level flights?

YES

NO

If not, explain why such flights are or may be absolutely necessary.

While sea access may sometimes be practical, air access is necessary to get to the site and to service the site efficiently. These potential low altitude flights will occur

YES

NO

Application No _____ FOX-C Intermediate DEW Line Site Remediation Project (DIAND)

over water. As well, due to deteriorated road conditions, air access is necessary between the Lower and Upper sites.

If such flights are or may be absolutely necessary, will they avoid disturbance to people and wildlife?

There are no communities within the flight path. The utmost care will be taken to avoid disturbance to wildlife.

i. If not, explain why it is not possible to avoid such disturbance.

6. Polar Bear Denning Areas and Walrus Haul-outs: s3.3.1.8: Will the applicant keep its activities away from any polar bear denning area or walrus haul-out?

YES

NO

HERITAGE RESOURCES

7 Reporting of Archaeological Sites: s3.3.9.3 and Appendix C, s2 and s8: Will the applicant immediately report the discovery of all suspected archaeological sites to the Department of Culture, Language, Elders and Youth (GN)?

YES

NO

8 Negative Effects: s3.3.4.6: Has the applicant planned to minimize the negative effects of its activity on the environment?

YES

NO

9 Negative Effects: s3.3.5.7: Has the applicant planned to minimize the negative effects of its activity on the environment?

YES

NO

SCIENTIFIC RESEARCH

10. Scientific Research: s3.3.7.3: Does the project proposal involve scientific research?

No, this proposal is for the remediation of an abandoned DEW Line site. No research is planned.

If yes, will the applicant integrate all available and relevant local and traditional knowledge when conducting its research?

YES

NO

Application No _____ FOX-C Intermediate DEW Line Site Remediation Project (DIAND)

11. Consultation with Nunavut Research Institute: s3.3.7.6: Has the applicant consulted with the Nunavut Research Institute about research topics that would benefit or interest local residents?

Yes.

i. Describe the results of your consultation.

There was no research directly applicable to this project identified.

If no, explain why.

n/a.

12. Local Services and Local Employment: s3.3.7.4: Will the applicant rely on local services and employment where possible?

Yes.

i. Describe the services retained and the people to be employed.

This is being managed through the contracting process to ensure the maximum use of local services and employment is undertaken throughout this project.

ii. If no, explain why it is not possible.

13. Communication on Scientific Research: s3.2.8 and s3.3.7.5: The applicant will, at minimum, translate a summary of its work into Inuktitut and communicate with communities using language that is clear and non-technical. The results of all scientific research shall be made available to the affected communities as soon as possible.

n/a.

14. Code of Good Conduct for Land Users: Appendix C: The applicant undertakes to adhere to the code of Good Conduct at all times.

I, Low SPANNOLO (name of applicant), certify that the information I have given in this application is true and correct and hereby make the above undertakings which form part of my application for a project proposal within the meaning of the Nunavut Land Claims Agreement.

Date: MAR 23 / 2005 Signature of Applicant: [Signature]