



NIRB File No.: 10DN056
AAND File No.: N2010X0020
NWB File No.: 1BR-PEE----

July 13, 2011

The Honourable John Duncan
Minister of Aboriginal Affairs and Northern Development
c/o Jeff Mercer, Manager Land Administration
Aboriginal Affairs and Northern Development Canada
P.O. Box 100
Iqaluit, NU X0A 0H0

Via email: jeff.mercer@inac-ainc.gc.ca and landsmining@inac-ainc.gc.ca

Re: Application exempt from Screening pursuant to Section 12.4.3 of the NLCA: AAND – Contaminated Sites Division’s “PIN-E Cape Peel” project

Dear Jeff Mercer:

On July 7, 2011 the Nunavut Impact Review Board (NIRB or Board) received an application from Aboriginal Affairs and Northern Development Canada (AAND) for Quarry Permits associated with AAND Land Use Permit N2010X0020 for AAND-Contaminated Sites Division’s “PIN-E Cape Peel” project.

Please be advised that the original project proposal (NIRB File No.: 10DN056) was received by the NIRB from Indian and Northern Affairs Canada (INAC) on November 29, 2010, and was screened by the Board in accordance with Part 4, Article 12 of the Nunavut Land Claims Agreement (NLCA). On January 11, 2011 the NIRB issued the enclosed NLCA 12.4.4(a) screening decision to the Minister of INAC indicating the proposed project could proceed subject to NIRB’s recommended project-specific terms and conditions.

The current AAND application, the original NIRB Screening Decision Report (10DN056) and related file information are available from the NIRB’s ftp site at the following link: <http://ftp.nirb.ca/01-SCREENINGS/COMPLETED%20SCREENINGS/2011/10DN056-INAC-PIN-E%20CAPE%20PEEL/>

PREVIOUSLY-SCREENED PROJECT PROPOSAL:

As previously screened by the NIRB (File No. 10DN056), the “PIN-E Cape Peel” project was located within the Kitikmeot region, approximately 80 kilometres west of Cambridge Bay. INAC - Contaminated Sites Division was proposing to carry out the remediation of the PIN-E

Cape Peel Intermediate Distant Early Warning (DEW) Line Site. The planned work was expected to be conducted on both Crown land and Inuit Owned land beginning in the summer/fall of 2011 and take place in 2012 between July and September when it was anticipated clean-up will be complete.

The proposed project activities included:

- Access to site via sealift and fixed wing aircraft;
- Establishment of a camp to support site operations;
- Roads and the airstrip re-constructed and repaired as required;
- Demolition of existing site infrastructure, with segregation of demolition wastes into hazardous and non-hazardous materials for disposal;
- Disposal of all hazardous materials and soil at an off-site licensed disposal facility;
- Remediation of existing landfills/drums;
- Construction of a land farm for the treatment of hydrocarbon contaminated soil;
- Transportation of non-hazardous wastes to PIN-D Ross Point at the landfill;
- Consolidation of barrels with contents, these contents to be either incinerated or shipped to PIN-D Ross Point for disposal;
- Empty barrels to be crushed and transported to PIN-D Ross Point;
- Development of borrow sites;
- Fuel (diesel, gas and jet fuel) and propane stored on-site within a containment area;
- Spill kits at fuel transfer site; and
- Two temporary lagoons.

CURRENT APPLICATION:

AAND – Contaminated Sites Division is currently applying for Quarry Permits to be associated with Land Use Permit N2010X0020, to allow for extraction from borrow sites previously identified during the original screening for this file.

Please note that Section 12.4.3 of the NLCA states that:

“Any application for a component or activity of a project proposal that has been permitted to proceed in accordance with these provisions shall be exempt from the requirement for screening by NIRB unless:

(a) such component or activity was not part of the original project proposal; or

(b) its inclusion would significantly modify the project.”

After completing a review of the information provided in support of the current application, the NIRB is of the understanding that the proposed amendment does not change the general scope of the original project activities, and the exceptions noted in NLCA 12.4.3(a) and (b) do not apply. Therefore, this application is exempt from screening as per Section 12.4.3 of the NLCA and the activities therein remain subject to the terms and conditions recommended in the original January 11, 2011 Screening Decision Report (enclosed).

If you have any questions or concerns, please contact Kelli Gillard, Technical Advisor, at (867) 983-4619 or kgillard@nirb.ca.

Sincerely,

A handwritten signature in black ink, appearing to read 'Stephanie Autut', with a stylized, cursive script.

Stephanie Autut
Executive Director

cc: Natalie Plato, Aboriginal Affairs and Northern Development Canada – Contaminated Sites
Phyllis Beaulieu, Nunavut Water Board
Tracey McCaie, AAND

Enclosed: NIRB Screening Decision Report, File No.: 10DN056 (January 11, 2011)