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Resolution Island Distribution List

May 30, 2003

TO: Natalie Plato

DIAND Regional Office

Iqaluit, NU

Re: Resolution Island Cleanup - DIAND

Dear Parties:

On April 25, 2003, the Nunavut Water Board (NWB) forwarded a water use application to NIRB for the continued cleanup of PCB soils on Resolution Island. This cleanup is for both existing and new areas of contamination. Concurrent with the NWB applications, NIRB has learned that the cleanup standard is being changed from 50 ppm (CEPA standard) to 5 ppm, which is less polluted.

As you know, the Resolution Island Dew-line cleanup project underwent a Part 5 NLCA review in September 2000. NIRB's Report and Recommendations was issued on November 10, 2000 and a Project Certificate was issued on July 8, 2002. Condition "K" of these documents requires DIAND to file a comprehensive report with the Board on or before January 1, 2004.

NIRB believes the change of the cleanup standard to 5 ppm is a fundamental change in the Project and that this requires advice from interested Parties and scrutiny by the Board, to see if there should be changes to terms and conditions in the Project Certificate. (e.g. "D" Handling Procedures, and "G" General, sub item 2, regarding best available technologies).

In light of this new development, and unless NIRB hears from the Minister to the contrary, pursuant to section 12.8.2 of the NLCA, NIRB is asking that DIAND provide the Comprehensive "K" Report to the Board by July 15, 2003 or earlier, in order that a decision can be made on whether or not there is a need to vary the Project Certificate. The review of the NWB's Water Use Application can begin now and NIRB will contact the parties once we have DIAND's condition 'K' Project Certificate Report.

If you have any questions please contact the undersigned at your earliest convenience at (867) 983-2593.

Sincerely,

Stephanie Briscoe Executive Director

cc: NWB

Minister Nault

Board