



NWB Tools

Richard Dwyer <richard.dwyer@nwb-oen.ca>

A question regarding a licence for a water treatment facility (1BR-THI water licence)

Sonia Aredes <sonia.aredes@nwb-oen.ca>

Wed, Sep 13, 2017 at 2:29 PM

To: Richard Dwyer <richard.dwyer@nwb-oen.ca>, Licensing Department <licensing@nwb-oen.ca>

Hi Richard

Please, could you upload this email under the 1BR-THI/Tech/ General folder

Thanks

Sonia

----- Forwarded message -----

From: **Teresa Meadows** <tmeadows@meadowslaw.ca>

Date: Wed, Jul 26, 2017 at 9:28 AM

Subject: RE: A question regarding a licence for a water treatment facility (1BR-THI water licence)

To: Sonia Aredes <sonia.aredes@nwb-oen.ca>

Cc: David Hohnstein <david.hohnstein@nwb-oen.ca>

Dear Sonia,

No, I don't think this amendment would trigger the requirements of the Nunavut Agreement or NuPPAA, because it is not a "project proposal" under the Nunavut Agreement (the Board is not considering an amendment to a physical work):

"project proposal" means a physical work that a proponent proposes to construct, operate, modify, decommission, abandon or otherwise carry out, or a physical activity that a proponent proposes to undertake or otherwise carry out, such work or activity being within the Nunavut Settlement Area, except as provided in Section 12.11.1 but does not include the construction, operation or maintenance of a building or the provision of a service, within a municipality, that does not have ecosystemic impacts outside the municipality and does not involve the deposit of waste by a municipality, the bulk storage of fuel, the production of nuclear or hydro-electric power or any industrial activity.

And similarly it is not a "project" under NuPPAA s. 2(1):

"project" means the carrying out, including the construction, operation, modification, decommissioning or abandonment, of a physical work or the undertaking or carrying out of a physical activity that involves the use of land, waters or other resources. It does not include (a) the undertaking or carrying out of a work or activity if its adverse ecosystemic impacts are manifestly insignificant, taking into account in particular the factors set out in paragraphs 90(a) to (i);

The result of meeting neither of those definitions is that the amendment application does not need to be submitted to NPC and assessed by the NIRB.

T.



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From: Sonia Aredes [mailto:sonia.aredes@nwb-oen.ca]

Sent: July 26, 2017 10:11 AM

To: Teresa Meadows <tmeadows@meadowslaw.ca>

Cc: David Hohnstein <david.hohnstein@nwb-oen.ca>

Subject: Re: A question regarding a licence for a water treatment facility (1BR-THI water licence)

Hi Theresa

One more question on this, do they need to submit an application to npc and nirb? There is not any change to the Project, I would say we can process it without npc or nirb. What do you say?

Thanks!

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