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NUNAVUT WATER BOARD
NUNAVUT IMALIRIYIN KATIMAYINGI
OFFICE DES EAUX DU NUNAVUT

File No.: 1BW-DUV1214/TR/F1/G1

December 18, 2013

Alan Kathan
Small Craft Harbours Branch
Central and Arctic Region
Department of Fisheries and Oceans Canada
501 University Crescent
Winnipeg, MB R3T 2N6
Email: Alan.Kathan@dfo-mpo.gc.ca

RE: Licence No. 1BW-DUV1214: Approval of Spill Contingency Plan and Abandonment and Restoration Plan by Fisheries and Oceans Canada for the Duval River Crossing Project

Dear Mr. Kathan:

The Nunavut Water Board (“NWB” “Board”) received from Fisheries and Ocean (DFO) Canada, the following Plans aimed at fulfilling the relevant requirements under the terms and conditions in Licence 1BW-DUV1214:

- “Spill Contingency Plan for Petroleum Product for the Harbour Development Project Pangnirtung, Nunavut,” dated September 15, 2012 and received September 24, 2012.
- “Abandonment and Restoration Plan, Duval River Crossing Pangnirtung, Nunavut,” dated January 2013 and received February 24, 2013.

Following a preliminary review of the Plans, the NWB distributed each document separately for a thirty-day (30) public review period. Comments¹ related to the spill contingency plan were received from Aboriginal Affairs and Northern Development Canada (AANDC) and Environment Canada (EC) while comments² pertaining to the abandonment and restoration plan were received from EC and DFO.

¹ Aboriginal Affairs and Northern Development Canada (AANDC), November 13, 2013; and Environment Canada (EC), November 2, 2012.

² Fisheries and Ocean Canada (DFO) August 26, 2013; and Environment Canada (EC), September 9, 2013.

The NWB's overall review of the Plans, which took into consideration the comments and recommendations provided by the various intervening parties, has determined that the documents are generally acceptable and consistent with the respective terms and conditions in the Licence 1BW-DUV1214, namely, Part F, Item 1 and Part G, Item 1. The Board has, therefore, approved the spill contingency plan and abandonment and restoration plan under **Motion No. 2013-B1-047**. The Licensee should note, however, that the next iteration of the abandonment and restoration plan, which must be submitted to the Board for review, prior to or together with the 2013 Annual Report, should address the following comments and/or recommendations articulated by intervening parties during their review of the Plan:

1. Inclusion of details pertaining to restoring disturbed areas to pre-disturbed state;
2. Inclusion of details related to sediment and erosion control and mitigation measured that will be implemented during abandonment and restoration of the site(s) associated with the project; and
3. Identification of the actual location of Monitoring Program Station, DUV-1 and DUV-2.

Separate from the above, the licensee is reminded that the Board has not been in receipt of the construction summary report required under Part E, Item 2 of the terms and conditions in Licence 1BW-DUV1214.

Should you have any question, please do contact the NWB' Licensing Department at (867) 360-6338 or by email to licensing@nwb-oen.ca

Yours truly,



Thomas Kabloona
Nunavut Water Board, Chair

Cc: Distribution List – Qikiqtani Region