

Appendix E

Confirmation Letter sent to the Department of Fisheries and Oceans to abide by the Applicable *Operating Statements* and to apply for an *Authorization for Works or Undertaking Affecting Fish Habitat*.

26 September 2011

Derrick Moggy
Habitat Team Leader
Fisheries and Oceans Canada
1500 Paris Street, Unit 11
Sudbury, ON P0E 3B8

Bobbie Bedingfield
Fish Habitat Biologist
Fisheries and Oceans Canada
7646 – 8th Street N.E.
Calgary, AB T2E8X4

RE: Meliadine Gold Project: Fisheries and Oceans: Conformity with DFO - Operational Statements for Nunavut and Application for an Authorization for Works or Undertakings Affecting Fish Habitat: NIRB Part 2 Screening Form, Query 10

Dear Mr. Moggy and Mr. Bedingfield,

Agnico-Eagle Mines Ltd. (AEM) is proposing to construct and operate a gold mine approximately 25 km north of Rankin Inlet known as the Meliadine Gold Project. Work on the Project will occasionally take place in and around fish habitat, which will cause us to follow the appropriate DFO Operational Statements for Nunavut.

The Operational Statements applicable to the Meliadine Gold Project include:

- Timing Windows,
- Clear Span Bridges,
- Bridge Maintenance,
- Culvert Maintenance,
- Ice Bridges and Snow Fills,
- Mineral Exploration Activities, and
- Temporary Stream Crossing.

AEM agrees to meet the conditions and incorporate the appropriate measures to protect fish and fish habitat as outlined in the applicable Operational Statements.

For your information, a narrative of anticipated activities expected in constructing and operating the proposed mine is provided in the Project Description, Updated September 2011. These activities will be expanded upon in the draft Environmental Impact Statement.

In outlining the project to DFO, it was agreed that an *Authorization for Works or Undertakings Affecting Fish Habitat* will be required for the Project to remain in compliance with the Fisheries Act. AEM acknowledges an authorization is only possible following receipt of a Project Certificate from the Nunavut Impact Review Board. Nonetheless, during the interim period and prior to the Project Certificate being issued, AEM proposes that negotiations take place which would allow all authorizations to be granted shortly following completion of the Environmental Assessment Process.

Should you require further information or clarification on this letter or the Updated Project Description, please do not hesitate in contacting John Witteman at 819 277 5444 or JWitteman@agnico-eagle.com.

Yours sincerely,



Eric M Lamontagne
Project Manager, Meliadine

Cc. Nunavut Impact Review Board
John Witteman, Environmental Consultant
Jennifer Gibson, Golder Associates
Veronica Tattuinee, Kivalliq Inuit Association