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NUNAVUT WATER BOARD
NUNAVUT IMALIRIYIN KATIMAYINGI
OFFICE DES EAUX DU NUNAVUT

NWB File No: 8BC - MRY----

May 16, 2013

Stephen Williamson Bathory
Director, Major Projects
Qikiqtani Inuit Association
P.O. Box 1340
Iqaluit, Nunavut X0A OHO

Murray Ball
Manager, Water Resources, AANDC
Nunavut Regional Office
P.O. Box 100
Iqaluit, Nunavut X0A OHO

Email: SWBathory@qia.ca
Murray.Ball@aandc-aadnc.gc.ca

Re: 8BC-MRY----New Type “B” Water Licence Application by Baffinland Iron Mines Corporation for the Mary River Site Preparation Project

Dear Mr. Bathory and Mr. Ball:

The Nunavut Water Board (NWB) received the following submissions from Baffinland Iron Mines Corporation (BIMC or Proponent) in support of a Type “B” water licence application (8BC-MRY---- or Application) for the Mary River Site Preparation Project (Project), located approximately 160 kilometres south of Pond Inlet within the Qikiqtani Region of Nunavut:

March 11, 2013 Submission

- Appendix 1, General Water Licence Application;
- Appendix 2, Executive Summary, English and Inuktitut;
- Appendix 3, Project Description;
- Appendix 4, List of officers of the company and evidence of registration of the company name;
- Appendix 5, Supplemental Information Guidelines checklist;
- Appendix 6, NPC confirmation (NWB File No.: 2AM-MRY----);
- Appendix 7, NIRB Project Certificate; and
- Appendix 8, Plans and drawings relating to this application – specifically 8a to 8m.

April 3, 2013 Submission

- Emergency Response and Spill Contingency Plan 1-10 parts; and
- Surface Water and Aquatic Ecosystems Management Plan 1-6 Parts.

April 22, 2013 Submission

- Waste Management Plan for Construction, Operation, and Closure; and
- Hazardous Materials and Hazardous Waste Management Plan.

April 29, 2013 Submission

- 8BC-MRY – Baffinland Iron Mines Corporation Response to Comments from AANDC/QIA/NWB/EC on new Type B Water Licence Application;
- Checklist Showing Required Approvals for February 2013 Workplan;
- Abandonment and Reclamation of Proposed Type B Water Licence Activities; and
- Comprehensive Environmental Monitoring Plan Water Quality and Quantity Monitoring Locations.

The above-mentioned documents have been placed in the public registry and access to the information is made available through the NWB's ftp site using the following link (Password: *public*, User Name: *registry*):

<ftp://nunavutwaterboard.org/1%20PRUC/8%20MISCELLANEOUS/8B/8BC%20-%20Construction/8BC-MRY----/1%20APPLICATION>

Following receipt of the initial Application submission on March 11, 2013, the NWB conducted an administrative review and a preliminary technical review after which the Application was distributed publicly, on March 15, 2013, for a thirty (30) day comment period. On April 3, 2013, the NWB distributed additional information received on that same date. The deadline for comments for the Application and additional information was set for April 15, 2013. Before the comment deadline period for the Application had elapsed, the QIA requested¹ a four-day extension to the comment deadline period. The Proponent was informed² of the QIA's request; and the NWB then extended³ the deadline for comments to April 19, 2013. Comments on the application and submissions were received from Aboriginal Affairs and Northern Development Canada (AANDC), Environment Canada (EC), and the Qikiqtani Inuit Association (QIA).

In addition to the Application and additional information received and initially distributed, two submissions for the Application were received subsequent to the comment deadline period. On April 22, 2013, Baffinland submitted to the Board copies of the Waste Management Plan for Construction, Operation, and Closure, and the Hazardous Materials and Hazardous Waste Management Plan. The Board has not distributed those documents; however, by copy of this letter, interested parties are informed that these two documents are being distributed for

¹ Letter from S.W. Bathory, Qikiqtani Inuit Association (QIA), to D. Côté, Nunavut Water Board (NWB), Re: Type B Application, 8BC-MRY, dated April 12th, 2013

² Email from P. Beaulieu, Nunavut Water Board (NWB) to O. Curran and E. Madsen, Baffinland Iron Mines Corporation (BIMC), Re: QIA Extension Request Letter 130403 8BC-MRY 12-04-13 Final.pdf

³ Letter from P. Beaulieu, Nunavut Water Board (NWB) to S.W. Bathory, Qikiqtani Inuit Association (QIA), Re: Request for Comment Period Extension from the Qikiqtani Inuit Association in relation to Baffinland Iron Mines Corporation New Type "B" Water Licence Application 8BC-MRY----

information purposes only, as there would be no requirement for approval of these plans under any Type “B” licence issued under this Application.

On April 29, 2013, in response to interveners’ comments and the NWB’s letter⁴ requesting additional clarification, the NWB received a further submission from BIMC containing the Proponent’s response; including a document entitled “Abandonment and Reclamation of Proposed Type B Water Licence Activities” dated March 2013. By copy of this letter, the Qikiqtani Inuit Association and Aboriginal Affairs and Northern Development Canada are requested to review the abandonment and reclamation document and provide comments with respect to the amount of security proposed for the scope of activities under the licence, the form of security, and the timing for posting security to the Board on or before **May 23, 2013 (3 p.m. MST)**.

The parties and Proponent are advised that as soon as the commenting parties have provided their comments on the above-mentioned document, the Application may be remitted to the Board’s Panel for its consideration.

Parties should note that the NWB has been in receipt of the Nunavut Impact Review Board’s (NIRB) Screening Exemption Decision and the Nunavut Planning Commission’s (NPC) Conformity Determination for the application, issued on April 24, 2013 and May 15, 2013, respectively.

Should you have any inquiries on technical matters related to the above, please contact Sean Joseph, Technical Advisor, at (604) 321-8185 or by email to sjoseph@nunavutwaterboard.org or David Hohnstein, Director of Technical Services, at (780) 443-4406 or by email to dts@nunavutwaterboard.org. For any procedural inquiries and/or request for information, please contact Phyllis Beaulieu, Manager of Licensing, at 867-360-6338 or by email to licensing@nunavutwaterboard.org.

Sincerely,

Original signed by:

Phyllis Beaulieu
Manager of Licensing
Nunavut Water Board

Attachments:

cc. Erik Madsen, Vice-President Sustainable Development, Health, Safety & Environment
Carey Ogilvie, Environment Canada
Georgina Williston, Department of Fisheries and Oceans Canada

⁴ Letter from K.Karatyan, Nunavut Water Board (NWB) to E. Madsen Baffinland Iron Mines Corporation (BIMC), Re: Type “B” Water Licence Application for the Mary River Site Preparation Project, dated April 24, 2013.