



NIRB File No.: 12MN001  
NWB File No.: 2AM-HOP- - -

May 18, 2017

Phase 2 Hope Bay Belt Distribution List

*Sent via email*

**Re: Draft Agenda for the NIRB's Technical Meeting and Agenda for the Pre-hearing Conference for TMAC Resources Inc.'s "Phase 2 Hope Bay Belt" Project Proposal**

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Dear Parties:

On March 31, 2017 the Nunavut Impact Review Board (NIRB or Board) provided the following information regarding the upcoming Technical Meeting and Pre-hearing Conference to be held in Cambridge Bay as part of the Board's Review of TMAC Resources Inc.'s (TMAC or Proponent) "Phase 2 Hope Bay Belt Project" proposal (12MN001).

**June 12-14, 2017:** Technical Meeting at the Pat Lyall Board Room (Fred R. Elias Centre)

**June 15-16, 2017:** Pre-hearing Conference and Community Roundtable at the Pat Lyall Board Room (Fred R. Elias Centre)

#### TECHNICAL MEETING: June 12-14, 2017

The Technical Meeting will be held on June 12-14, 2017 at the Pat Lyall Board Room (Fred R. Elias Centre) in Cambridge Bay, from 9:00 a.m. to 5:00 p.m. daily. The Technical Meeting schedule may include evening sessions, depending on the time required to address agenda items. The Technical Meeting will involve informal, face-to-face discussions of issues raised in parties' technical review comments to the *Draft* Environmental Impact Statement (DEIS) for the Phase 2 Hope Bay Belt Project. The objective of discussions will be to achieve further clarity and/or resolution on items within the DEIS where the methodology, analysis or conclusions presented by the Proponent are not supported by reviewers. The meeting will be facilitated by NIRB staff and involve discussion between the Proponent, responsible authorities and interested parties that have submitted technical review comments to the NIRB. Break-out sessions facilitated by NIRB staff may be utilized to further discussions in smaller groups (i.e., may be related to engineering, wildlife, socioeconomic issues, etc.). During the Technical Meeting, the NIRB will track commitments made by the Proponent regarding resolution of technical issues as well as commitments made by other parties in attendance. The Proponent is requested to keep a similar listing for the purposes of comparison at the conclusion of the meeting. The final listing of commitments will form a part of the meeting record and will also be carried forward to the Pre-

hearing Conference for consideration by the Board and possible incorporation into the NIRB's Pre-hearing Conference Decision.

The NIRB has made the following arrangements for the Technical Meeting:

- Interpretation:** Simultaneous English, Inuinnaqtun and Inuktitut interpretation will be provided to the extent practicable.
- Representatives:** Seating at the main table for each organization/agency during the meeting will be limited, with a maximum of 2-3 seats per organization/agency. Additional seats will be provided for observers or upon request for representatives needing to be present during a particular session.
- Facilitator:** The meeting will be facilitated by Ryan Barry, NIRB Executive Director.
- Materials:** The NIRB will make available a digital copy of all materials contained within the Board's public registry for the Review of the Project.
- Meeting times:** The meeting will begin at 9:00 a.m. each day from June 12<sup>th</sup> to June 14<sup>th</sup>. Meetings will run until 5:00 p.m. daily, with an hour break for lunch and up to two 15-minute health breaks each meeting day. Light refreshments will be provided during health breaks; other meals will not be provided for participants. Evening sessions may be required to ensure all agenda items are covered.

To assist with parties' preparation for the Technical Meeting, the NIRB has prepared a *draft* meeting agenda (Appendix A). Please note that the NIRB has ordered the agenda items to align, where possible, with the thematic sections within TMAC's DEIS. The NIRB will structure the meeting to allow each party an opportunity to speak to outstanding technical review comments pertaining to agenda items in an ordered fashion, with time limits enforced as necessary to ensure the meeting proceeds in a timely manner. The NIRB has endeavored to structure the agenda to allot more time for discussion of those items for which significant concerns were raised or where regulatory jurisdictions overlap. The NIRB may extend the scheduled daily sessions into the evening to allow for the completion of agenda items and/or to facilitate breakout groups as required.

The NIRB requests that TMAC be prepared to deliver its **main presentation** – a maximum 45 minutes – at the opening of the Technical Meeting which provides an overview of the Project and summarizes TMAC's response to parties' technical review comments, including identification of those issues which may have been addressed within its response and those which have not yet been resolved.

The Board requests that TMAC provide sufficient printed copies of the **main presentation** for parties in attendance at the meeting (50 copies). In addition, TMAC is to deliver topic specific presentations, including applicable proposed management plans, on Day 1 of the Technical Meeting as per the schedule in Appendix A.

Following the receipt of input from parties to the current *draft* meeting agenda, requested on or before **May 31, 2017**, the NIRB will issue a finalized agenda for the Technical Meeting by June 2, 2017.

#### PRE-HEARING CONFERENCE

In advance of the Community Roundtable and Pre-hearing Conference (PHC) scheduled for June 15-16, 2017 at the Pat Lyall Board Room (Fred R. Elias Centre) in Cambridge Bay, the NIRB has included an agenda for the information of parties (see Appendix B). The PHC is an important milestone in the NIRB's Review process, providing an opportunity for the Board to hear from intervenors, the Proponent and the public regarding issues identified during the technical review of the DEIS, including those which have been adequately addressed and those which remain outstanding. The NIRB conducts a PHC to identify and limit the issues of divergence among parties to the Review, and to promote the efficient use of time at the Final Hearing. The PHC will also serve as an opportunity to discuss the final phase of the Review process, including timing of the Final EIS submission and scheduling of a Final Hearing.

#### **Pre-hearing Conference Logistics**

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|-------------------------|---|
| <b>Interpretation:</b>  | Simultaneous English/Inuktitut/Inuinnaqtun interpretation will be provided.   |
| <b>Representatives:</b> | Seating at the main table for each organization during the meeting will be limited, with a maximum of 2 seats per agency available. Additional seats will be provided for observers or upon request for representatives needing to be present during a particular session.  |
| <b>Facilitator:</b>     | The meeting will be facilitated by Phillip (Kadlun) Omingmaktok, NIRB Vice Chairperson.   |
| <b>Materials:</b>       | The NIRB will make available a digital copy of all materials contained within the Board's public registry for the Review of the Project.  |
| <b>Meeting times:</b>   | Meetings will start at 9:00 a.m. and run until 5:00 p.m. daily, with an hour break for lunch and up to two 15-minute health breaks throughout the day. Light refreshments will be provided during the meetings; other meals will not be provided for participants. An evening session has been scheduled to ensure the public have an opportunity to attend outside of regular working hours; additional evening sessions may also be scheduled as necessary. |

## **Presentations**

The NIRB requests that TMAC prepare a presentation which gives an overview of the Phase 2 Hope Bay Belt Project and summarizes the conclusions contained within its DEIS as well as a description of how public comments and concerns have been addressed by TMAC, and how the environmental assessment and concerns raised through this process have helped to inform the Project design. The presentation should also provide a brief summary of TMAC's response to technical review comments, identifying issues which have been addressed through commitments made from the Technical Meeting, and highlighting any outstanding or unresolved issues. Approximately 60 minutes will be provided for this presentation, followed by questioning of the Proponent by community representatives and parties. It is recommended that where possible, the presentation follow a similar thematic approach as that set out in the DEIS.

All responsible authorities and parties planning to attend the PHC as intervenors are asked to prepare a brief presentation which provides an overview of their mandate and jurisdiction related to the project proposal and summarizes technical review comment submissions. Printed copies of all presentations must be available in English, Inuktitut, and Inuinnaqtun for the benefit of all attendees. During the PHC, a time limit of 25 minutes for each presenting party will be enforced by the NIRB; presentations should be prepared with these limits in mind. If presenting parties seek to collaborate and combine presentations, additional time can be allocated to allow for these combined comments.

All Parties are advised that the NIRB will be soliciting comments on Day 3 of the PHC with respect to the formulation of issues for the Hearing, and that this will also include a discussion of outstanding or unresolved issues which should be addressed within the FEIS and throughout the remainder of the Review.

The NIRB requests that **all parties** provide the following materials in support of the PHC<sup>1</sup>:

- Adequate hardcopies of all presentations for the Board, intervenors and the public (80 English, 25 Inuktitut, and 25 Inuinnaqtun); and
- Digital copy of presentation(s) in Microsoft PowerPoint format for the NIRB to display via a laptop computer and projector during the meetings (presentations should be named according to meeting and agency, e.g. Environment Canada\_PHC\_TMAC\_Roundtable, etc.).

The PHC will be kept as informal as possible and, as with all NIRB proceedings, Elders will be permitted to speak at any time.

## **NEXT STEPS**

The NIRB requests that parties planning to attend the upcoming Technical Meeting and PHC provide our office with details regarding the number of representatives to be in attendance at

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<sup>1</sup> Printed and electronic copies of presentation materials should be dropped off to the NIRB's attention at the Pat Lyall Board Room (Fred R. Elias Centre) on Monday June 12, 2017 by 8:30 a.m.

each meeting, their names, positions and respective area(s) of expertise or authority. Should parties have any significant concerns with respect to the attached *draft* Technical Meeting agenda, please provide an indication of any such concerns to our office. Any requests for specialized audio/visual equipment or specific logistical arrangements that may be required during the Technical Meeting and/or PHC should also be provided to the NIRB.

Parties are invited to provide comments regarding the attached *draft* agenda for the upcoming Technical Meeting. In addition, the NIRB requests that parties planning to attend either the Technical Meeting and/or the PHC provide our office with details regarding the number of attendees, their positions and specific area(s) of expertise, as well as any specific audio-visual needs which may be required. The NIRB respectfully requests that this information be provided to our offices via email at [info@nirb.ca](mailto:info@nirb.ca) or by fax to (867) 983-2594 before **Wednesday May 31, 2017**.

If you have any questions or require further clarification related to the NIRB's Review of the Phase 2 Hope Bay Belt Project or the upcoming Technical Meeting and PHC, please contact Kofi Boa-Antwi, Technical Advisor, at [kboaantwi@nirb.ca](mailto:kboaantwi@nirb.ca) or (867) 983-4616.

Sincerely,



Tara Arko  
Director, Technical Services  
Nunavut Impact Review Board

cc: John Roberts, TMAC Resources Inc.  
Oliver Curran, TMAC Resources Inc.  
Shelley Potter, TMAC Resources Inc.  
David Hohnstein, Nunavut Water Board  
Sonia Aredes, Nunavut Water Board  
Karén Kharatyan, Nunavut Water Board

Attachments (2): Appendix A: *Draft* Technical Meeting Agenda for the Phase 2 Hope Bay Belt Project  
Appendix B: *Draft* Pre-hearing Conference Agenda for the Phase 2 Hope Bay Belt Project



## APPENDIX A

### DRAFT TECHNICAL MEETING AGENDA

**NIRB File No.:** 12MN001 – Phase 2 Hope Bay Belt Project  
**Proponent:** TMAC Resources Inc.  
**Facilitator:** Ryan Barry, NIRB Executive Director  
**Location:** Pat Lyall Board Room (Fred R. Elias Centre), Cambridge Bay, NU  
**Dates & Times:** June 12, 2017 9:00 am – 5:00 pm  
June 13, 2017 9:00 am – 5:00 pm  
June 14, 2017 9:00 am – 4:00 pm (*potential 6:30 pm–9:00 pm*)

**Note:** All times given are approximate. The order of discussion topics and times given are subject to change at the NIRB's discretion.

#### MONDAY, JUNE 12, 2017 – DAY 1 TECHNICAL MEETINGS

1. NIRB welcome and opening remarks
  - Objectives of technical meeting
  - Introduction of participants
  - Housekeeping items
  - Overview of agenda
2. Presentations by the Proponent - Note: time for questions by Parties will be provided following each presentation:
  - i. Introduction & Overview and Response to Technical Comments (*45 minutes*)
  - ii. Public Participation and Engagement (*30 minutes*)
  - iii. Atmospheric Environment (*30 minutes*)
  - iv. Terrestrial Environment (*30 minutes*)

Close Day 1

#### TUESDAY, JUNE 13, 2017 – DAY 2

3. NIRB opening remarks
  - Day 1 recap, commitments list and deferred items
  - Overview Day 2 Agenda
4. Presentations by the Proponent continued - Note: time for questions by Parties will be provided following each presentation:
  - vi. Freshwater Environment (*20 minutes*)
  - vii. Marine Environment (*30 minutes*)
  - viii. Human Health (*30 minutes*)

- ix. Accidents and Malfunctions, Effects of the Environment on the Project (20 minutes)
- x. Socio-Economics (30 minutes)
- 5. Presentations from registered Parties – Summary of Technical Review Comments; each Party is allotted 30 minutes for the presentation, followed by time for questions by Parties and the Proponent.
  - i. Kitikmeot Inuit Association
  - ii. Government of Nunavut
  - iii. Environment and Climate Change Canada
  - iv. Fisheries and Oceans Canada
  - v. Health Canada

Close Day 2

### **WEDNESDAY, JUNE 14, 2017 – DAY 3**

- 6. NIRB opening remarks
  - Day 2 recap, commitments list and deferred items
  - Overview of Day 3 Agenda
- 7. Presentations from registered Parties continued – Summary of Technical Review Comments, each Party is allotted 30 minutes for the presentation, followed by time for questions by Parties and the Proponent.
  - vi. Indigenous and Northern Affairs Canada
  - vii. Natural Resources Canada
  - viii. Transport Canada
- 8. Discussion and review of Proponent's list of commitments

Close Day 3

**APPENDIX B**  
**PRE-HEARING CONFERENCE AGENDA**

**NIRB File No.:** 12MN001 – Phase 2 Hope Bay Belt Project  
**Proponent:** TMAC Resources Inc.  
**Moderator:** Phillip (Kadlun) Omingmaktok, NIRB Vice Chairperson  
**Location:** Pat Lyall Board Room (Fred R. Elias Centre), Cambridge Bay, NU  
**Dates:** June 15-16, 2017  
**Times:** *All times given are approximate. The order of presenters and time given for presentations are subject to change at the facilitator's discretion during the Pre-Hearing Conference:*

9:00 am–5:00 pm (*additional session 6:30 pm–9:00 pm, if required*)

**Note:** The order of presenters and timing of appearance on the agenda are subject to change at the moderator's discretion; parties should be prepared to present either earlier or later than currently scheduled.

Parties to present on technical review comment submissions, identification of issues addressed through Proponent commitments, with focus on outstanding issues which have yet to be addressed or resolved (*25 minutes per agency/organization*)

**THURSDAY, JUNE 15, 2017 – Day 1 of Pre-hearing Conference (*including evening session*)**

**Community Roundtable Session**

1. Mayor of Cambridge Bay opening remarks – *to be confirmed*
2. NIRB welcome and opening remarks
  - Objectives of presentations during Pre-hearing Conference
  - Overview of the NIRB process and status of Review
  - Introduction of participants
  - Overview of agenda
  - Housekeeping items
3. Summary Presentation by TMAC: Overview of impact assessment conclusions and engagement in NIRB process, provide general discussion of technical review comments, commitments, outstanding issues and how these will be addressed moving forward (*60 minutes*)
4. Questions from Community Roundtable representatives
5. Presentations by members of the public who have advised the Boards that they wish to speak on this topic
6. Presentations from registered Parties – each Party is allotted 25 minutes for the presentation, followed by time for questions by other Parties, the Proponent and Board staff. NOTE: Presentations should be presented in plain language and focus on issues of

importance to communities and should NOT simply be a repeat of the presentation from the Technical Meeting.

- i. Kitikmeot Inuit Association
  - ii. Government of Nunavut
  - iii. Environment and Climate Change Canada
  - iv. Fisheries and Oceans Canada
  - v. Health Canada
7. Questions from Community Roundtable representatives
  8. Presentations by members of the public who have advised the Boards that they wish to speak on this topic

Close Day 1

## **FRIDAY, JUNE 16, 2017 – DAY 2**

### **Community Roundtable Session continued**

9. NIRB opening remarks
  - Housekeeping items
  - Recap of previous day
10. Presentations from registered Parties
  - vi. Indigenous and Northern Affairs Canada
  - vii. Natural Resources Canada
  - viii. Transport Canada
11. Closing statements from each community

### **Pre-hearing Conference**

1. Identification of any issues preventing project from proceeding to a Public Hearing
2. Facilitation of the Hearing Process / Procedural Matters – parties and intervenors at the table will be given an opportunity to comment on the following:
  - i. Anticipated date for submission of Final EIS
  - ii. Date, time and location of Final Hearing
  - iii. Timetable for the exchange of documents and information requests prior to the Hearing
  - iv. Formulation of issues for the Hearing and identification of interested parties to attend the Hearing
  - v. Procedures to be followed in the Hearing
  - vi. Equipment, language, interpretation, translation and transcript requirements
  - vii. Other matters that may aid in the simplification of the Hearing
3. Closing remarks from Parties
4. Closing remarks from the NIRB

Close of Day 2