



NIRB File No. 05MN047
NWB File No. 2AM-DOH0713

August 24, 2009

Mr. Christopher Hanks
Director, Environment and Social Responsibility
Hope Bay Mining Ltd.
300-889 Harbourside Drive, North Vancouver
BC V7P 3S1

Via E-mail: Chris.Hanks@newmont.com

Re: Project Certificate proponent name change and compliance update for the Doris North project

Dear Mr. Hanks:

On April 20, 2009 the Nunavut Impact Review Board (NIRB or Board) received a letter from Hope Bay Mining Ltd. (HBML) requesting a change of name for the Doris North Project Certificate # 003 (PC) and providing an update to NIRB related to HBML's project development and the status of HBML's compliance with requirements of the PC. Furthermore, it was noted that the Nunavut Water Board (NWB) was also requesting comments from parties on HBML's proposed approach to deferring certain terms and conditions of its water licence for the Doris North project, pursuant to HBML's notice of entering a care and maintenance phase for the project.

On May 27, 2009 the NIRB sent a letter to the distribution list for the Doris North project, requesting interested parties provide their comments on: 1) the request for a name change to the NIRB PC, and 2) whether the indefinite deferral of the Doris North Project as a stand-alone project in order to pursue a broader belt-wide strategy creates any issues of non-compliance with the PC. By June 5, 2009 the Board had received comments from the following parties:

- Fisheries and Oceans Canada (DFO)
- Environment Canada (EC)
- Government of Nunavut (GN)
- Indian and Northern Affairs Canada (INAC)
- Kitikmeot Inuit Association (KIA)

All comment submissions are accessible on the NIRB's ftp by using the following link:
<http://ftp.nirb.ca/MONITORING/05MN047-DORIS%20NORTH/01-PROJECT%20CERTIFICATE/FOLLOW-UP/>.

With regards to the request for a name change of the proponent cited in the PC, the parties either indicated no concern or agreed with granting the request. The Board also has no concerns regarding the proposed name change, and is currently considering a similar request from Agnico-Eagle Mines Ltd. regarding

Project Certificate #004 for the Meadowbank Gold Mine project. The NIRB will be soliciting comments from parties on that request under a separate cover, and will follow up with the Minister of Indian and Northern Affairs Canada on both Project Certificates concurrently.

With regards to whether the indefinite deferral of the Doris North project creates any issues of non-compliance with the PC, parties have either indicated no concerns, or else commented that the terms and conditions contained in the PC have either been incorporated into approved plans and licenses, or are not yet applicable owing to the current status of the project. With respect to the update on HBML's compliance status as per indicated in a chart annexed to your letter to the Board (dated April 21, 2009), the NIRB agrees with the majority of the statements, and has included a response to each point in Appendix A of this letter.

The NIRB would like to acknowledge the dedicated work by HBML to keep the Board fully informed and maintain compliance with the requirements of its PC for the Doris North project. The NIRB would also like to thank you and HBML for having recently arranged for the NIRB's Monitoring Officer to conduct a site visit at Doris North and meet with you in person to resolve these outstanding compliance issues. Furthermore, the Board would like to encourage HBML to continue its efforts by having further discussions with the relevant regulatory agencies on the remaining issues requiring attention.

If you have any questions or concerns related to the above, please don't hesitate to contact NIRB's Monitoring Officer for the Doris North Project, Li Wan, at liwan@nirb.ca or (867) 983-4606.

Sincerely,



Stephanie Autut
Executive Director,
Nunavut Impact Review Board

cc: Dionne Filiatrault, Nunavut Water Board (dionne@nunavutwaterboard.org)
Distribution List

Attachment: Appendix A - NIRB review of HBML's update on PC compliance

P.O. Box 1360 Cambridge Bay, NU X0B 0C0 Phone: (867) 983-4600 Fax: (867) 983-2594

| | | | |
|-----|--|--|-------|
| 4.4 | NIRB will require a full time Monitoring Officer to monitor the Project as it proceeds and to analyze the success of the Terms and Conditions as the Project becomes operational, and beyond, to closure and reclamation. | NIRB has assigned a full time monitoring officer to monitor the Project. | Agree |
| 4.5 | MHBL shall report by January 1st of each calendar year to NIRB on MHBL's development plan for future phases of the Hope Bay Belt, including identifying development plans that may affect the selection of Tail Lake as the preferred alternative for tailings management. | HBML is in compliance with this requirement to report to NIRB on its development plans for future phases of the Hope Bay Belt. HBML has made this report for calendar year 2008. HBML is currently reviewing options for a development plan for the Hope Bay Belt. Tail Lake is still the preferred option for a future tailings facility. HBML has not made a final decision on options for the new Project. | Agree |
| 4.6 | MHBL shall immediately notify NIRB of any further alternatives assessments of the Tail Lake tailings impound area, if that analysis concludes that Tail Lake may no longer be the preferred option for tailings disposal. | HBML is in compliance with this requirement to notify NIRB of any further alternative assessments of the Tail Lake tailings impoundment area in the event that Tail Lake may no longer be the preferred option for tailings. HBML is currently reviewing options for a development plan for the Hope Bay Belt. Tail Lake is still the preferred option for tailings facilities. HBML has not made a final decision on options for the new Project. HBML will notify NIRB once we have decided on the scope of the new project to make sure that in producing the Project Description we integrate the existing assessed elements of the Doris North Project in a manner that facilitates review by NIRB. | Agree |
| 4.7 | MHBL shall meet immediately with Environment Canada and the Department of Fisheries and Oceans Canada to ensure the information required for Schedule 2 of the Metal Mining Effluent Regulations can be processed according to law. | HBML is in compliance with this requirement to meet with federal agencies to ensure the information required for Schedule 2 of the Metal Mining Effluent Regulations can be processed according to law. Schedule 2 to the Metal Mining Effluent Regulations was amended on July 9, 2008 and authorizes the use of Tail Lake as a tailings impoundment area. | Agree |

| | | | |
|------|--|---|-------|
| 4.8 | MHBL will fund and install a weather station at the mine site to collect atmospheric data, including air temperature and precipitation. The design and location of this station shall be developed in consultation with Environment Canada officials. | HBML is in compliance with this requirement to install a weather station at the mine site. HBML has two meteorological stations operating on the Hope Bay Belt that meet this requirement – one at Doris Camp and the other at Boston Camp. HBML is consulting further with Environment Canada concerning the adequacy of these stations for providing the requisite information going forward. | Agree |
| 4.9 | MHBL will fund and install an on-site laboratory for continuous and real-time monitoring of water quality contained within Tail Lake and Doris Creek after discharge. This will be done prior to the commencement of operations. The laboratory shall be certified, with standards to include the calibration of water quality monitoring instruments. MHBL shall file proof of application to become accredited, upon the request of the NWB or NIRB's Monitoring Officer. | As noted in NIRB's February 20 th letter to HBML, requirement 4.9, relating to the installation of an on-site laboratory for monitoring water quality within Tail Lake and Doris Creek, is conditioned upon the "commencement of operations". Due to HBML's deferral of the Doris North Project, the requirement, which is related to mining and milling activities that are not currently being undertaken, it is not applicable to HBML's current operations on the Hope Bay Belt. | Agree |
| 4.10 | Upon the commencement of operations, MHBL shall ensure that the monitoring of Tail Lake and Doris Creek water quality, above and below the waterfall, be verified and reported to NIRB three times during discharge by an independent, third party laboratory. The sampling must be carried out independently or supervised in which case MHBL must provide the sampling and delivery of samples to the independent, third party laboratory, with copies of the results directly to the NWB and NIRB's Monitoring Officer. | As noted in NIRB's February 20 th letter to HBML, requirement 4.10, relating to water quality within Tail Lake and Doris Creek being verified and report to NIRB, is conditioned upon the "commencement of operations". Due to HBML's deferral of the Doris North Project, the requirement, which is related to mining and milling activities that are not currently being undertaken, it is not applicable to HBML's current operations on the Hope Bay Belt. | Agree |

| | | | |
|------|---|---|---|
| 4.11 | <p>Monitoring information collected under this approval shall contain the following information:</p> <ul style="list-style-type: none"> a. The person(s) who performed the sampling or took measurements; b. Date, time, and place of sampling or measurement; c. Date of analysis; d. Name of the person who performed the analysis; e. Analytical methods or techniques used; and Results of any analysis. | <p>HBML is in compliance with this requirement to ensure that the monitoring information collected under the terms of the Project Certificate contain the listed information.</p> | <p>Agree</p> |
| 4.12 | <p>The results and records of any monitoring, data, or analysis shall be kept for a minimum of the life of the project including closure and post closure monitoring. This time period shall be extended if requested by NIRB, DFO, EC or the NWB.</p> | <p>HBML is in compliance with this requirement to maintain and archive the results of its monitoring, data and analysis for the life of the Project. The information will also be incorporated into the new project information and monitoring data.</p> | <p>Agree</p> |
| 4.13 | <p>MHBL shall collect additional water quality data for the 2006 field season and incorporate it into a revised water quality model to be submitted to the NWB as part of the water licence application. MHBL will meet discharge criteria on a site specific basis set by the NWB where possible, for the protection of the receiving environment at the point of discharge.</p> | <p>HBML is in compliance with this requirement to collect additional water quality data and incorporate the data into its model submitted to the NWB. The revised water quality model was submitted to the NWB as part of the water license application. HBML is now reviewing and will soon submit to the DFO and NIRB certain Doris North Aquatic Study Reports for 2006, 2007 and 2008, This will complete a commitment that was not complete at the time HBML assumed control of the Project.</p> | <p>Agree: the Doris North 2006, 2007 and 2008 Aquatic Studies Reports Aquatic Study Reports have been received by NIRB.</p> |
| 4.14 | <p>MHBL shall collect additional precipitation, evaporation and runoff data and incorporate it into a revised water balance to be submitted to the NWB as part of the water licence application.</p> | <p>HBML is in compliance with this requirement to collect precipitation, evaporation and run-off data to submit to the NWB. This data was provided as part of the Type A Water License application submitted to the NWB.</p> | <p>Agree</p> |

| | | | |
|-------------|---|--|-------|
| 4.15 | MHBL shall not permit the water discharged into Doris Creek to exceed the criteria set by the NWB. | HBML is in compliance with this requirement to not allow the water discharged into Doris Creek to exceed the criteria set by the NWB. Because HBML has deferred the Doris North Project and its operations only involve advanced operations and environmental baselines studies, there is no water being discharged from the proposed tailings facility at Tail Lake to Doris Creek at this time. | Agree |
| 4.16 | MHBL shall take all reasonable steps to prevent any Tail Lake discharge in violation of the Project Certificate or regulatory approvals that may have any likelihood of negatively affecting the environment including wildlife, fisheries, aquatics, and human health. If such a situation is encountered, MHBL shall take immediate action to remedy the violation. If requested by the NWB, MHBL shall accelerate testing or monitoring to determine the nature of any such discharge and its impact or harm to the environment. | HBML's current operations are in compliance with this requirement to prevent any Tail Lake discharge in violation of the Project Certificate or other regulations as such may have a negative effect on wildlife, fisheries aquatics and human health. Because HBML has deferred the Doris North Project and its operations only involve advanced operations and environmental baselines studies, there is no water being discharged from the proposed tailings facility at Tail Lake to Doris Creek at this time. | Agree |
| 4.17 | MHBL shall report any upset, exceedances, or compliance problem not only to regulatory agencies as required by law, but shall also report the same to NIRB's Monitoring Officer. | HBML's prior practice was to report these occurrences to the Nunavut Spill Hotline on the assumption that NIRB was receiving Hotline reports. We now understand this is not the case and for future operations, HBML will copy the NIRB Monitoring Officer on reports of these circumstances. | Agree |
| 4.18 | MHBL shall submit to the NWB, as part of the water licence application, a program detailing the methodology for testing quarried rock for acid generation and metal leaching potential. The sampling, testing and analysis must be done by a professional geologist registered in Nunavut. | HBML is in compliance with this requirement to submit to the NWB a program detailing the methodology for testing quarried rock for acid generation and metal leaching potential. HBML met this requirement as part of its Type A Water Licence application and is continuing to perform these analyses for new projects. | Agree |

| | | | |
|------|---|--|---|
| 4.19 | MHBL shall install thermistor cables and temperature loggers in the jetty foundation. MHBL shall monitor the effects of the jetty on shallow water permafrost through operations and report the results of the monitoring collection to NIRB's Monitoring Officer. | HBML is in compliance with this requirement to install thermistor cables and temperature loggers in the jetty foundation. HBML completed installation of thermistor cables and temperature loggers in March 2009. The SRK construction summary memo and a monitoring plan will be transmitted to NIRB shortly. | Agree: this memo has been submitted to NIRB. |
| 4.20 | MHBL shall ensure the use of containment booms and berms to control potential spills whenever fuel and or waste is transferred between a barge and the shore. MHBL shall ensure spill kits are at hand at these locations at all times. | HBML is in compliance with this requirement to ensure the use of containment booms and berms to control potential spills and the availability of spill kits at relevant locations. HBML provided further details on additional procedures that are in place in its letter to the NIRB, dated February 18, 2009 | Agree: requirements related to the oil handling facility were raised by TC, as indicated in NIRB's recommendations dated Dec. 5, 2008 and are to be followed up on by HBML. |
| 4.21 | MHBL shall consult with local Elders, KIA and NTI to determine <i>if</i> the jetty should be dismantled. The final Closure and Reclamation Plan, if it proceeds, must explain the consultation process used for the jetty and provide a summary of the issues identified during consultation. | HBML is in compliance with this requirement. HBML will consult with local Elders, KIA and NTI on the closure plan for the Roberts Bay jetty. The jetty is under the jurisdiction of Transport Canada and the DFO, which have set standards for final closure. | Agree |
| 4.22 | MHBL, in consultation with GN-DoE and KIA, shall immediately begin the design and implementation of baseline data collection methods to establish both the wolverine and grizzly bear population of the Hope Bay Belt region. Any baseline data results shall be reported to NIRB's Monitoring Officer. | HBML submitted to GN a design and implementation plan for baseline data collection methods for wolverine and grizzly bear populations, and we are awaiting their input. HBML intends to resubmit the request for further consultation from GN. | Disagree: GN commented on HBML's WMMP 2007 and 2008 annual reports and addressed this issue. HBML will follow up with GN to resolve this issue. |

| | | | |
|------|--|---|--|
| 4.23 | MHBL shall designate one of its employees as a primary wildlife contact for the mine, who will work with NIRB's Monitoring Officer and regulatory officials in communicating on-site activities and to fulfill reporting requirements. | HBML is in compliance with this requirement to designate an employee as a primary wildlife contact. HBML's employees work 3-by-3 week cross-shifts. HBML has designated its Senior Environmental Coordinator and also the Environmental Technician with alternating responsibilities for this function. | Agree with HBML's arrangement taking into account its on-site staff rotation practice. |
| 4.24 | As part of the training for MHBL's on-site wildlife specialist, MHBL shall provide training to that person in areas of bear encounters and safety, effects of noise on wildlife, recording wildlife sightings, waste management, records management, and reporting to NIRB's Monitoring Officer and regulatory officials. | HBML is in compliance with this requirement to provide appropriate training for its on-site wildlife specialist. | Partially agree: HBML committed to implement all required training as indicated in 4.24 for its site wildlife specialist. NIRB notes that HBML has two such specialists operating on a rotating basis. |
| 4.25 | MHBL shall file a monitoring plan focused on assessing and mitigating interaction between humans and wildlife at the mine site, including associated infrastructure such as the TIA (Tailings Impoundment Area), roads, and activity at the waterfall. A quarterly report must be sent to NIRB's Monitoring Officer on interactions that have occurred; any effect the interaction may have had on humans and wildlife, and mitigation measures taken to avoid similar interactions in the future. | HBML's current operations are in compliance with this requirement. HBML compiles an annual Wildlife Mitigation and Monitoring Report, which reports sightings and interactions. For future operations, HBML will compile quarterly summary reports for submission to the NIRB Monitoring Officer. Because HBML has deferred the Doris North Project and its operations only involve advanced operations and environmental baselines studies, certain provisions of this requirement relating to mitigating interactions at the mine site and tailings impoundment area are not applicable to HBML's current operations. | Agree: HBML has begun the submission of required quarterly reports to the NIRB's Monitoring Officer. |

| | | | |
|------|---|--|---|
| 4.26 | <p>MHBL shall consult with local Elders, Kitikmeot Hunters and Trappers Organizations, the Nunavut Wildlife Management Board, GN-DoE, and NIRB's Monitoring Officer to review and discuss the results of wildlife monitoring and develop mitigation measures, including measures to discourage wildlife and birds from coming into contact with Tail Lake and contaminated areas of the mill site. MHBL shall incorporate a plan for this consultation into a revised Wildlife Monitoring and Mitigation Plan.</p> | <p>HBML's current operations are in compliance with these requirements, and measures initiated by HBML in response to these concerns are covered in HBML's annual Wildlife Mitigation and Monitoring Report. Because HBML has deferred the Doris North Project and its operations only involve advanced operations and environmental baselines studies, certain provisions of this requirement relating to mitigating measures for the mill site and tailings impoundment area are not applicable to HBML's current operations. Tail Lake is not being used as a tailings impoundment area at this time and consequently, does not currently constitute a risk to wildlife and birds. The issue will, however, be considered in the development of HBML's new Hope Bay Project and will be described in the forthcoming Project Description.</p> | <p>Agree</p> |
| 4.27 | <p>MHBL shall update and revise the Wildlife Mitigation and Monitoring Plan to reflect these terms and conditions and shall submit the revised Wildlife Mitigation and Monitoring Plan to NIRB. NIRB may consult with relevant Government departments and the Nunavut Wildlife Management Board prior to approving the revised Wildlife Mitigation and Monitoring Plan. The Wildlife Mitigation and Monitoring Plan must be submitted within three (3) months of the issuance of a Project Certificate and it must be approved by NIRB prior to the commencement of construction. MHBL must also submit an updated plan on an annual basis which must also be approved by NIRB.</p> | <p>HBML is in compliance with this requirement to update and revise the Wildlife Mitigation and Monitoring Plan to reflect terms of the Project Certificate and to submit the revised plan to NIRB. HBML submitted the 2007 Wildlife Mitigation and Monitoring Report to NIRB in October 2008, and the plan is currently out for review. The 2008 WMMP is currently being drafted and will be provided to NIRB by the end of April 2009</p> | <p>Disagree: this plan has not been approved as expected prior to the commencement of construction in 2008, owing to unresolved issues between GN and HBML. HBML has committed to work with GN to resolve these outstanding issues.</p> |

| | | | |
|------|---|--|---|
| 4.28 | <p>Within six (6) months of the issuance of a Project Certificate, a Hope Bay Belt Socio-Economic Monitoring Committee (“SEMC”) shall be formed to supplement, not duplicate areas covered by the Inuit Impact Benefit Agreement negotiated for this project. In order to ensure consistent data collection and tracking of data trends in a comparable form to be shared at the regional level and to minimize the duplication of efforts, the composition of the SEMC should include the same membership as the Kitikmeot Socio-Economic Monitoring Committee approved by the Minister. Additionally, the SEMC must engage the affected communities of Cambridge Bay, Kugluktuk, Gjoa Haven, Taloyoak, and NIRB’s Monitoring Officer, and consider concerns from Bathurst Inlet and Omingmaktok. In consultation with these parties and immediately upon the SEMC’s formation, MHL shall provide the terms of reference for a socio-economic monitoring program to the SEMC for review and subsequent direction by NIRB. The terms of reference are to include the role of MHL in data collection and analysis; the key socio-economic indicators to be monitored; the reporting requirements; and the funding formula.</p> | <p>HBML’s current operations are in compliance with this requirement to form the SEMC to supplement areas covered by the IIBA for the Doris North Project. The SEMC has met to draft and finalize its Terms of Reference (TOR). Under the TOR, the implementation of the Doris North SEMC is directly tied to the construction of the Doris North mine, which has been deferred.</p> | <p>Disagree with the statement : <i>“Under the TOR, the implementation of the Doris North SEMC is directly tied to the construction of the Doris North mine”</i> NIRB’s interpretation is that the TOR have not been approved by the Doris North SEMC, and also do not address the timing of when the SEMP will begin to be implemented. HBML has committed to have discussions with INAC and GN regarding having the SEMC approve the TOR and related SEMP, and begin implementation it.</p> |
|------|---|--|---|

| | | | |
|------|--|---|--|
| 4.29 | <p>MHBL shall develop and implement a noise abatement plan to protect people and wildlife from mine activity noise, including blasting, drilling, equipment, vehicles and aircraft. The noise abatement plan will be developed in consultation with GN-DoE, EC and HC, and includes: restrictions on blasting and drilling when migrating caribou, birds or local carnivores may be affected; the establishment of strict standards for noise levels; use of equipment and vehicles with the best noise attenuation devices; when practical, the use of fences or berms around noisy machinery or sites; flight corridor restrictions over sensitive areas with known concentrations of wildlife and birds whenever possible; and requiring with the exception of take off and approach for landing, a minimum flight altitude of 300 metres above ground level when flights to and from the mine site are passing near sensitive wildlife and bird areas. The noise abatement plan will also incorporate the use of sound meters to monitor sound levels at sites in and around the mine site and local study area. The location and design of the sound meters shall be selected in consultation with EC and set up immediately upon issuance of the Project Certificate for the purpose of obtaining baseline data, and during and after operations. The final noise abatement plan shall be filed with NIRB's Monitoring Officer within six (6) months of the issuance of the Project Certificate.</p> | <p>HBML's current operations are in compliance with the requirement to develop and implement a noise abatement plan. HBML submitted a baseline noise study in 2008. HBML is preparing annual monitoring results for 2008 for submission to NIRB by early May. Because HBML's current operations are limited to advanced exploration and environmental baseline studies, some reporting, restrictions and mitigation efforts (related to restrictions on blasting and active constructing or mining operations) are not applicable to HBML's current operations.</p> | <p>Partially agree: only baseline noise data have been included in the 2007 and 2008 reports, while they were expected to contain information on how noise abatement measures had been implemented and achieved the objectives of the plan. HBML has committed to include the noise abatement measures in its next report.</p> |
|------|--|---|--|

| | | | |
|------|---|---|--|
| 4.30 | <p>MHBL will install and fund an atmospheric monitoring station. This station and its location shall be developed in consultation with EC and HC air quality officials and focus on particulates of concern generated at the mine site. The results of air-quality monitoring are to be reported every six (6) months to NIRB through the Monitoring Officer, and from there to all of the parties.</p> | <p>HBML is in compliance with this requirement to install and fund an atmospheric monitoring station. HBML is currently drafting its 2008 air quality monitoring report. It will be submitted to NIRB by April 30, 2009</p> | <p>Partially agree: this atmospheric monitoring station has been installed but is not yet fully functional. 2008 air quality monitoring report had no air quality data included. HBML has committed to having the station fully functional by next month with the required air quality monitoring results included in the next report to NIRB.</p> |
| 4.31 | <p>A complete Closure and Reclamation Plan prepared in accordance with the NWB requirements shall be filed by MHBL at the time MHBL makes application to the NWB for a water license for the mine.</p> | <p>HBML is in compliance with this requirement to prepare a complete Closure and Reclamation Plan. The Closure and Reclamation Plan was filed with the application to the NWB for the Type A Water Licence.</p> | <p>Agree</p> |
| 4.32 | <p>Prior to the commencement of operation MHBL shall have a complete Environment, Health and Safety Management System in place which includes the following: Wildlife Mitigation and Monitoring Plan; Environmental Protection Plan; Emergency Response and Spill Contingency Plan; Occupational Health and Safety Plan; Reclamation Plan; Education and Orientation Plan; Human Resources Plan; Inuit Involvement Plan; Community Relations Plan; Monitoring and Follow-up Plan; and Auditing and Continuous Improvement Plan. When complete, these Plans shall be forwarded to NIRB's Monitoring Officer.</p> | <p>As noted in NIRB's February 20th letter to HBML, requirement 4.32, relating to having a complete Environment, Health and Safety Management System, is conditioned upon the "commencement of operations". Due to HBML's deferral of the mining and milling elements of the Doris North Project, the requirement is not applicable to HBML's current operations on the Hope Bay Belt.</p> | <p>Agree</p> |

| | | | |
|-------------|--|---|-------|
| 4.33 | MHBL shall ensure that areas used to store fuel or hazardous materials are contained using the safest methods practically available. | HBML is in compliance with this requirement to ensure that areas used for fuel storage and hazardous materials are contained using the safest methods practical. HBML's fuel storage areas are constructed in compliance with the best engineering standards, and the fuel tank at Doris North is registered through INAC. These facilities are also in compliance with the Type A Water Licence for Doris North. | Agree |
| 4.34 | If it becomes necessary, MHBL shall give notice of any planned changes to the mine facility, including Tail Lake and its operation, to the regulatory authorities and NIRB through its Monitoring Officer, immediately. | HBML is in compliance with this requirement to give NIRB notice of planned changes to the mine facility, including Tail Lake. HBML will continue to notify NIRB of planned changes to the mine facility, including Tail Lake, and its operations. HBML understands that changes should be reported based on their anticipated social and environmental impacts to the Hope Bay Belt. | Agree |
| 4.35 | MHBL shall comply with all terms and conditions and any noncompliance constitutes a violation of the approval and is grounds for NIRB's reconsideration and recommendation to the Minister under Article 12, Part 8 of the NLCA. | HBML's current operations are in compliance with this requirement as described herein. | Agree |

| | | | |
|------------|--|--|---|
| Appendix D | | <p>Requirements of Appendix D relate to HBML's development of a post-environmental assessment monitoring program for the Doris North Project. Because HBML's current operations are limited to engineering feasibility studies, advanced exploration, and environmental baseline authorized under other existing licences, permits, authorizations, agreements and leases, the conditions anticipated by the requirements of Appendix D related to a post-environmental assessment monitoring program, namely the construction and operation of a mining facility, have not been initiated. As we have discussed, due to HBML's deferral of the Doris North Project, the requirements of Appendix D are not applicable to HBML's current operations on the Hope Bay Belt. When this requirement is revisited as part of the Project Certificate for the new project, HBML would suggest that this be restated so that it becomes a five-year review to test the assumptions and predictions made in the environmental assessment. The first might be set for five years after the commencement of commercial production.</p> | <p>Disagree: However, during recent discussions, HBML has committed to implement the requirements which are applicable given the current operations (e.g. reporting, wildlife monitoring/mitigation, etc.).</p> |
|------------|--|--|---|