



Fisheries and Oceans
Canada

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September 5, 2008

Our file:

NU-02-0117-2

Chris Hanks
Hope Bay Mining Ltd.
300-889 Harbourside Drive
North Vancouver, British Columbia
V7P 3S1

Dear Mr. Hanks:

Subject: Fisheries Act Authorization Amendment #1 – Doris North Jetty in Roberts Bay

In reviewing the need for an amendment to the subsection 35(2) *Fisheries Act* Authorization, the proposed change to the original project was reviewed and it has been determined that the proposed changes do not represent a significant change in the project.

The following condition in Authorization Number NU-02-0117-2, issued on August 29, 2008, shall be changed to read:

*8.1 Miramar Mining Corporation on behalf of Hope Bay Mining Ltd. shall amend the Letter of Credit issued on June 28, 2007 (Reference No. LGHCV073179) and submit the amended irrevocable standby letter of credit in the amount of sixty-seven thousand six hundred and eight dollars (\$67,608.00) to Fisheries and Oceans Canada – Eastern Arctic Area P.O. Box 358 Iqaluit, Nunavut X0A 0H0, no later than **September 12, 2008**.*

The *Canadian Environmental Assessment Act* no longer applies in the Nunavut Settlement Area due to the amendment of the *Nunavut Land Claims Agreement* (NLCA) on May 29, 2008. The amendment to the NLCA results in DFO not needing to reassess the proposed change to the timing of the Letter of Credit submission relative to the original screening that was conducted pursuant to subsection 18(1) of the *Canadian Environmental Assessment Act* (CEAA). Therefore, the original Authorization for the harmful alteration, disruption or destruction of fish habitat arising from the jetty construction in Roberts Bay, issued August 29, 2008, is hereby amended according to the conditions outlined above. The original terms and conditions in NIRB's Project Certificate No. 003 will continue to apply.

All other conditions specified in the subsection 35(2) *Fisheries Act* Authorization, issued on August 29, 2008 remain unchanged.

Please contact Amy Liu at (867) 979-8007 or e-mail Amy.Liu@dfo-mpo.gc.ca should you have any questions or require additional information.

Yours sincerely,



FOR

Keith Pelley
A/Area Director
Fisheries and Oceans Canada
Eastern Arctic Area

Copy: Lana Shipley, Lawson Lundell LLP
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