



NIRB File No.: 00MN059

Related to NIRB File No.: 16UN058

NWB File No.: 2AM-JER-1119

CIRNAC File No.: IQA-N 5510-5-10

Related to DFO File No.: NU-00-0068

November 1, 2018

Mark D'Aguiar
Senior Fisheries Protection Biologist
Fisheries and Oceans Canada
5204 50th Ave, Suite 301
Yellowknife, NT X1A 1E2

Sent via email: mark.d'aguiar@dfo-mpo.gc.ca

Re: The Nunavut Impact Review Board's 2017-2018 Annual Monitoring Report for the Jericho Diamond Mine Project and Board's Recommendations

Dear Mark D'Aguiar:

The Nunavut Impact Review Board (NIRB or Board) is hereby releasing its *2017-2018 Annual Monitoring Report for the Jericho Diamond Mine Project* (NIRB File No. 00MN059; Monitoring Report) along with the 2018 Site Visit Report for the NIRB's monitoring of the Jericho Diamond Mine Project (Appendix I within the Monitoring Report). The enclosed Monitoring Report is based on the NIRB's monitoring activities as set out within the Jericho Project Certificate No. 002 and pursuant to Sections 12.7.1 and 12.7.2 of the *Agreement between the Inuit of the Nunavut Settlement Area and Her Majesty the Queen in right of Canada (Nunavut Agreement)*. This report provides findings that resulted from monitoring of this Project that took place from October 2017 to September 2018.

All materials pertaining to the NIRB's ongoing Monitoring program for the Jericho Diamond Mine Project can be accessed online from the NIRB's online public registry at www.nirb.ca/projects/123035.

Based upon the Board's review of the monitoring report and other materials related to the Jericho Diamond Mine Project, the Board has issued the following recommendation to Fisheries and Oceans Canada in order to assist in achieving compliance with the Jericho Project Certificate. This recommendation will ensure that the NIRB has all the information necessary to adequately discharge its mandate with respect to provisions within Section 12.7 of the *Nunavut Agreement* as they pertain to the Jericho Diamond Mine Project.

Fish Habitat Compensation

In correspondence received by the NIRB on January 18, 2018 Fisheries and Oceans Canada (DFO) provided its response to the Board's 2016-17 recommendation regarding its revised strategy for undertaking fish habitat compensation activities at the Jericho Mine site. Within the correspondence, DFO indicated that due to unforeseen circumstances, the removal of the water intake jetty (as approved under Crown-Indigenous Relations and Northern Affairs Canada (CIRNAC) activities proposed under NIRB File No.: 16UN058) was not achieved, and they are currently working with CIRNAC to towards potential alternative fish habitat compensation works.

Recommendation 3: The Board requests that Fisheries and Oceans Canada (DFO) provide the NIRB with an update regarding its revised strategy for undertaking fish habitat compensation works at the Jericho Mine site. DFO should inform the NIRB of its coordination with Crown Indigenous Relations and Northern Affairs Canada (CIRNAC) on the fish habitat compensation plans being proposed as part of the maintenance or stabilization works undertaken by CIRNAC's ongoing site management function.

The fish habitat compensation plans or an update on its progress is requested to be provided **within 90 days**.

Should you have any questions or require further clarification regarding this request or related to the NIRB's monitoring program for the Jericho Diamond Mine project, please contact Jaida Ohokannoak at (867) 983-4609 or via email at johokannoak@nirb.ca.

Sincerely,



Jaida Ohokannoak
Technical Advisor II
Nunavut Impact Review Board

cc: Shear Diamonds (Nunavut) Corporation
Mark D'Aguiar, Fisheries and Oceans Canada
Jericho Distribution List

Enclosure: The Nunavut Impact Review Board's *2017-2018 Annual Monitoring Report for the Jericho Diamond Mine Project*