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NUNAVUT WATER BOARD

NUNAVUT IMALIRIYIN

September 25, 2004

Via Email: missal@tahera.com

Gregory G. Missal  
Vice President, Government and Regulatory Affairs  
Tahera Diamond Corporation  
803 - 121 Richmond Street West  
Toronto, Ontario M5H 2K1

Subject: Conformity Analysis of Tahera Corporation Limited's Water Licence  
Application for the Jericho Diamond Project

Dear Mr. Missal:

On September 7, 2004, the NWB sent a letter inviting interested persons to assess for completeness an application for a water licence filed by Tahera Corporation Limited ("Tahera") for the development of the Jericho Diamond Project. Specifically, interested persons were asked to review your application for conformity against the guidelines issued by the NWB on August 3, 2004.

Interventions were submitted to the NWB by the Kitikmeot Inuit Association ("KIA"), the Government of Nunavut ("GN"), Indian and Northern Affairs Canada ("INAC"), Fisheries and Oceans Canada ("DFO"), and Environment Canada ("EC"). These interventions have been placed on the NWB Public Registry and can be obtained by contacting our office or from the NWB ftp site at <ftp://ftp.nunavut.ca/nwb/NWB1%20MINING/NWB1JERD/Conformity%20Submissions/>.

The NWB has reviewed and considered all submissions from interested persons and has prepared a summary of its conformity analysis, which is attached to this letter. As you will observe, our conformity analysis identifies a number of subject-matters that are unclear or that do not conform to the guidelines, and we are asking Tahera to provide an addendum clarifying those topics before **October 8, 2004**.

This being said, on the basis of its conformity analysis and comments from interested persons, the NWB has determined that your application *generally* conforms to the guidelines, and has decided to proceed to a public hearing. Accordingly, the NWB hereby gives notice that a public hearing will be held in Kugluktuk on **December 6 and 7, 2004**, the particulars of which will be set by the NWB very shortly. For this hearing, the NWB invites interested persons to make representations on the Application in accordance with legislation and provisions of the NWB's *Rules of Practice and Procedures for Public Hearings*. Representations from interested persons shall be submitted

to Phyllis Beaulieu by email ([licensing@nwb.nunavut.ca](mailto:licensing@nwb.nunavut.ca)), fax (867-360-6369) or mail at the NWB office in Gjoa Haven **no later than November 21, 2004, 5 p.m.**

In preparation for this hearing, we are inviting you and interested persons to attend a technical meeting in Kugluktuk on **October 28, 2004**. This meeting will be followed by a pre-hearing conference on **October 29, 2004**. Staff of the NWB will chair both the technical meeting and pre-hearing conference and will report the conclusions of these proceedings to the NWB members for their consideration and decision, where appropriate. An agenda will be distributed shortly.

Finally, as required by legislation, the NWB shall make the complete application available to the public within a reasonable period of time before the commencement of the hearing, and to this end we are asking you to ensure that paper and electronic copies of the application are received before **October 1, 2004**, as follows:

| LOCATION                                                   | NUMBER OF COPIES                                            |
|------------------------------------------------------------|-------------------------------------------------------------|
| NWB Office, Gjoa Haven, attention Phyllis Beaulieu         | 3 paper copies                                              |
| NWB Office, Cambridge Bay, attention Jim Wall              | 1 paper copy and 1 electronic copy, for public consultation |
| Hamlet of Kugluktuk, attention SAO                         | 1 paper copy and 1 electronic copy, for public consultation |
| NWB Technical Advisor, Edmonton, attention David Hohnstein | 1 paper copy and 1 electronic copy                          |

We are also requesting that you make available, in a timely fashion, electronic or paper copies of the application to any interested person, upon request.

Please contact me should you have any question.

Sincerely,

*Original signed by:*

Philippe di Pizzo  
Executive Director

c.c. Distribution List

Encl. NWB Conformity Analysis