



NIRB File No.: 09MN003

March 2, 2010

To: Frederic Guerin *and* Kiggavik Distribution List
General Manager, Kiggavik-Sissons
AREVA Resources Canada Inc.
Saskatoon, SK

Sent via: *Regular mail, email, and fax*

Re: Minister's Decision for AREVA Resources Canada Inc's "Kiggavik" Project Proposal

Dear Parties:

On March 2, 2010 the Nunavut Impact Review Board (NIRB or Board) received the enclosed letter from the Honourable Chuck Strahl, Minister of Indian and Northern Affairs Canada (the Minister), regarding the above noted project. The Minister's letter is in response to the NIRB's Screening Decision dated March 13, 2009 recommending that a public review under Part 5 or 6 of Article 12, of the Nunavut Land Claims Agreement (NLCA) be held for the "Kiggavik" mine project (NIRB File No. 09MN003).

The Minister's decision indicates that the Kiggavik project shall be subject to public review in accordance with Part 5 of Article 12 of the NLCA. Pursuant to Section 12.5.1 of the NLCA, the Minister highlighted specific issues of concern for the NIRB to consider as part of its review of the Kiggavik project. These issues of concern as identified by the Minister include:

- The use of new technology for mine design, and operation and tailings containment specifically, the Minister stated that: *"It is essential that these aspects of the Proposal are thoroughly assessed in order to ensure impact predictions to surface and ground water are accurate."*
- The Minister stressed the importance of a thorough cumulative effects assessment, noting that: *"Cumulative impacts of particular concern include those to caribou, caribou migration and calving grounds, and related socio-economic impacts to Baker Lake and other impacted communities."*
- Scoping the proposal according to the Board's jurisdictional authority.
- Ensuring the review is conducted in a manner which enables and supports meaningful participation of the public and facilitates thorough public consultation. In particular the

Minister highlighted that: *“The very technical nature of some of the issues that have raised concern may warrant additional community information sessions.”*

The Minister has also requested that the Board provide advice regarding the identification of intervenors whose contribution is important for the review, and the level of funding required to facilitate their participation. The NIRB will be issuing correspondence to this distribution list in the coming days which provides parties with a detailed description of the initial steps in the Part 5 Review process and on intervenor funding requirements and eligibility.

In closing, the Board requests that all parties review the attached distribution list (Appendix A) and notify the NIRB’s environmental administration at info@nirb.ca should any changes be required. Should you have any questions or require additional clarification, please feel free to contact Sophia Granchinho, NIRB Technical Advisor, at sgranchinho@nirb.ca or (867) 983-4607.

Sincerely,

A handwritten signature in black ink that reads "Ryan Barry". The signature is fluid and cursive, with a long horizontal line extending from the end of the name.

Ryan Barry
Director, Technical Services

cc: NIRB Board Members

Attachment: Appendix A: Kiggavik Project Distribution List

Enclosure: Minister of INAC Decision Re: *AREVA Resources Canada Inc’s Kiggavik Project* (March 2, 2010; NIRB File No. 09MN003)

APPENDIX A
Kiggavik Project Distribution List

Organization	Name	EMAIL (Fax)
Arctic Solutions	Phillipe di Pizzo Joe Murdock	dipizzo@arktissolutions.com murdock@arktissolutions.com
AREVA Resources Canada Inc.	Tina Searcy Nicola Banton Frederic Guerin Diane Martens Caren Mann Barry McCallum	Tina.Searcy@areva.ca Nicola.Banton@areva.ca frederic.guerin@areva.ca diane.martens@areva.ca caren.mann@areva.ca Barry.McCallum@areva.ca
Athabasca Denesuline	Rosanna Good Ron Robillard	rgood@pagc.sk.ca rrobillard@pagc.sk.ca
Beverly Qamanirijuaq Caribou Management Board	Ross Thompson Leslie Wakelyn	rossthompson@mts.net wakelyn@theedge.ca
Canadian Arctic Resources Committee	David Gladders	davidg@carc.org
Concerned Citizens Against Mining Uranium	Marilyn Crawford	marilync@rideau.net
Canadian Nuclear Safety Commission	Pierre Bélanger Patsy Thompson Heather Nicholson Brian Torrie	Pierre.Belanger@cnscccsn.gc.ca patsy.thompson@cnscccsn.gc.ca Heather.Nicholson@cnscccsn.gc.ca Brian.Torrie@cnscccsn.gc.ca
Canadian Parks And Wilderness Society	Kris Brekke	kris@cpaws.org
Fisheries and Oceans Canada	Sarah Olivier Loriena Melnick Eric Kan David Balint Amy Liu	sarah.olivier@dfo-mpo.gc.ca Loriena.Melnick@dfo-mpo.gc.ca Eric.Kan@dfo-mpo.gc.ca Dave.Balint@dfo-mpo.gc.ca Amy.Liu@dfo-mpo.gc.ca
Environment Canada	Stacey Lambert Ron Bujold Carrie Spavor Anne Wilson Savanna Levenson Myra Robertson Environment Canada	stacey.lambert@ec.gc.ca ron.bujold@ec.gc.ca carrie.spavor@ec.gc.ca anne.wilson@ec.gc.ca Savanna.Levenson@EC.GC.CA myra.robertson@ec.gc.ca EC.EA.NU@ec.gc.ca
Ferguson Lake Natives	Joan Scottie	gatga@yahoo.ca
GN	Melissa Mifflin	MMifflin1@GOV.NU.CA
GN - Airports	Margo Simik	msimik@gov.nu.ca
GN - Community & Govt. Services	Brian McKay Adule Chris Roy Green Susan Makpah	bmckay@gov.nu.ca achris@gov.nu.ca rgreen@gov.nu.ca smakpah@gov.nu.ca
GN - Culture, Language, Elders &	Julie Ross	jross@gov.nu.ca

Youth		
GN - Dept. of Environment	Mitch Campbell Michael Mifflin Joe Savikataaq Froydis Reinhart Dee Karadag Allison Loder	mcampbell@gov.nu.ca mmifflin@gov.nu.ca arviatwildlife@qiniq.com freinhart@gov.nu.ca DKaradag@GOV.NU.CA ALoder@GOV.NU.CA
GN – Dept.of Justice	Gavin Willins Ken Landa Andrew Campbell	gavin.willins@justice.gc.ca klanda@justice.gc.ca andrew.campbell@justice.gc.ca
GN – Economic Development & Transportation	Gordon MacKay Beatrice Bernhardt Dianne Lapierre George Hickes Eddie Rideout	gmackay@gov.nu.ca bbernhardt@gov.nu.ca dlapierre1@gov.nu.ca ghickes@gov.nu.ca ERideout@gov.nu.ca
GN - Education	Brad Chambers	bchambers@gov.nu.ca
GN – Executive & Intergovernmental Affairs	Laurie-Anne White Rachel Mark Paul Suvega Josh Gladstone	LWhite1@GOV.NU.CA rmark@gov.nu.ca psuvega@gov.nu.ca JGladstone@GOV.NU.CA
GN - Finance	Anthony Specca	aspeca@gov.nu.ca
GN - Health & Social Services	Wanda Joy Peter Workman	wjoy@gov.nu.ca pworkman@gov.nu.ca
Health Canada	Scott Armour Kelly Senkiw	scott_armour@hc-sc.gc.ca Kelly_Senkiw@hc-sc.gc.ca
Indian and Northern Affairs Canada	Seth J. Reinhart Tanya Trenholm Jennifer Walsh Anne Snider Eric Hopkins	reinharts@inac-ainc.gc.ca Tanya.trenholm@inac-ainc.gc.ca walshjm@inac-ainc.gc.ca snidera@inac-ainc.gc.ca hopkinse@inac.gc.ca
INAC - Environment	Robyn Abernethy-Gillis Margaux Brisco Leslie Payette	abernethygilliss@inac-ainc.gc.ca margaux.brisco@inac-ainc.gc.ca leslie.payette@inac-ainc.gc.ca
INAC – Land Administration	Spencer Dewar John Craig Jeff Mercer Brian O'Mara	spencer.dewar@inac-ainc.gc.ca John.Craig@inac-ainc.gc.ca jeff.mercer@inac-ainc.gc.ca Brian.OMara@inac-ainc.gc.ca
INAC - Minister	Honourable Chuck Strahl	strahl.c@parl.gc.ca
INAC – Water Resources	Ian Rumbolt David Abernethy Peter Kusugak	ian.rumbolt@inac-ainc.gc.ca AbernethyD@inac-ainc.gc.ca kusugakp@inac.gc.ca
Inuit Heritage Trust	William Beveridge	wbeveridge@ihtl.ca
Kivalliq Inuit Association	Jose Kusugak Stephen Hartman Luis Manzo	jkusugak@kivalliqinuit.ca environmental@kivalliqinuit.ca dirlands@kivalliqinuit.ca

	Veronica Tattuinee Russell Toolooktook	vtattuinee@kivalliginuit.ca landsbaker@kivalliginuit.ca
Lutsel Ke Dene First Nation	Florence Catholique Charlie Catholique Angie Lantz	fcatholique@msn.com charliecatholique@hotmail.com interagency_lutselke@hotmail.com
Mackenzie Valley Environmental Impact Review Board Manitoba Denesuline	Vern Christensen Wayne Wysocki	vchristensen@mveirb.nt.ca www.symbion@shawbiz.ca
Mining Watch	Jamie Kneen	jamie@miningwatch.ca
Nunavut Planning Commission	Sharon Ehaloak Brian Aglukark Adrian Boyd	sehaloak@nunavut.ca aglukark@nunavut.ca aboyd@nunavut.ca
Natural Resources Canada	Robert Johnstone Margo Burgess John Clarke	rjohnsto@nrcan.gc.ca mburgess@nrcan.gc.ca john.clarke@nrcan-nrcan.gc.ca
Nunavut Tunngavik Inc.	Jeannie Ehaloak George Hakongak Carson Gillis	jeannie_ehaloak@ntilands.com ghakongak@tunngavik.com cgillis@tunngavik.com
Nunavut & NWT Chamber of Mines	Mike Vaydik Administration	mveydik@ssimicro.com admin@nwtchamber.com
Nunavut Water Board	Phyllis Beaulieu Dave Hohnstein Richard Dwyer Ida Porter Dionne Filiatrault	licensing@nunavutwaterboard.org dts@nunavutwaterboard.org licensingadmin@nunavutwaterboard.org iporter@nunavutwaterboard.org dionne@nunavutwaterboard.org
Nunavut Wildlife Management Board	Jim Noble Joe Justus Adam Schneidmiller	jnoble@nwmb.com jjustus@nwmb.com aschneidmiller@nwmb.com
Parks Canada	Katherine Cumming Jane Chisholm	Katherine.Cumming@pc.gc.ca Jane.Chisholm@pc.gc.ca
Parks Canada - Heritage Rivers	Donald Gibson	donald.gibson@pc.gc.ca
Transport Canada	Greg Black Christopher Aguirre Allen Cadenhead John Cowan Doug Soloway	blackg@tc.gc.ca christopher.aguirre@tc.gc.ca cadenha@tc.gc.ca cowanj@tc.gc.ca solowad@tc.gc.ca
World Wildlife Fund	Ray Griffith Monte Hummel	raygriffith@canada.com mhummel@wwfcanada.org
Arviat HTO Arviat Hamlet		arvhto@qiniq.com arviatlands@qiniq.com
Baker Lake HTO Baker Lake Hamlet Baker Lake Hamlet Baker Lake Hamlet		bakerhto@qiniq.com clobaker@kivalliginuit.ca blsao@netkaster.ca bledo@qiniq.com
Chesterfield Inlet HTO		htochester@qiniq.com

Chesterfield Inlet Hamlet		sao_hamlet@qiniq.com
Coral Harbour HTO		aiviithto@qiniq.com
Coral Harbour Hamlet		munch@qiniq.com
Coral Harbour Hamlet		coraledo@qiniq.com
Rankin Inlet HTO		rankinhto@qiniq.com
Rankin Inlet Hamlet		sao@rankininlet.ca
Rankin Inlet Hamlet		charlotte@qiniq.com
Repulse Bay HTO		repulsebayhto@qiniq.com
Repulse Bay Hamlet		saorepulse@qiniq.com
Whale Cove HTO		whalecovehto@qiniq.com
Whale Cove Hamlet		saowc@qiniq.com
Whale Cove Hamlet		edowc@qiniq.com
Interested Persons	Paula Hughson	kigjugalik@hotmail.com
	Michael Settingerton	msettingerton@edynamics.com
	Ed Labenski	elabensk@uchicago.edu
	Barb Mueller	bmuellet@netkaster.ca
	Alice Baker	avativutnunavut@gmail.com

Ministre des Affaires indiennes et
du Nord canadien et interlocuteur fédéral
auprès des Métis et des Indiens non inscrits



Minister of Indian Affairs and
Northern Development and Federal Interlocutor
for Métis and Non-Status Indians

Ottawa, Canada K1A 0H4

FEB 23 2010

Mr. Lucassie Arragutainaq
Chair
Nunavut Impact Review Board
PO Box 1360
CAMBRIDGE BAY NU X0B 0C0



Dear Mr. Arragutainaq:

Thank you for your Screening Decision Report (Report) of March 13, 2009, regarding Areva Resources Canada's Kiggavik Project Proposal (Proposal). As noted in its Report, the Nunavut Impact Review Board (Board) has determined that the size and nature of the Proposal indicates that it may have significant adverse effects on the ecosystem; it may have significant adverse socio-economic effects on Northerners; will cause public concern; and involves technological innovations for which the effects are unknown. Accordingly, the Board has determined that the Proposal requires a review under Part 5 or 6 of Article 12 of the Nunavut Land Claims Agreement (Agreement).

I have reviewed the Report and I concur with the Board's determination. Pursuant to section 12.4.7(b), I am referring the Proposal to the Board for a review under Article 12, Part 5 of the Agreement. The federal departments of Fisheries and Oceans Canada, Natural Resources Canada, and Transport Canada also have jurisdictional responsibility for authorizing the Proposal to proceed, and concur that a Part 5 review is appropriate.

As the Board notes in its Report, there are a number of issues relating to the Proposal that require further consideration. I agree that these are all important issues. Pursuant to section 12.5.1 of the Agreement, I would like to highlight specific issues for the Board to pay particular attention to during the course of its review. Areva's proposal to use technological innovations previously untested in the Arctic introduces a measure of uncertainty regarding their potential impacts. My primary concerns relate to the use of

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Canada

new technology for mine design, and operation and tailings containment. It is essential that these aspects of the Proposal are thoroughly assessed in order to ensure impact predictions to surface and ground water are accurate.

Given that this is the second major project to be proposed near the hamlet of Baker Lake, I would also like to highlight the importance of a thorough cumulative impacts assessment. Cumulative impacts of particular concern include those to caribou, caribou migration and calving grounds, and related socio-economic impacts to Baker Lake and other impacted communities.

I note that Areva has made reference to the transportation of yellowcake to southern Canada and that the Board has identified this as an issue of concern in its Report. I trust that the Board will scope the Proposal according to its jurisdictional authority.

As the Board has determined that the Proposal has and will continue to raise significant public concern, it is important that meaningful participation of the public is enabled and supported. In order to ensure these concerns are considered, I would encourage the Board to conduct its review of the Proposal in a manner that will facilitate thorough public consultation. The very technical nature of some of the issues that have raised concern may, for example, warrant additional community information sessions. I agree with the Board's comment that intervenor funding may be necessary to allow affected parties to participate fully in the review. In light of this, I would ask the Board to provide advice regarding the identification of intervenors whose contribution is important for the review, and the level of funding required to facilitate their participation.

I appreciate the work the Board has done in screening the Proposal and I look forward to reviewing the Final Hearing Report upon completion of the Board's review.

Sincerely,

A handwritten signature in black ink, appearing to read 'Chuck Strahl', with a stylized flourish at the end.

Chuck Strahl