



NIRB File No.: 09MN003

February 20, 2015

To: Kiggavik Distribution List

Sent via email

Re: Agenda for the upcoming Final Hearing for the NIRB's Review of AREVA Resources Canada Inc.'s Kiggavik Uranium Mine Project Proposal

Dear Parties,

On February 6, 2015 the Nunavut Impact Review Board (NIRB or Board) distributed a *Draft* Agenda for the upcoming Final Hearing in Baker Lake from March 2 to 14, 2015 for the Board's Review of AREVA Resources Canada Inc.'s (AREVA or the Proponent) Kiggavik Uranium Mine Project Proposal (NIRB File No. 09MN003). The NIRB requested that interested parties review the *Draft* Agenda and provide the Board with their comments as well as confirmation of their planned attendance by February 16, 2015.

On or before February 19, 2015 the NIRB received confirmation of planned attendance and/or comments regarding the *Draft* Agenda from the following parties:

- AREVA Resources Canada Inc.
- Government of Nunavut
- Environment Canada
- Fisheries and Oceans Canada
- Natural Resources Canada
- Athabasca Denesuline
- Baker Lake Hunters and Trappers Organization
- Beverly and Qamanirjuaq Caribou Management Board
- Canadian Arctic Research Centre
- Nunavummiut Makitagunarningit
- Paula Kigjugalik Hughson

The above comment submissions regarding the *Draft* Agenda can be accessed from the NIRB's online public registry at the following location:

<http://ftp.nirb.ca/02-REVIEWS/ACTIVE%20REVIEWS/09MN003-AREVA%20KIGGAVIK/2-REVIEW/10-FINAL%20HEARING/01-CORRESPONDENCE/>.

A finalized Hearing Agenda has been attached as Appendix A for the information of all parties; NIRB has revised the agenda to incorporate, where possible, the comments received from parties, including the planned availability of specific intervenors for these proceedings. Inuktitut copies of the attached agenda will be provided by the NIRB as soon as available.

At this time, the NIRB is also requesting a response from any agencies that have yet to submit the names of individuals to be presenting evidence (technical presentations) to the Board, noting that a written summary of qualifications and experience for technical experts should also be provided. The NIRB respectfully requests that this information be provided directly to the Board on or before **5:00 pm MT Wednesday, February 25, 2015**.

As a reminder to all registered intervenors, the NIRB previously requested that all parties submit their English and Inuktitut presentations to the NIRB via email at info@nirb.ca, on or before **5:00 pm MT Wednesday, February 25, 2015**. We appreciate the efforts of parties to provide these materials as requested, as the NIRB is preparing information packages to assist community roundtable participants. The NIRB would like to remind all parties to provide sufficient printed copies of their presentation materials for the technical sessions and community roundtable portions of the Hearing, noting that up to 150 copies each of English and Inuktitut may be required.

FINAL HEARING – ADDITIONAL GUIDANCE ON PRESENTATIONS

Technical Sessions: March 2-7, 2015

The objective of the technical sessions is to provide opportunity for technical experts to discuss the conclusions of the Proponent's Final Environmental Impact Statement (FEIS), with a focus on the unresolved issues raised within parties' final written submissions to the NIRB. As a result, the NIRB has requested that the Proponent's presentations be organized to reflect the thematic volumes in the FEIS to assist with the tracking of issues. Intervenors participating during the technical sessions are advised that each Intervenor is granted a minimum of 30 minutes to present evidence to the Board, and additional time will be allotted for the questioning of each Intervenor at the conclusion of each presentation. Intervenors are requested to also structure their presentations to follow the thematic volumes of the FEIS, providing a brief synopsis of significant issues resolved through the preceding technical review and identification of those issues remaining unresolved (with accompanying recommendations) as raised within their final written submissions to the NIRB.

The NIRB suggests that the format for technical presentations be structured as follows:

1. Provide a brief description of Intervenor mandate and any relevant legislation, policies, guidelines, etc.;
2. Present issues in a manner that parallels parties' final written submissions and is in keeping with the intent and general format of the NIRB's May 3, 2011 EIS Guidelines (noting that where no issue exists, that specific component and/or Guideline need not be included in the presentation):
 - a. Baseline
 - b. Methodologies

- c. Ecosystemic & Socio-Economic Effects
- d. Monitoring & Mitigation;
3. Discuss specific issues that pertain to the Intervenor; and
4. Provide a listing of summary recommendations for the Board's consideration.

Following each technical presentation, the Proponent, other Intervenor, and the NIRB will be given an opportunity to question and cross-examine the presenter(s) and the evidence provided. **Parties are advised to ensure that personnel with the necessary expertise to answer any questions arising during the technical sessions are readily available.**

Community Roundtable Sessions: March 9-14, 2015

Given the importance placed on ensuring public input into the Board's Review process, the NIRB has invited five (5) representatives from each of the seven (7) potentially affected communities to participate directly in the Community Roundtable Session portion of the Final Hearing. Intervenor are advised to highlight the mandate and jurisdiction of their respective organization or agency, to assist community representatives and the general public with accurately directing their questions and comments to the appropriate party. The Proponent and Intervenor will be expected to also deliver plain language summary presentations during the Community Roundtable Session with a directed focus on associating comments and concerns with major project components and Valued Ecosystemic/Socio-Economic Components (VECs/VSECs) as appropriate.

During the Community Roundtable Session, the Proponent has been asked to deliver a series of summary presentations specific to each major project component, highlighting the conclusions regarding potential impacts to VECs/VSECs and required mitigation identified in its FEIS. While it is necessary to structure the Proponent's community roundtable presentations by project component, the Proponent will be expected to also summarize proposed measures to mitigate adverse project effects on VECs/VSECs in a summary presentation regarding its Environmental Management Plans. Each of these presentations should be no longer than **25 minutes** in length. Following each presentation, community members (including members of the general public in attendance) will have an opportunity to question the Proponent and other Intervenor based on the information and evidence presented.

Should you have any questions or require clarification regarding the next steps in the Board's Review of the proposed Kiggavik Uranium Mine Project, please contact Heather Rasmussen, Technical Advisor, at (867) 983-4606 or at hrasmussen@nirb.ca.

Sincerely,



Tara Arko
Director, Technical Services
Nunavut Impact Review Board

cc: Diane Martens, AREVA Resources Canada Inc.
Attached: Appendix A: Final Hearing Agenda

APPENDIX A: FINAL HEARING AGENDA

NIRB File No.: 09MN003 – Kiggavik Uranium Mine project proposal
Proponent: AREVA Resources Canada Inc.
Location: Community Hall, Baker Lake
Dates: March 2-14, 2015

Times: **All times given are approximate. The order of presenters and time given for presentations are subject to change at the Chairperson's discretion during the Hearing:**

Technical Sessions: 9:00 am – 5:00 pm
Community Roundtable Sessions: 9:00 am – 5:00 pm
Evening Sessions: 6:30 pm – 9:00 pm

Note (1): Witnesses appearing on behalf of registered Intervenor will be sworn in/affirmed and exhibits will be marked in advance of testimony being given. Panels of witnesses may be used for the presentation of evidence.

Note (2): All testimony will be recorded and transcribed by the Board, and may also be recorded by the media.

Monday March 2, 2015 – Day 1

General Opening

1. Opening Remarks by the Chairperson with introductions, overview of procedural history, structure of proceedings, etc. *(30 minutes)*
2. Identification of motions or objections
3. Welcoming Remarks by the Mayor of Baker Lake *(15 minutes)*

Technical session

4. Swearing in/affirmation of Proponent's witnesses and marking of exhibits
5. Presentations by the Proponent - Note: time for questions by Board Members and Intervenor will be provided following presentations:
 - i. Introduction & Overview *(40 minutes)*
 - ii. Atmospheric Environment *(40 minutes)*
 - iii. Terrestrial Environment *(40 minutes)*
 - iv. Freshwater Environment *(40 minutes)*

Close of Day 1

Tuesday March 3, 2015 – Day 2

General Opening

6. Opening Remarks by the Chairperson

Technical session (Continued from Day 1)

7. Presentations by the Proponent (cont'd) - Note: time for questions by Board Members and Intervenors will be provided following presentations:
 - v. Marine Environment (*40 minutes*)
 - vi. Public Participation and Engagement (*40 minutes*)
 - vii. Socio-Economics (*40 minutes*)
 - viii. Human Health (*40 minutes*)
 - ix. Accidents and Malfunctions (*40 minutes*)

Close of Day 2

Wednesday March 4, 2015 – Day 3 (includes scheduled evening session)

General Opening

8. Opening Remarks by the Chairperson

Technical session (Continued from Day 2)

9. Presentations from registered Intervenors – Note: witnesses appearing on behalf of registered Intervenors will be sworn in/affirmed and exhibits will be marked in advance of testimony being given. Unless otherwise indicated, each Intervenor has been allotted 30 minutes for their presentations. Following each Intervenor's presentation there will be time for questions by Board Members, other Intervenors and the Proponent.
 - i. Nunavut Tunngavik Incorporated/Kivalliq Inuit Association (*60 minutes*)
 - ii. Government of Nunavut (*60 minutes*)
 - iii. Aboriginal Affairs and Northern Development Canada (*30 minutes*)
 - iv. Canadian Nuclear Safety Commission (*60 minutes*)

Close of Day 3

Thursday March 5, 2015 – Day 4

General Opening

10. Opening Remarks by the Chairperson

Technical session (Continued from Day 3)

11. Presentations from registered Intervenors – Note: witnesses appearing on behalf of registered Intervenors will be sworn in/affirmed and exhibits will be marked in advance of testimony being given. Unless otherwise indicated, each Intervenor has been allotted 30 minutes for their presentations. Following each Intervenor's presentation there will be time for questions by Board Members, other Intervenors and the Proponent.
 - i. Environment Canada (*45 minutes*)

- ii. Fisheries and Oceans Canada (30 minutes)
 - iii. Natural Resources Canada (30 minutes)
 - iv. Transport Canada (30 minutes)
12. Presentations from registered Intervenor – Note: witnesses appearing on behalf of registered Intervenor will be sworn in/affirmed and exhibits will be marked in advance of testimony being given. Unless otherwise indicated, each Intervenor has been allotted 30 minutes for their presentations. Following each Intervenor’s presentation there will be time for questions by Board Members, other Intervenor and the Proponent.
- i. Hamlet of Baker Lake (30 minutes)
 - ii. Baker Lake Hunters and Trappers Organization (30 minutes)

Close of Day 4

Friday March 6, 2015 – Day 5

General Opening

13. Opening Remarks by the Chairperson

Technical session (Continued from Day 4)

14. Presentations from registered Intervenor – Note: witnesses appearing on behalf of registered Intervenor will be sworn in/affirmed and exhibits will be marked in advance of testimony being given. Unless otherwise indicated, each Intervenor has been allotted 30 minutes for their presentations. Following each Intervenor’s presentation there will be time for questions by Board Members, other Intervenor and the Proponent.
- i. Nunavummiut Makitaganarningit (30 minutes)
 - ii. Lutsel K’e Dene First Nation (30 minutes)
 - iii. Paula Kigjugalik Hughson (30 minutes)

Close of Day 5

Saturday March 7, 2015 – Day 6

General Opening

15. Opening Remarks by the Chairperson

Technical session (Continued from Day 5)

16. Presentations from registered Intervenor – Note: witnesses appearing on behalf of registered Intervenor will be sworn in/affirmed and exhibits will be marked in advance of testimony being given. Unless otherwise indicated, each Intervenor has been allotted 30 minutes for their presentations. Following each Intervenor’s presentation there will be time for questions by Board Members, other Intervenor and the Proponent.
- i. Athabasca Denesuline (30 minutes)
 - ii. Beverly and Qamanirjuaq Caribou Management Board (30 minutes)

17. Proponent summary statement

Close of Day 6

Monday March 9, 2015 – Day 7

General Opening

18. Opening Remarks by the Chairperson

Community Roundtable Session

19. Summary presentation by the Proponent – **Introduction and Overview** (30 minutes)

20. Summary presentation by the Proponent – **Kiggavik and Sissons sites** (30 minutes)

21. Questioning of the Proponent and Intervenors by community representatives

22. Presentations by members of the public who have advised the Chairperson that they wish to speak on this topic

23. Summary presentation by the Proponent – **Baker Lake facilities and marine shipping** (30 minutes)

24. Questioning of the Proponent and Intervenors by community representatives

25. Presentations by members of the public who have advised the Chairperson that they wish to speak on this topic

26. Summary presentation by the Proponent – **All-Weather Access Road and Winter Road** (30 minutes)

27. Questioning of the Proponent and Intervenors by community representatives

28. Presentations by members of the public who have advised the Chairperson that they wish to speak on this topic

29. Summary presentation by the Proponent – **Transport of Yellowcake to Points North, Saskatchewan** (30 minutes)

30. Questioning of the Proponent and Intervenors by community representatives

31. Presentations by members of the public who have advised the Chairperson that they wish to speak on this topic

32. Summary of presentation by the Proponent- **Environmental Management Plans** (30 minutes)

33. Questioning of the Proponent and Intervenors by community representatives

34. Presentations by members of the public who have advised the Chairperson that they wish to speak on this topic

Close of Day 7

Tuesday March 10, 2015 – Day 8

General Opening

35. Opening Remarks by the Chairperson

Community Roundtable Session

36. Questioning of the Proponent by community members – *continued*
37. Presentations by Intervenors. Note: following each Intervenor's presentation there will be time for questions by community representatives and members of the public. Each Intervenor has been allotted 30 minutes for their presentations, unless otherwise indicated:
- i. Nunavut Tunngavik Incorporated/Kivalliq Inuit Association (45 minutes)
 - ii. Government of Nunavut (45 minutes)
 - iii. Athabasca Denesuline
 - iv. Aboriginal Affairs and Northern Development Canada (45 minutes)
38. Questioning of the Proponent or Intervenors by community members
39. Presentations by members of the public who have advised the Chairperson that they wish to speak on this topic

Close of Day 8

Wednesday March 11, 2015 – Day 9 (schedule evening session)

Opening

40. Opening Remarks by the Chairperson

Community Roundtable Session

41. Presentations by Intervenors. Note: following each Intervenor's presentation there will be time for questions by community representatives and members of the public. Each Intervenor has been allotted 30 minutes for their presentations, unless otherwise indicated:
- x. Canadian Nuclear Safety Commission (45 minutes)
 - xi. Environment Canada
 - xii. Fisheries and Oceans Canada
 - xiii. Natural Resources Canada
 - xiv. Transport Canada
 - xv. Hamlet of Baker Lake
42. Questioning of the Proponent or Intervenors by community members
43. Presentations by members of the public who have advised the Chairperson that they wish to speak on this topic

Close of Day 9

Thursday March 12, 2015 – Day 10

Opening

44. Opening Remarks by the Chairperson

Community Roundtable Session

45. Presentations by Intervenors. Note: following each Intervenor's presentation there will be time for questions by community representatives and members of the public. Each Intervenor has been allotted 30 minutes for their presentations, unless otherwise indicated:

- xvi. Baker Lake Hunters and Trappers Organization
 - a. Beverly and Qamanirjuaq Caribou Management Board
 - b. Lutsel K'e Dene First Nation
 - c. Nunavummiut Makitagunarningit
 - d. Paula Kigjugalik Hughson

46. Questioning of the Proponent or Intervenors by community members

47. Presentations by members of the public who have advised the Chairperson that they wish to speak on this topic

Close of Day 10

Friday March 13, 2015 – Day 11

Opening

48. Opening Remarks by the Chairperson

Community Roundtable Session

49. Presentations by members of the public who have advised the Chairperson that they wish to speak on this topic

Close of Day 11

Saturday March 14, 2015 – Day 12

Opening

50. Opening Remarks by the Chairperson

51. Closing Remarks – Proponent and Intervenors (3 hours)

52. Closing Remarks – community members

53. Close of Day 12 - Note: While the agenda has been set to close the Hearing following the conclusion of the morning session on Day 12, parties are advised that the agenda may be subject to change and that the Hearing may extend into the afternoon and/or evening if required.