



Fisheries and Oceans  
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*DFO File : 08-HCAA-CA7-00035  
NWB File : 2AM-LUP0008*

January 13, 2009

Ms. Phyllis Beaulieu  
Manager of Licencing  
Nunavut Water Board  
P.O. Box 119  
Gjoa Haven, Nunavut  
X0B 1J0

**via electronic mail:**  
licensing@nunavutwaterboard.org

Dear Ms. Beaulieu:

**Subject: Fisheries and Oceans Canada Closing Statement for the Nunavut Water Board Final Hearing on the Renewal Application for the Lupin Project Type "A" Water License**

On January 7, 2009, Fisheries and Oceans Canada (DFO) received Lupin Mines Inc.'s (Proponent) final hearing submission from the Nunavut Water Board (NWB) in response to DFO's technical comments dated December 5, 2008. DFO's technical comments surrounded dam management, tailings storage facility, and closure and reclamation.

In the draft interim abandonment and restoration plan, the Proponent proposes the enhancement of Dam 4 through additional placement of rip rap on the sides to achieve a stable slope. The proponent has clarified that no work will be conducted on Dam 4 and no riprap will be required. With this clarification, DFO recommends that the Interim Abandonment and Restoration Plan be updated to reflect that no work will be conducted on Dam 4. Lupin Mines Inc.'s response to the other technical comments from DFO indicate that the NWB will be consulted during the finalization of the interim Abandonment and Restoration on all detailed drawings, construction schedules and techniques prior to commencing any work in and near water. DFO has no objections to the responses provided and would like to remind Lupin Mines Inc. that any proposed in-water work may require review and approval from DFO prior to its commencement.

Thank you for the opportunity to comment during the Type "A" Water License Renewal process for the Lupin Gold mine. Should you have any questions or comments, please contact me at directly by telephone at 905-639-8236 or by fax at 905-639-3459.

Canada

Yours sincerely,

***Original Signed By:***

Amy Liu  
Habitat Management Biologist

Copy: Eric Kan, Fisheries and Oceans Canada  
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