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NUNAVUT WATER BOARD
NUNAVUT IMALIRIYIN KATIMAYINGI
OFFICE DES EAUX DU NUNAVUT

**File No.: 2AM-LUP0914/
Renewal-Amendment**

March 13, 2015

To: Lupin Distribution List

Sent via email

Re: 2AM-LUP0914 – Close of the Public Hearing Record in Respect of the Type “A” Water Licence Renewal and Amendment Application by Lupin Mines Incorporated for the Lupin Mine Project

As indicated in the Nunavut Water Board’s (NWB or Board) correspondence of February 9, 2015, the Public Hearing Record associated with the Board’s Public Hearing to consider the Lupin Mines Incorporated (LMI or Applicant) Type “A” Water Licence Renewal and Amendment Application (Application) for the Lupin Mine Project (Licence No. 2AM-LUP0914) has remained open following the adjournment of the in-person portion of the Public Hearing (held on February 4 and 5 in Kugluktuk) in order to allow the parties to file their closing statements in writing and to provide further discussion of their objections to the entry of Exhibits marked as Exhibits 3, 7, and 9 into the Public Hearing Record.

As directed in the Board’s letter, the Interveners –the Kitikmeot Inuit Association (KIA), and Aboriginal Affairs and Northern Development Canada (AANDC), and the Applicant– filed their closing statements and objections on February 23, 2015.

The Board has placed this information on its public registry, and access to the information is made available through the NWB’s ftp site using the following link (Username: **public**, Password: **registry**):

P.O. Box 119, Gjoa Haven, NU X0B 1J0, Tel: (867) 360-6338, Fax: (867) 360-6369

On March 13, 2015, the Lupin Panel (P11), the duly appointed Board Members designated to address the Application, considered the closing statements and objections to Exhibits and issued the following direction. The Panel reviewed the additional information provided by the parties and decided that all required evidence is now before the Board. Consequently, by way of Panel Motion #: **2014-31-P11-03**, the Panel confirms the Public Hearing record for the Nunavut Water Board's Public Hearing regarding the Type "A" Water Licence Renewal and Amendment Application for the Lupin Project under Licence No. 2AM-LUP0914 is complete and is now **CLOSED**. Accordingly, no additional evidence in respect of the Application may be filed with the Board, and the Hearing Record will consist of the documentation filed in advance of the Hearing, the oral evidence and Exhibits filed during the Hearing and the further written closing statements and comments filed with the Board on February 23, 2015.

With respect to the disputed Exhibits, the Panel, under Panel Motion No. **2014-31-P11-04**, has made the following determination as summarized below but will provide more detailed Panel reasons in the Board's Reasons for Decision:

- Exhibit 3 (filed by the Applicant and consisting of a March 2012, Technical Report on the Lupin Mine Property Kitikmeot Region, Nunavut prepared for Elgin Mining Inc. filed with SEDAR 43-101 as Mineable Reserves Update), the Panel has determined that this information is not relevant to the Application and the Exhibit will not be entered into the Hearing Record;
- Exhibit 7 (filed by Aboriginal Affairs and Northern Development Canada) consisting of an Excel Spreadsheet that updated AANDC's comments with respect to the status of LMI's Compliance and Commitments), the Panel has determined that this submission is relevant and could have been presented by AANDC in verbal form at the Public Hearing, with the exception of comments directed by AANDC to LMI in respect of Item 40, and these prejudicial comments have been redacted from the Exhibit that will be entered on the Public Hearing Record; and
- Exhibit 9 (filed by the Applicant and consisting of a PowerPoint presentation that outlines a potential mine plan for the operations), the Panel has determined that this presentation was offered in response to questions from AANDC and the KIA regarding potential future mine plans and could have been offered in verbal form at the Public Hearing and should therefore be entered on the Public Hearing Record.

Now that the Hearing Record has closed, the Application has been remitted to the Panel who will, in due course (typically within 30-45 days from the date the Application was remitted to the Panel) will issue a decision report to the Minister of Aboriginal Affairs and Northern Development Canada regarding whether or not to issue the Renewed and Amended Type "A"

Water Licence requested by the Applicant. If the Board's decision is to recommend that a Renewed and Amended Type "A" Licence be issued, the Board will also attach a copy of the licence to the decision report for the review of the Minister.

Please note that, with the Public Hearing Record now closed and the Panel in deliberations, the Board will not provide any further comment regarding this Application until the Board publicly issues its decision regarding the Application.

In closing, the Board extends its thanks to all the parties, community members and general members of the public who were involved in the Board's processing of this Application, and, in particular, the Board appreciates the contributions of everyone who attended the Public Hearings in Kugluktuk in February 2015.

Sincerely,

A handwritten signature in dark ink, appearing to read 'T. Kabloona', with a stylized flourish at the end.

Thomas Kabloona

Chairperson, Nunavut Water Board