

**TYPE "A" WATER LICENCE APPLICATION CONFORMITY ASSESSMENT  
MEADOWBANK PROJECT - NUNAVUT**

	<b>Nunavut Impact Review Board - Project Certificate No.004, Dated December 30, 2006; Project Specific Terms and Conditions related to the Application for a Type "A" Water Licence, Nunavut Water Board submitted by Agnico-Eagle Mines Ltd.</b>	<b>YES</b>	<b>NO</b>	<b>REVIEWING PARTIES COMMENTS [ Enter Party ]</b>
<b>NIRB No. 8</b>	Cumberland shall, within 30 days of re-opening of the camp, re-sample existing groundwater monitoring wells and combining the sampling data with existing rounds of groundwater sampling data, re-evaluate the salinity, major ion concentrations, and dissolved metal load of groundwater flowing to the mine pits and incorporate the results into the water quality monitoring and treatment program. At the time samples are taken Cumberland shall also assess the condition of existing groundwater monitoring wells and replace any defective wells. Cumberland shall continue to undertake semi-annual groundwater samples and re-evaluate the groundwater quality after each sample collection. Cumberland shall report the results of each re-evaluation to NIRB's Monitoring Officer, INAC and EC, and incorporate the results of the additional data into the water license application to the NWB.			
<b>NIRB No. 9</b>	Cumberland shall provide detailed plans for water treatment for the tailings (reclaim pond) discharge, and on a contingency basis for the attenuation pond discharge(s) and for the pits, including estimates of treatment efficiency for each parameter of concern and the description of pH adjustments in the water license application to the NWB.			
<b>NIRN No. 10</b>	Cumberland shall provide details of the camp sewage treatment, including the type of treatment to be used and the expected treatment capabilities, in the water license application to the NWB.			
<b>NIRB No. 11</b>	Cumberland shall provide details regarding the effluent outfall configuration, including discharge characteristics, the likely behavior of the plume(s), and bathymetric information for Wally Lake in the water license application to the NWB.			
<b>NIRB No. 12</b>	Cumberland shall provide details of a comprehensive water use and water management plan for the Baker Lake marshalling area, including monitoring of the discharge from the marshalling area sump, in the water license application to the NWB.			Type B Licence

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<b>NIRB No. 13</b>	Cumberland shall not permit the water discharged into Wally Lake and Third Portage Lake to exceed receiving environment discharge criteria established by the NWB or as otherwise required by law.			
<b>NIRB No. 14</b>	Cumberland shall not remove dewatering dikes until the quality of water contained within them is of sufficient quality to meet receiving environment discharge criteria established by the NWB or as otherwise required by law.			
<b>NIRB No. 15</b>	Cumberland shall within two (2) years of commencing operations re-evaluate the characterization of mine waste materials, including the Vault area, for acid generating potential, metal leaching and non metal constituents to confirm FEIS predictions, and re-evaluate rock disposal practices by conducting systematic sampling of the waste rock and tailings in order to incorporate preventive and control measures into the Waste Management Plan to enhance tailing management during operations and closure. The results of the re-evaluations shall be provided to the NWB and NIRB's Monitoring Officer			
<b>No NIRB No.16</b>				
<b>NIRB No. 17</b>	Cumberland shall undertake a detailed technical review of all dike and pitwall designs at the final design stage, and submit the final dike designs for water depths of greater than 10 metres for an expert analysis and Cumberland shall include the detailed technical review and the expert analysis in the application to the NWB for a water license.			
<b>NIRB No. 18</b>	Cumberland shall commit to a pro-active tailings management strategy through active monitoring, inspection, and mitigation. The tailings management strategy will include the review and evaluation of any future changes to the rate of global warming, compliance with regulatory changes, and the ongoing review and evaluation of relevant technology developments, and will respond to studies conducted during the mine operation.			

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<b>NIRB No. 19</b>	Cumberland shall provide for a minimum of two (2) metres cover of tailings at closure, and shall install thermistor cables, temperature loggers, and core sampling technology as required to monitor tailing freezeback efficiency. Cumberland shall report to NIRB's Monitoring Officer for the annual reporting of freezeback effectiveness.			
<b>NIRB No. 20</b>	Prior to construction, Cumberland shall identify mitigation measures that can be taken if groundwater monitoring around the tailings facility demonstrates that contamination from tailings has occurred through the fault. Upon drawdown of the North arm of Second Portage Lake, Cumberland shall conduct further tests to assess the permeability of any faults and provide the results to regulators. If doubt remains Cumberland shall seal the fault and conduct further permeability testing and monitoring.			
<b>NIRB No.21</b>	Cumberland shall fund and install a weather station at the mine site to collect atmospheric data, including air temperature and precipitation.			
<b>NIRB No.22</b>	Prior to the commencement of the Project, Cumberland shall fund and install an on site lab that has the capability to monitor parameters at a type and at a frequency acceptable to the NWB and EC at all site discharge points. The results of these analyses, as well as any other water quality monitoring required by regulatory authorities shall be used in the submission of a receiving water assimilative capacity water quality assessment study of concern to regulators. The lab shall be certified for environmental water quality analysis purposes with standards to include the calibration of water quality monitoring instruments. Cumberland shall file proof of application to become accredited upon the request of the NWB.			Not included in MMC submission table.

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<b>NIRB No.23</b>	For the purposes of monitoring quality assurance and quality control ("QA/QC"), Cumberland shall ensure that water quality monitoring performed at locations within receiving waters that allow for an assimilative capacity assessment of concern to regulators, be carried out by an independent contractor and submitted to an independent accredited lab for analysis, on a type and frequency basis as determined by the NWB. Results of analysis shall be provided to the NWB and NIRB's Monitoring Officer.			Not included in MMC submission table.
<b>NIRB No. 24</b>	Cumberland shall identify an area and design for a landfill for disposal of operational and closure non-salvageable materials, including a list of any non-salvageable materials, and a procedural manual for preparation of location and placements of these materials, and incorporate the design into the final Waste Management Plan as instructed by the NWB.			
<b>NIRB No. 25</b>	Cumberland shall manage and control waste in a manner that reduces or eliminates the attraction to carnivores and/or raptors. Cumberland shall employ legal deterrents to carnivores and/or raptors at all landfill and waste storage areas. The deterrents are to be developed taking into consideration Traditional Knowledge and in consultation with the HTO, EC and INAC and incorporated into the final Waste Management Plan prior to filing the Plan with the NWB.			
<b>NIRB No. 26</b>	Cumberland shall ensure that spills, if any, are cleaned up immediately and that the site is kept clean of debris, including wind-blown debris.			Not included in MMC submission table.
<b>NIRB No.27</b>	Cumberland shall ensure that the areas used to store fuel or hazardous materials are contained using safe, environmentally protective methods based on practical, best engineering practices.			
<b>NIRB No.30</b>	Cumberland shall meet with EC and the DFO to ensure that the information required for the application to add the northwest arm of Second Portage Lake as a tailings impoundment area under Schedule 2 of the Metal Mining Effluent Regulations, including the No Net Loss Plan to offset losses expected as a result of all other Project infrastructure, is complete and the application can be processed according to law.			

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<b>NIRB No. 31</b>	Cumberland shall provide detailed stream crossing design criteria, including consideration of the DFO Operational Statement for Clear-span bridges for all water crossings identified to have fish presence, final crossing designs, site specific mitigation procedures, an effects monitoring program, and a maintenance and closure plan for all water course crossings, to the DFO and the NWB for review and approval.			
<b>NIRB No.35</b>	Cumberland shall reclaim the all-weather private access road at the end of the mine life to prevent any future use of the road, including scarification of the road and restoration of the natural hydrology, topography, and vegetation, subject only to Cumberland and/or its successor seeking NIRB Article 12 approval for the road to be maintained and operated beyond the life of the mine.			Not included in MMC Submission Table, Type B Licence.
<b>NIRB No.46</b>	Cumberland shall apply for Fisheries Act approval for the freshwater intake pipe for the Project, and submit for DFO approval a detailed plan of the proposed intake, including siting, design of intake screens in accordance with the DFO Freshwater End-of-Pipe Fish Screen Guidelines, construction and operation considerations, fish and fish habitat impacts, and mitigation and monitoring plans			Not included in MMC Submission Table. No.46, 48-53 were included within the NIRB "Fish and Fish-habitat" section.
<b>NIRB No. 47</b>	Cumberland shall develop an adaptive approach to managing the water flow from Third Portage Lake, including the consideration of alternatives to deepening the easternmost channel; submission of detailed design of the easternmost channel modifications; a monitoring program for channel erosion, verification of the maintenance of water levels in Third Portage Lake, and the success of fish habitat enhancements; and contingencies in the event of channel failure, for approval by the DFO.			
<b>NIRB No.48</b>	Cumberland shall demonstrate to the satisfaction of the DFO that the water management framework, including the embankment details and diversion ditch, will permit the maintenance of over-wintering fish habitat in Phaser Lake through the life of the Project.			Not included in MMC Submission table.
<b>NIRB No.50</b>	Cumberland shall, in consultation with the DFO, undertake to prevent the barge landing facility from infilling of fish habitat, including considering using geotextile material in a manner that is capable of maintaining bottom substrate for benthic invertebrates and fish.			Is this only a DFO issue, or NWB with freshwaters.

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<b>NIRB No.59</b>	Cumberland shall, in consultation with Elders and the HTOs, design and implement means of deterring caribou from the tailing ponds, such as temporary ribbon placement or Inukshuks, with such designs not to include the use of fencing			
<b>NIRB No.72</b>	On-site incinerators shall comply with Canadian Council of Ministers of Environment and Canada-Wide Standards for dioxins and furan emissions, and Canada-wide Standards for mercury emissions, and Cumberland shall conduct annual stack testing to demonstrate that the on-site incinerators are operating in compliance with these standards. The results of stack testing shall be contained in an annual monitoring report submitted to GN, EC and NIRB's Monitoring Officer.			
<b>NIRB No.76</b>	Cumberland shall develop an "Early Warning Monitoring Program" along the east boundary of the Project's local study area (mine and road) including the location where Third Portage Lake flows into Tehek Lake. The "Early Warning Monitoring Program" shall discuss how the communities of Baker Lake and Chesterfield Inlet will be actively involved and shall be submitted to NIRB's Monitoring Officer for review prior to Project construction. If adverse effects from the project to any VEC are detected along this boundary, then Cumberland shall notify the NIRB's Monitoring Officer for determination as to whether and to what extent additional monitoring is required.			
<b>NIRB No.78</b>	Cumberland shall file a complete Closure and Reclamation Plan developed to comply with INAC's policy of full cost of restoration and any related NWB requirements such that the Inuit and taxpayers are not liable for any cost associated with the cleanup, modification, decommission, or abandonment.			

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<b>NIRB No.79</b>	In addition to the NWB's requirements, the final Closure and Reclamation Plan shall require Cumberland to: a. Ensure that mine facilities and infrastructure are abandoned in such a manner that: i. The Project site is physically stable and any requirements for long term maintenance and monitoring are minimized; ii. Threats to public safety and wildlife are eliminated; and iii. Affected areas are returned to the original undisturbed conditions to the fullest extent possible. b. Prevent continuing impacts from contaminants and wastes on the environment including those associated with acid rock drainage; c. Remove all hazardous materials and waste and as much salvageable waste as practicable from the Project area; and d. Enter into written arrangements with its abandonment and reclamation contractors to ensure all site debris is cleaned up off the lands, including wind-blown debris.			
<b>NIRB No.80</b>	Cumberland shall file annually with NIRB's Monitoring Officer an updated report on progressive reclamation and the amount of security posted, as required by KivIA, INAC, and/or the NWB.			Not included in MMC Submission Table.

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<b>NIRB No.85</b>	Cumberland shall develop a detailed blasting program to minimize the effects of blasting on fish and fish habitat, water quality, and wildlife and terrestrial VECs. The Blasting Program shall be developed in consultation with the DFO and GN, and shall: a) comply with the Guidelines for the Use of Explosives In or Near Canadian Fisheries Waters (Wright and Hopky, 1998) as modified by the DFO for use in the north; b) including a monitoring and mitigation plan to be developed in consultation with the DFO, and obtain DFO approval of the blasting program prior to the commencement of blasting; c) restrict blasting when migrating caribou, or sensitive local carnivores or birds may be negatively affected; and d) minimize the use of ammonium nitrate to reduce the effects of blasting on receiving water quality.			Not included in MMC Submission Table; Specifically Item d)
<b>NIRB Nos.26, 37, 38, 39, 42, 44, 75, 77, and 82 with respect to Emergency Preparedness and Spill Response</b>				See above requirements under 26; others are marine requirements.