

December 9, 2008 NIRB File No: 03MN107

Attention: Mr. Ron Roach, Chairperson Nunavut Planning Commission Cambridge Bay, NU X0B 0C0

RE: Nunavut Impact Review Board Decision to Reconsider Term and Condition 32 of the Meadowbank Gold Mine Project Certificate No. 004

Dear Chairperson,

Thank you for your letter dated November 26, 2008, regarding the status of the Meadowbank road in terms of conformity to the Keewatin Regional Land Use Plan (KRLUP). The Nunavut Impact Review Board (NIRB or Board) appreciates receiving the Nunavut Planning Commission's (NPC) determination regarding the 12.8.2 application from Agnico-Eagle Mines Ltd. (Proponent) requesting the removal of the requirement for locked gates contained in Condition 32(a) of the Meadowbank Gold Mine Project Certificate (PC).

However, on behalf of the Board, I am writing to respectfully submit that taken together the two applications received for this Project pursuant to section 12.8.2 of the Nunavut Land Claims Agreement, referred to in our letter October 27, 2008 including the application from the Proponent and a related application from the Hamlet of Baker Lake, constitute a broader request to reconsider Condition 32 of the PC in its entirety. Perhaps the Board's initial letter to the Minister of Indian and Northern Affairs Canada, dated October 27, 2008, may not have suitably expressed the circumstances surrounding these applications. In the Board's view, the applications fundamentally change the use of the road, from private access to unrestricted public use.

We note that the Hamlet of Baker Lake, in their letter to the NIRB, states:

... [Baker Lake Hamlet] Council would like the NIRB to look into changing the current restriction on this road by opening it up for our hunters who would use this road at their own risk. There are many company roads across Canada that have been build by the private sector, which are used by the general public. The Hamlet council of Baker Lake would like to see this happen in Baker Lake.

In considering the Hamlet of Baker Lake's application and the Proponent's application to remove locked gates, thereby allowing public access to the road, the Board asks the NPC to confirm whether this change

in use has implications in terms of conformity to the KRLUP. The Board is reluctant to proceed with its reconsideration of Condition 32 in its entirety, without consulting further with the NPC on any potential KRLUP conformity implications.

Furthermore, by way of carbon copy to the Regulators on the Meadowbank Distribution List, we are apprising them of these issues for whatever relevance they may have to them in relation to authorizations they may have issued.

Thank you in advance for your assistance to the NIRB.

Sincerely,

Lucassie Arragutainaq

Acting Chairperson

cc: Hamlet of Baker Lake – David Aksawnee, Mayor

Agnico Fagle Mines Ltd. – Larry Connell, Regional Manager, Environment

Agnico Eagle Mines Ltd. – Larry Connell, Regional Manager, Environment, Social and Government Affairs Meadowbank Distribution List