



March 15, 2019

Richard Dwyer
Manager of Licensing
Nunavut Water Board
Gjoa Haven, NU X0B 1J0

**RE: NWB's Water Compensation Determination Associated With the In-Pit Tailings
Deposition Amendment to Water Licence No: 2AM-MEA1526 by Agnico Eagle Mines Limited**

Dear Mr. Dwyer:

Thank you for providing us with Chairperson Toomasie's letter of March 11, 2019 regarding the Water Compensation Determination Process.

As the Kivalliq Inuit Association (KIA) has already confirmed to the Nunavut Water Board (NWB), on March 15, 2019 the KIA and Agnico Eagle Mines Limited (Agnico) entered into an Amending Agreement to the Meadowbank Water Compensation Agreement, which resolved the outstanding water compensation matters associated with the In-Pit Tailings Deposition Amendment to Water Licence No. 2AM-MEA1526 (the Amendment) to the satisfaction of both parties. The Amending Agreement satisfies the requirements of Article 20 of the Nunavut Agreement and section 63 of the *Nunavut Waters and Nunavut Surface Rights Tribunal Act* (NWNSRTA). The requirements of section 63(1)(a) of the NWNSRTA have now been fulfilled:

63 (1) The Board shall not issue a licence in respect of a use of waters or a deposit of waste that may substantially affect the quality, quantity or flow of waters flowing through Inuit-owned land, unless

(a) the applicant has entered into an agreement with the designated Inuit organization to pay compensation for any loss or damage that may be caused by the change; or

(b) where there is no agreement referred to in paragraph (a), the Board has, on the request of the applicant or the designated Inuit organization, made a determination of the appropriate compensation

Accordingly, Agnico hereby withdraws its request for a determination of water compensation by the NWB pursuant to section 63(1)(b), and requests that the NWB discontinue its Water Compensation Determination Process in relation to the Amendment.

Agnico requests that the Amendment file now be immediately referred to the to the NWB panel for final decision making. As Agnico has indicated in previous correspondence, Agnico



requests that the NWB issue its determination during March 2019 in order to prevent disruption to Meadowbank operations and negative impacts to our workers.

Agnico thanks the NWB for its guidance and assistance with respect to the Water Compensation Determination Process and the Amendment.

Agnico also thanks KIA for their attention to these discussions and looks forward to continuing our collaborative relationship

Sincerely,

Jamie Quesnel

Jamie.Quesnel@agnicoeagle.com

819.856.0821.

Superintendent – Permitting and Regulatory Affairs – Nunavut

cc Luis Manzo, Director of Lands, KIA
Kimberly Gilson, KIA Legal Counsel, Duboff Edwards Haight & Schachter