



As recognized by Agnico Eagle, if the Amendment Application were processed under the normal timeline for an amendment to a Type “A” Water Licence (including the time associated with any applicable pre-licensing requirements under the *Nunavut Planning and Project Assessment Act* and the mandatory requirements for comment periods and notice in advance of a form of Public Hearing to consider the Amendment Application under the *NWNSRTA*) the NWB and the Minister would be unable to complete the consideration of the Amendment Application and decision-making required until several months after the 2020 freshet.

Consequently, as requested in the Amendment Application, the NWB is currently considering:

- whether to recommend to the Minister that Agnico Eagle’s short term amendment request for the 2020 CP1 discharge constitutes emergency circumstances, as set out in ss. 52(2)(c), 55(5) and 56 of the *NWNSRTA*; and
- if the Board recommends to the Minister that the Amendment Application be considered under the emergency circumstances provisions, whether the Board would recommend that the Licence should be amended to authorize the temporary release, and if so, what amendments to the terms and conditions of the Licence are required..

To support the Board’s consideration of Agnico Eagle’s request, the NWB invites interested parties to review the information provided by the Applicant and provide their comments to the Board on the following:

1. whether they are in agreement that emergency circumstances exist and the Board should process the Amendment Application on that basis;
2. identifying any questions or technical review comments in respect of the Amendment Application that should be considered by the Board; and
3. indicating whether they are interested and available to participate in a Board-hosted teleconference to give parties an opportunity to discuss technical and procedural issues associated with the Amendment Application (tentatively April 8 or 9, 2020).

All interested parties should provide their submissions to the NWB’s Manager of Licensing at licensing@nwb-oen.ca by **April 2, 2020 (5:00 p.m. EDT)**.

Following the Board’s receipt of comment submissions by interested parties, Agnico Eagle will have an opportunity to file their response to the parties’ submissions with the Board by **April 6, 2020 (5:00 pm EDT)**.

If you have any questions regarding this letter or procedural matters related to the file, please contact the NWB’s Licensing Department by e-mail at licensing@nwb-oen.ca or by phone at (867)-360-6338. For inquiries related to technical matters, please contact Sergey Kuflevskiy, Technical Advisor, by email at sergey.kuflevskiy@nwb-oen.ca.

Sincerely,

Karén Kharatyan
Nunavut Water Board, Director of Technical Services

Cc: Distribution List – Meliadine