

<p style="text-align: right;">200</p> <p style="text-align: center;">NUNAVUT WATER BOARD</p> <p>Water License Amendment Application No: 2AM-MEL1631</p> <hr/> <p style="text-align: center;">HEARING VOLUME 2</p> <hr/> <p>Rankin Inlet, Nunavut September 12, 2024</p>	<p style="text-align: right;">201</p> <p>1 TABLE OF CONTENTS</p> <p>2</p> <p>3 Description Page</p> <p>4</p> <p>5 September 12, 2024 Morning Session 205</p> <p>6 JOSE AUDET-LECOUFFE, DEREK DONALD, Affirmed 210</p> <p>7 Presentation by Fisheries and Oceans Canada 211</p> <p>8 Procedural Matters by Nunavut Water Board 215</p> <p>9 Legal Counsel</p> <p>10 SCOTT JACKSON, Affirmed 221</p> <p>11 Presentation by Agnico Eagle Mines Limited 222</p> <p>12 (Meliadine Lake Water Withdrawals)</p> <p>13 Agnico Eagle Mines Limited Questions 229</p> <p>14 Fisheries and Oceans Canada</p> <p>15 Procedural Matters by Nunavut Water Board 239</p> <p>16 Legal Counsel</p> <p>17 Statement by Dorothy Aglukark 244</p> <p>18</p> <p>19 September 12, 2024 Afternoon Session 249</p> <p>20 Procedural Matters by Nunavut Water Board 249</p> <p>21 Legal Counsel</p> <p>22 Environment and Climate Change Canada 252</p> <p>23 Questions Agnico Eagle Mines Limited</p> <p>24 Procedural Matters by Nunavut Water Board 254</p> <p>25 Legal Counsel</p> <p>26 Nunavut Water Board Staff Questions Fisheries 269</p>
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<p style="text-align: right;">210</p> <p>1 J. AUDET-LECOUFFE: Jose Audet-Lecouffe,</p> <p>2 J-O-S-E A-U-D-E-T-L-E-C-O-U-F-F-E.</p> <p>3 D. DONALD: Derek Donald, D-E-R-E-K</p> <p>4 D-O-N-A-L-D.</p> <p>5 JOSE AUDET-LECOUFFE, DEREK DONALD, Affirmed</p> <p>6 T. MEADOWS: Teresa Meadows, legal</p> <p>7 counsel for the Nunavut Water Board.</p> <p>8 So, Madam Chair, I have two copies of the</p> <p>9 presentations about to be provided by Fisheries</p> <p>10 and Oceans Canada, and one version is in</p> <p>11 English and Inuktitut, and the second version</p> <p>12 is in French, and I will be marking those as</p> <p>13 the next two exhibits in the public hearing.</p> <p>14 And thank you, Madam Chair. Those are my</p> <p>15 procedural matters.</p> <p>16 EXHIBIT 12 - Hard Copy PowerPoint</p> <p>17 Presentation, 2AM-MEL1631, Agnico</p> <p>18 Eagle Mines, Meliadine Projet - Water</p> <p>19 Licence Amendment 2AM-MEL1631</p> <p>20 (English and Inuktitut)</p> <p>21 EXHIBIT 13 - Hard Copy PowerPoint</p> <p>22 Presentation, 2AM-MEL1631, Agnico</p> <p>23 Eagle Mines, Meliadine Projet - Water</p> <p>24 Licence Amendment 2AM-MEL1631</p> <p>25 (French)</p> <p>26 THE CHAIR: Thank you.</p>	<p style="text-align: right;">211</p> <p>1 Fisheries and Oceans, you may proceed.</p> <p>2 Presentation by Fisheries and Oceans Canada</p> <p>3 J. AUDET-LECOUFFE: Thank you, Madam Chair,</p> <p>4 and good morning, everyone.</p> <p>5 This is Fisheries and Oceans' presentation</p> <p>6 for the Meliadine project and its water licence</p> <p>7 amendment.</p> <p>8 Next slide, please. The fish and fish</p> <p>9 habitat protection program. So Derek and I,</p> <p>10 our mandate is to conserve and protect fish and</p> <p>11 fish habitat from impact of human work and</p> <p>12 activities under the Fisheries Act.</p> <p>13 Next slide, please. So for this project,</p> <p>14 DFO has considered what aspects of the project</p> <p>15 could impact fish and their habitats, and for</p> <p>16 this we had four areas of comment. We had</p> <p>17 inconsistencies between documents and the</p> <p>18 application, we had concerns about pit flooding</p> <p>19 at closure, about fish passage, and about the</p> <p>20 fish offsetting plan.</p> <p>21 Next slide, please. Of our four comments,</p> <p>22 three were resolved. The -- the proper</p> <p>23 documents with the correct and complete</p> <p>24 information were provided. That addressed the</p> <p>25 first comment. And Agnico Eagle committed to</p> <p>26 collecting additional information relating to</p>

<p style="text-align: right;">212</p> <p>1 the fish offsetting plan. So that addressed 2 the two last comments. 3 Next slide, please. The one issue that 4 remains unresolved is related to pit flooding 5 at closure. In their application, Agnico Eagle 6 requested that water be taken from Meliadine 7 Lake to fill the pits when the mine closes and 8 that this volume be increased from 4 million 9 cubic metre per year to 8.7 cubic metre per 10 year, so more than double. 11 During the technical review of the 12 application, DFO noted that Agnico did not 13 assess the impacts of withdrawing that volume 14 of water, particularly on Meliadine and Diane 15 rivers that are critical to the migration of 16 local arctic char populations. 17 So DFO has requested that pit flooding 18 rates be removed from this application until 19 Agnico Eagle provides a proper impact analysis. 20 In their response, Agnico Eagle noted that they 21 should not remove pit filling rates and that 22 they were approved 17.06 million cubic metre a 23 year in the 2014 NIRB process. 24 So, now, why does it matter? Well, in 25 2014, Agnico Eagle provided only a general 26 understanding of the impact to flow associated</p>	<p style="text-align: right;">213</p> <p>1 with 17.06 million cubic metre. We understand 2 that the volume requested is less than in 2014, 3 but it is not understood what impacts the 4 withdraw of this volume will have. The volume 5 that -- that Agnico Eagle requests might be 6 acceptable, but we don't know. 7 Also, Agnico Eagle identified in 2014 that 8 during low flow, flow rates would decrease by 9 as much as 35 percent compared to baseline 10 conditions, compared to natural conditions. 11 This is well above DFO's threshold. It is a 12 significant impact, and it requires a further 13 analysis. 14 Next slide, please. So DFO recommends to 15 the Board that flow rates for pit flooding be 16 removed from this application, that a detailed 17 pit flooding analysis and a management and 18 monitoring plan be provided as part of the 19 closure and reclamation plan, and that the 20 necessary information is collected, which 21 includes lake water levels and flow in Diane 22 and Meliadine rivers. 23 DFO recommends 20 years of data, and we 24 understand that this has not started yet. So 25 we would like the Board to consider this 26 recommendation and note that Environment</p>
<p style="text-align: right;">214</p> <p>1 Canada, Fisheries and Oceans, the KIA, and NTI 2 share the same concerns. 3 DFO's committed to working with Agnico 4 Eagle and the partners around this table to 5 come to an acceptable solution. We have time 6 to revisit this topic before closure, but we 7 need the right information, and we need to 8 start collecting the right information now. 9 Thank you. Thanks for listening. 10 THE CHAIR: Thank you. 11 Questions to Fisheries and Oceans from 12 Agnico Eagle. 13 C. KOWBEL: Thank you, Madam Chair. 14 Christine Kowbel, legal counsel, Agnico Eagle. 15 If we could just have a moment to confer. 16 Many thanks. 17 Thank you, Madam Chair. Christine Kowbel, 18 legal counsel, Agnico Eagle. 19 Before I start, we will have a few 20 questions for Fisheries and Oceans Canada based 21 on that presentation. And, as part of that, 22 Madam Chair, we've heard a lot of talk about 23 this DFO policy relating to 20 years. We have 24 a copy of that policy. Mr. Audet-Lecouffe has 25 not shared it with the Board, but we will. 26 And I'd like to mark that as an exhibit.</p>	<p style="text-align: right;">215</p> <p>1 We'll provide that with -- Teresa Meadows, by 2 email, but we will be referencing it in our 3 presentation. 4 And in order to explain our interpretation 5 of that policy and how that policy actually 6 applies, Mr. Jackson has prepared two slides, 7 which we'll also be putting on the screen and 8 asking to be marked as exhibits. 9 Procedural Matters by Nunavut Water Board Legal 10 Counsel 11 T. MEADOWS: Thank you, Madam Chair. 12 Teresa Meadows, legal counsel for the Nunavut 13 Water Board. 14 So with respect to the fisheries policy, 15 I'm just going to ask whether or not there are 16 any objections to that being filed as an 17 exhibit recognizing that it is publicly 18 available, that it was referenced by Fisheries 19 and Oceans Canada in their presentation, and 20 that it should not be a surprise to any of the 21 participants here. 22 But if I can poll the legal counsel for the 23 Kivalliq Inuit Association, I will then go to 24 Nunavut Tunngavik Incorporated and then 25 Government of Canada legal counsel as to 26 whether or not they object to the policy going</p>

<p style="text-align: right;">216</p> <p>1 in via electronic form.</p> <p>2 J. KATZ: Jonathan Katz, legal</p> <p>3 counsel.</p> <p>4 No objections, but I would like to see the</p> <p>5 policy as soon as possible. Thank you.</p> <p>6 T. MEADOWS: Arthur.</p> <p>7 A. YUAN: Arthur Yuan, Nunavut</p> <p>8 Tunngavik Inc.</p> <p>9 The same situation. No objections from</p> <p>10 here, and I would like to see the policy as</p> <p>11 well.</p> <p>12 T. MEADOWS: Teresa Meadows, legal</p> <p>13 counsel for the Nunavut Water Board.</p> <p>14 For Government of Canada, Simone?</p> <p>15 S. TIELESH: Simone Tielesh, legal</p> <p>16 counsel for the Government of Canada.</p> <p>17 We have no objections.</p> <p>18 T. MEADOWS: Thank you. Teresa</p> <p>19 Meadows, legal counsel for the Nunavut Water</p> <p>20 Board.</p> <p>21 So I will circulate that to all legal</p> <p>22 counsel, and, actually, we'll try and get it</p> <p>23 posted on the registry, as well circulated to</p> <p>24 everyone, as soon as I receive it.</p> <p>25 EXHIBIT 14 - Electronic Copy,</p> <p>26 Framework for Assessing the</p>	<p style="text-align: right;">217</p> <p>1 Ecological Flow Requirements to</p> <p>2 Support Fisheries in Canada, Science</p> <p>3 Advisory Report, Fisheries and Oceans</p> <p>4 Canada, Canadian Science Advisory</p> <p>5 Secretariat (CSAS)(May 2013)(English)</p> <p>6 T. MEADOWS: With respect to the</p> <p>7 slides that you're proposing to provide, is</p> <p>8 there any information in those slides, Agnico</p> <p>9 Eagle, that is not currently on the public</p> <p>10 record previously been provided by Agnico</p> <p>11 Eagle?</p> <p>12 J. QUESNEL: Thank you. Jamie</p> <p>13 Quesnel, Agnico Eagle.</p> <p>14 The first slide has references to the 2014</p> <p>15 FEIS which has been discussed, and that's been</p> <p>16 circulated. The second slide is more related</p> <p>17 to the Department of Fisheries and Oceans' 2013</p> <p>18 policy that we were just talking about, and</p> <p>19 it's just highlighting a few components of that</p> <p>20 policy that's tied into the presentation by the</p> <p>21 Department of Fisheries and Oceans.</p> <p>22 T. MEADOWS: Thank you. Teresa</p> <p>23 Meadows, legal counsel for the Nunavut Water</p> <p>24 Board. Thank you for that clarification.</p> <p>25 So same order. We will go around the table</p> <p>26 and ask whether or not there are any objections</p>
<p style="text-align: right;">218</p> <p>1 to the two slides being projected to support</p> <p>2 the questioning that Agnico Eagle is planning</p> <p>3 for Fisheries and Oceans Canada.</p> <p>4 And I recognize that if in the course of</p> <p>5 the slides being projected there are --</p> <p>6 something arises where it's new information and</p> <p>7 you wish to object, you can, of course,</p> <p>8 preserve your right to do so at that time. But</p> <p>9 based on what is currently known of the slides,</p> <p>10 are there any objection to this material being</p> <p>11 entered as an exhibit?</p> <p>12 So Kivalliq Inuit Association.</p> <p>13 J. KATZ: Jonathan Katz, legal</p> <p>14 counsel, Kivalliq Inuit Association.</p> <p>15 I think it's difficult to provide an answer</p> <p>16 without seeing the slides. So if we could</p> <p>17 reserve the right, as you said, to object</p> <p>18 later. I don't want to hold up the hearing</p> <p>19 anymore, but I can't say whether there is or</p> <p>20 isn't new information without seeing it. So no</p> <p>21 objection right now but reserving the right to</p> <p>22 object once we see the slides. Thank you.</p> <p>23 T. MEADOWS: Teresa Meadows, legal</p> <p>24 counsel for the Nunavut Water Board.</p> <p>25 So our normal process with something like</p> <p>26 this is we will mark it as an exhibit. We will</p>	<p style="text-align: right;">219</p> <p>1 not enter it as an exhibit unless there are no</p> <p>2 objections following the presentation of that</p> <p>3 material, and then the Board will deal with any</p> <p>4 objections at that time.</p> <p>5 So you will have preserved your right to</p> <p>6 object once you see the slides themselves, the</p> <p>7 information, and hear the discussion associated</p> <p>8 with those.</p> <p>9 So, Mr. Yuan, from Nunavut Tunngavik?</p> <p>10 A. YUAN: Arthur Yuan, legal</p> <p>11 counsel for Nunavut Tunngavik Inc.</p> <p>12 Yes. On the basis noted by Ms. Meadows, no</p> <p>13 objections at this time.</p> <p>14 T. MEADOWS: Thank you. Teresa</p> <p>15 Meadows, legal counsel for the Nunavut Water</p> <p>16 Board.</p> <p>17 So Government of Canada legal counsel?</p> <p>18 S. TIELESH: Simon Tielesh, legal</p> <p>19 counsel with the Government of Canada.</p> <p>20 I have no objections to the process as</p> <p>21 described. Thank you.</p> <p>22 T. MEADOWS: Thank you. Teresa</p> <p>23 Meadows, legal counsel for the Nunavut Water</p> <p>24 Board.</p> <p>25 So we have a path forward. It's also my</p> <p>26 understanding that -- and we will circulate the</p>

<p style="text-align: right;">220</p> <p>1 materials as we receive them. I will circulate 2 them to legal counsel, and we will -- we will 3 not circulate the slides until we know for sure 4 that they will be entered. I will circulate 5 them only to legal counsel recognizing they are 6 subject to objections arising, and they may not 7 be entered on the record ultimately if there 8 are objections. With respect to the policy -- 9 the policy, however, as there are no 10 objections, we'll circulate that and post it on 11 the registry. 12 EXHIBIT 15 - Electronic Copy, 2 13 Summary Slides Entitled "Meliadine 14 Lake Water Withdrawals" (English) 15 T. MEADOWS: And it's my understanding 16 as well that the person who will be presenting 17 the slides and conducting the potential 18 questioning is -- was not sworn in or affirmed. 19 So I would like to do that now, if I can. 20 Thank you. 21 So if I can have the witness state and 22 spell your name for the record, please. 23 S. JACKSON: Scott Jackson, S-C-O-T-T 24 J-A-C-K-S-O-N. 25 T. MEADOWS: Thank you. Teresa 26 Meadows, legal counsel for the Nunavut Water</p>	<p style="text-align: right;">221</p> <p>1 Board. 2 Do you wish to be sworn or affirmed? 3 S. JACKSON: Either/or. Whatever -- 4 whatever suits the water board. 5 T. MEADOWS: Thank you, Mr. Jackson. 6 Teresa Meadows, legal counsel for the Nunavut 7 Water Board. 8 The Board determines many things, but that 9 is not one of them. The choice -- the 10 difference between them is whether or not you 11 swear on a Bible or whether or not you affirm. 12 S. JACKSON: Thank you. Understood. 13 I will affirm. 14 T. MEADOWS: Thank you. 15 SCOTT JACKSON, Affirmed 16 T. MEADOWS: Teresa Meadows, legal 17 counsel for the Nunavut Water Board. 18 So I will be circulating things shortly, 19 and if you would like to proceed with your 20 questioning. 21 C. KOWBEL: Thank you, Madam Chair, 22 and thank you, Ms. Meadows. Christine Kowbel, 23 legal counsel for Agnico Eagle. 24 Ms. Meadows, I have -- as we just 25 discussed, I have emailed you a copy of the 26 policy and the slides, and perhaps while I'm</p>
<p style="text-align: right;">222</p> <p>1 just making these preliminary remarks, we could 2 get those up on the screen. Hopefully our 3 email is working. If it's not, let us know. 4 Thank you, Madam Chair. We do have a few 5 questions for Fisheries and Oceans Canada. 6 As Mr. Audet-Lecouffe noted, we worked 7 through a number of information requests and 8 technical comments. Oh. 9 T. MEADOWS: Thank you, Madam Chair. 10 Sorry to interrupt, but perhaps what we'll 11 do in the interest of -- oh, I just received 12 them. That's what I was just going to say. 13 Perhaps we should use a key. I just have them. 14 So I will -- I will circulate them to everyone, 15 and we'll get them up on the screen in a 16 minute. Thank you. 17 Presentation by Agnico Eagle Mines Limited 18 (Meliadine Lake Water Withdrawals) 19 C. KOWBEL: Thank you, Madam Chair. 20 So, as we noted, we were able to work 21 through a number of information requests and 22 technical comments. We got to a place where 23 there is just one outstanding issue with DFO, 24 which is quite a good place. So we don't want 25 to lose sight of that in these questions that 26 we're having about the pit flooding issue, and</p>	<p style="text-align: right;">223</p> <p>1 we have been able to work together with DFO, 2 and we expect we'll keep working with DFO. 3 But there is one issue remaining that is 4 unresolved, and we do disagree quite 5 fundamentally on that, and that is the issue of 6 pit flooding volumes. Respectfully, we do not 7 think that Fisheries and Oceans Canada 8 presented that item fairly to the community 9 last night or to you this morning. We are 10 concerned that Fisheries and Oceans Canada is 11 not providing the Board the full picture. 12 So we have some questions and comments this 13 morning aiming to ensure that the Board has a 14 full and accurate understanding of the 15 information and the extensive evidence that 16 Agnico Eagle is relying on in asking the Board 17 to continue to include the closure of volumes 18 in the licence and to increase them so that we 19 could eventually close the new facilities we're 20 asking you to add this -- to this licence. And 21 there are a few key points. 22 The first topic is the water board needs to 23 be aware of the full context of the Fisheries 24 and Oceans policy. Based on the Fisheries and 25 Oceans presentation, the Board should 26 understand the process followed by Agnico Eagle</p>

<p style="text-align: right;">224</p> <p>1 is a typical evaluation of flows validated by 2 our expert and was part of the 2014 assessment. 3 There is no known evidence that highlights a 4 different result. 5 We think you will find Agnico Eagle and the 6 Board has the evidence -- and you have the 7 evidence now -- to make an informed decision 8 about including the updated pit volumes in the 9 amended licence. 10 We heard Fisheries and Oceans Canada state 11 that 20 years of baseline data is the standard 12 and suggested that that was the DFO -- sorry -- 13 Fisheries and Oceans Canada policy, but 14 Fisheries and Oceans Canada only presented you 15 with part of the policy. 16 I am going to ask Agnico Eagle's 17 third-party senior hydrologist Scott Jackson, 18 who is a licenced geoscientist in Nunavut, and 19 what that means is that he has to follow the 20 very high professional standards set by his 21 governing organization, and those standards are 22 considered specifically to Nunavut. And he is 23 going to speak to what is actually the standard 24 approach following Fisheries and Oceans' 25 policy. 26 Mr. Jackson has been working in this field</p>	<p style="text-align: right;">225</p> <p>1 as a hydrologist for over 20 years, and over 2 that time, he's worked with a number of 3 different parties, and he's worked for a number 4 of different people. He's worked for the 5 provincial and federal government. He's worked 6 for proponents. I will not go over his CV -- 7 or -- sorry -- his resume, his work experience, 8 but it is available to the Board as an exhibit 9 in this hearing, and I have no hesitation in 10 recommending him to you as an expert in the 11 field of hydrology. 12 I'm going to ask Mr. Jackson to present his 13 slides now, and then we will have some 14 questions for Fisheries and Oceans Canada. And 15 so I can see that the slides are up on the 16 screen. 17 And so, Madam Chair, I am now going to pass 18 the microphone to Mr. Jackson. 19 S. JACKSON: Thank you, Madam Chair. 20 Scott Jackson on behalf of Agnico Eagle. 21 So to recap, the 2014 FEIS assessed annual 22 withdrawal volumes from Meliadine Lake to fill 23 the pits in active closure at a rate of 24 17.06 million cubic metres per year. The 25 assessed reduction at that time based on that 26 volume was 15 percent of the median or two-year</p>
<p style="text-align: right;">226</p> <p>1 return period flow at the outlets and, as DFO 2 and Environment Canada referenced, a reduction 3 of 24 percent to 35 percent for the low-flow 4 periods. 5 The 2014 FEIS was conducted using standard 6 and appropriate methodology to determine the 7 impacts of an operation on streamflows, and, in 8 addition, similar methods were used as to what 9 is laid out in the framework for assessing 10 ecological flow requirements to support 11 fisheries in Canada. 12 Fisheries and Oceans stated that Agnico 13 Eagle does not understand the impacts, but I 14 would argue that we do. There's -- yeah. In 15 the current maximum proposed rate, it is half 16 that assessed in the 2014 FEIS. Given that, 17 this updated withdrawal rate would result in 18 lower estimated reductions to streamflows, 19 approximately half the originally assessed 20 reduction. 21 It is also worth noting that that 22 assessment in the 2014 FEIS model 23 conservatively assumed that there would be no 24 management of the withdrawals for Meliadine 25 Lake. However, the following mitigation was 26 also identified: Pumping rates will be managed</p>	<p style="text-align: right;">227</p> <p>1 to minimize effects to Meliadine Lake and will 2 ensure that the total annual discharge does not 3 drop below the ten-year dry condition. In 4 years during which Meliadine Lake discharges 5 are forecast to naturally fall below the 6 ten-year dry condition, no pumping will occur. 7 There is flexibility in the active closure 8 pumping schedule as presented in the amendment 9 application to manage withdrawals from 10 Meliadine Lake to meet this mitigation measure. 11 In my professional opinion, the assessment 12 methodology used in the 2014 FEIS was 13 appropriate and defensible and in line with the 14 guidance provided in the Fisheries and Oceans 15 framework. 16 Next slide, please. So this is the -- 17 there are a couple of excerpts from that 18 framework that have been entered into the 19 record. With respect to Fisheries and Oceans' 20 comment on the requirement for environmental 21 flow needs assessments to be conducted using a 22 minimum of 20 years of streamflow data, as 23 noted in the first quotation on the slide, the 24 framework also in Appendix 1 specifies specific 25 steps to be taken if site -- if site-specific 26 records are less than 20 years in duration.</p>

<p style="text-align: right;">228</p> <p>1 And I quote: (as read)</p> <p>2 For situations/sites where flow data</p> <p>3 is not available, then the use of</p> <p>4 synthesized, i.e., modelled,</p> <p>5 streamflow data is recommended. These</p> <p>6 data can be prorated from a proximal</p> <p>7 hydrometric station or simulated using</p> <p>8 a hydrological model.</p> <p>9 I would like to note that this approach is</p> <p>10 standard, industry-wide, and nationwide. It is</p> <p>11 well supported by the scientific community and</p> <p>12 is outlined in several other provincial</p> <p>13 environmental flow needs assessment documents.</p> <p>14 I have personally conducted these analyses for</p> <p>15 multiple sites in British Columbia, the Yukon</p> <p>16 territory, Ontario, Alberta, Quebec, and</p> <p>17 internationally in Indonesia, Honduras, and</p> <p>18 United States.</p> <p>19 Agnico is currently collecting streamflow</p> <p>20 and water level data at both outflows for</p> <p>21 Meliadine Lake -- thanks. Okay. Yeah. Agnico</p> <p>22 is collecting streamflow and water level data</p> <p>23 at both outflows of the lake over the next</p> <p>24 three years. Agnico's data can be used in</p> <p>25 combination with Water Survey of Canada</p> <p>26 hydrometric records, examples of which are</p>	<p style="text-align: right;">229</p> <p>1 provided in the table in the lower right of the</p> <p>2 slide, and watershed modelling to generate the</p> <p>3 required 20-plus years of streamflow data for</p> <p>4 use in this assessment.</p> <p>5 As stated previously, this is standard,</p> <p>6 industry, and scientific practice following</p> <p>7 well-established methods. Thank you.</p> <p>8 Agnico Eagle Mines Limited Questions Fisheries</p> <p>9 and Oceans Canada</p> <p>10 C. KOWBEL: Thank you, Madam Chair,</p> <p>11 and thank you, Mr. Jackson.</p> <p>12 So I just want to emphasize a few points</p> <p>13 that you've just heard Mr. Jackson, the expert</p> <p>14 hydrologist, speak to. In addition to applying</p> <p>15 Fisheries and Oceans' standard policy, the</p> <p>16 policy that every mine that he's ever worked on</p> <p>17 in Canada has worked -- has followed to develop</p> <p>18 a typical flow assessment and in developing the</p> <p>19 approach to pit flooding, as Mr. Jackson</p> <p>20 mentioned, Agnico Eagle is also carrying out a</p> <p>21 three-year monitoring program which will help</p> <p>22 inform potential for effects, offer an</p> <p>23 opportunity for adaptive management if it's</p> <p>24 needed, and ensure that the flow issues that</p> <p>25 Fisheries and Oceans flagged as a concern don't</p> <p>26 happen.</p>
<p style="text-align: right;">230</p> <p>1 Again, we also want to emphasize that the</p> <p>2 requested volumes are one-third -- about</p> <p>3 one-third of what was originally assessed in</p> <p>4 the 2014 final environmental impact statement</p> <p>5 and approved by the Nunavut Impact Review</p> <p>6 Board. It's a very large reduction, and that</p> <p>7 should increase confidence that there will be</p> <p>8 no significant effects.</p> <p>9 Now, having heard this, we have two</p> <p>10 questions for DFO -- or -- sorry -- Fisheries</p> <p>11 and Oceans Canada, and I should say, as I said</p> <p>12 earlier, Madam Chair, we have filed the policy</p> <p>13 with Ms. Meadows. I won't ask her to put it on</p> <p>14 the screen because we've mentioned it on this</p> <p>15 slide.</p> <p>16 And so, sir, I'm asking Fisheries and</p> <p>17 Oceans Canada to confirm that -- the framework</p> <p>18 for assessing the ecological flow requirements</p> <p>19 to support fisheries in Canada, that this is</p> <p>20 your policy and the policy that you were</p> <p>21 mentioning.</p> <p>22 J. AUDET-LECOUFFE: Yes. This is the</p> <p>23 framework that we're -- I was mentioning --</p> <p>24 sorry. Jose Audet-Lecouffe with Fisheries and</p> <p>25 Oceans Canada.</p> <p>26 This is the right document. It's not a</p>	<p style="text-align: right;">231</p> <p>1 policy. It's a science advice that we -- we</p> <p>2 use for technical guidance.</p> <p>3 C. KOWBEL: Thank you, Madam Chair.</p> <p>4 I think, sir, you were the person -- I</p> <p>5 think you mentioned it was a policy, but I'm</p> <p>6 happy to call it a science advisory document.</p> <p>7 Can Fisheries and Oceans Canada confirm</p> <p>8 that the methodology described by Mr. Jackson,</p> <p>9 the standard methodology that's applied for</p> <p>10 mines across Canada, is included in and part of</p> <p>11 the science advisory document?</p> <p>12 J. AUDET-LECOUFFE: Jose Audet-Lecouffe,</p> <p>13 Fisheries and Oceans Canada.</p> <p>14 If you're referring to modelling, yes, it</p> <p>15 is standard practice and acceptable. It is</p> <p>16 also best practice to validate on-site this</p> <p>17 information and consider changes in climate</p> <p>18 change and isostatic rebound, the changes in</p> <p>19 the environment that occurs, so validate this</p> <p>20 information. But, yes, modelling is totally</p> <p>21 acceptable.</p> <p>22 C. KOWBEL: Okay. Thank you very</p> <p>23 much.</p> <p>24 I'm just going to turn to our second point,</p> <p>25 and, Madam Chair -- oh, I'm sorry. Thank you.</p> <p>26 Just one more point.</p>

<p style="text-align: right;">232</p> <p>1 And we thought it was important to speak a 2 bit to the importance of respecting the Nunavut 3 Impact Review Board process and how extensive 4 that process is, and it relates to the topic of 5 environmental effects. 6 And the reason we are emphasizing this is 7 that when we were before the community last 8 night, we heard a statement about significant 9 effects, and, Madam Chair, I have read the 10 report from the Nunavut Impact Review Board on 11 the Meliadine project, and there was no finding 12 that there would be significant effects. 13 That's not accurate. And so I don't want to 14 leave the community with that misunderstanding. 15 We think it is very, very important to 16 respect the process that has been established 17 by the Nunavut Agreement and the role of the 18 other regulators in this process, the Nunavut 19 Planning Commission and the Nunavut Impact 20 Review Board. 21 The Meliadine mine assessment that the 22 Nunavut Impact Review Board carried out from 23 2011 to 2014 was long. It was comprehensive. 24 It was extensive. It involved dedicated work 25 by experienced professionals, Elders, youth, 26 Inuit, and other community members. The</p>	<p style="text-align: right;">233</p> <p>1 Environment Canada team that participated in 2 this assessment was very experienced, led by 3 Anne Wilson, who many of us know in this room 4 and had opportunity to learn from. 5 Fisheries and Oceans Canada also ensured 6 that senior staff were involved and dedicated 7 to the review, and Agnico Eagle presented their 8 best and reliable evidence from expertise that 9 was accepted by the Nunavut Impact Review 10 Board. They included Inuit Qaujimajatuqangit 11 and western science in that analysis. There 12 was a long process of information exchange, and 13 the process ended with public hearings and 14 community roundtables. 15 At the end of that process, the Nunavut 16 Impact Review Board, a board of seven Inuit 17 members, together with the expertise of the 18 Nunavut Impact Review Board staff, carefully 19 read the evidence and made its decision, and 20 they took into account that evidence, and they 21 took into account the mitigations, and they 22 took into account the legislation that applies 23 to this project, and based on that assessment, 24 they did not identify that there would be 25 significant effects. 26 The company then proceeded to the Nunavut</p>
<p style="text-align: right;">234</p> <p>1 Water Board process, and, of course, when 2 Agnico Eagle was applying for their facilities, 3 you don't just apply to construct and operate a 4 facility; you apply to construct, operate, and 5 close it. And that's what Agnico Eagle did, 6 and the water board agreed with that. The 7 water board included pit volumes for closing -- 8 for closure in the Type 'A' water licence, as 9 it should. 10 And now we are here again asking for the 11 rest of the facilities from that 2014 12 assessment to be added, and, again, Agnico 13 Eagle is responsibly asking for the full phase 14 of each of those facilities, construction, 15 operation, closure. And to close the 16 facilities, that also means the water board 17 needs to adjust the flooding volumes that we 18 already have in this licence accordingly for 19 those new facilities, and, as I said, this is a 20 responsible approach to permit the full life 21 cycle based on evidence. 22 And, respectfully, it's not any of our 23 role, including Fisheries and Oceans Canada or 24 Environment Canada, to second-guess the hard 25 work of the people involved, including from 26 their own organizations, in the Nunavut impact</p>	<p style="text-align: right;">235</p> <p>1 assessment outcomes. 2 Again, the Nunavut Impact Review Board 3 assessed pit closure volumes that are almost 4 three times higher than what is being requested 5 in this licence. The volumes we are asking to 6 update in this licence remain a very 7 conservative and assessed approach. 8 We wanted to draw everyone's attention to a 9 quote from the water board's correspondence of 10 March 1st, 2024, on this file because we 11 started this process with some questions about 12 the original assessment. The NWB, water board, 13 points out that: (as read) 14 The assessment of the potential 15 ecosystemic and socioeconomic effects 16 of the full scope of the activities 17 proposed in the amendment application 18 was previously conducted by the 19 Nunavut Impact Review Board, as set 20 out in the final hearing report for 21 the Meliadine Gold project. 22 And I won't give the numbers, but that's dated 23 October 10th, 2014. 24 Briefly stated, the scope of the Meliadine 25 Gold project assessed by the NIRB, Nunavut 26 Impact Review Board, and ultimately approved to</p>

<p style="text-align: right;">236</p> <p>1 proceed by the Minister in 2015 was described 2 in the executive summary of the final hearing 3 report as follows: (as read) 4 The Meliadine Gold project as proposed 5 would involve the construction, 6 operation, closure, and reclamation of 7 five open-pit mines and one 8 underground mine and associated 9 infrastructure for the extraction, 10 transportation, and shipment of gold 11 from five deposits. 12 As indicated by the Nunavut Planning Commission 13 and its conformity determination on the 14 amendment application dated January 25th, 2024, 15 no further assessment of the activities, works, 16 and undertakings proposed in this amendment 17 application is required by the NIRB as these 18 items were included within the scope of the 19 NIRB's 2014 assessment. 20 Accordingly, the water board, while 21 conducting a thorough technical review of the 22 amendment application, is bound by the 23 assessment of the proposed activities, works, 24 and undertakings concluded by the NIRB in 2014. 25 And so with that, Madam Chair, I have one 26 final question for DFO, Fisheries and Oceans</p>	<p style="text-align: right;">237</p> <p>1 Canada. 2 If the water board includes the larger pit 3 volumes in the amended licence that Agnico 4 Eagle is asking for, is Fisheries and Oceans 5 Canada willing to keep working with Agnico 6 Eagle to review its ongoing monitoring data in 7 a collaborative way, as we have been able to 8 do, in order to support our shared goal to 9 maintain adequate flow levels? 10 J. AUDET-LECOUFFE: Jose Audet-Lecouffe, 11 Fisheries and Oceans Canada. 12 Our recommendation to remove the pit 13 flooding rates stands, but we really want to 14 work with you to make sure that no impact to 15 Meliadine River and Diane River will occur 16 during pit flooding. At this point, we cannot 17 accept a number without a proper impact 18 assessment of water levels in those rivers. 19 I'd like to say that we do respect the NIRB 20 process, of course, but the NIRB process does 21 not address in detail this situation. We need 22 to establish thresholds. It needs to be 23 seasonal and follow natural levels and a proper 24 monitoring plan to ensure that fish are 25 protected. 26 Details are to be discussed here in front</p>
<p style="text-align: right;">238</p> <p>1 of this water board, but the information 2 provided was not sufficient to hold this 3 discussion. I would also like to point that 4 NIRB -- during the NIRB process, a potential 5 reduction of minus 35 percent of flow is 6 significant. Now, it might not happen, but we 7 don't know. 8 To answer your question, yes, we will work 9 with you, and we'll be happy to. Thank you. 10 C. KOWBEL: Thank you, Madam Chair. 11 We appreciate your confirmation that based 12 on the evidence that if the water board 13 includes larger closure volumes in this 14 licence, as we -- as we think they should, that 15 you'll continue working with the proponent on 16 these important items. 17 Thank you, Madam Chair. Those are all our 18 questions for Fisheries and Oceans Canada. 19 THE CHAIR: Sorry. I got distracted. 20 Legal counsel, go ahead. 21 T. MEADOWS: Thank you, Madam Chair. 22 Teresa Meadows, legal counsel for the Nunavut 23 Water Board. 24 So I'm now going to go around the table to 25 see whether or not there are objections to 26 entering the two slides as the exhibits in this</p>	<p style="text-align: right;">239</p> <p>1 public hearing or whether there are no 2 objections. 3 So if I can -- okay. And I'm seeing that 4 legal counsel need to take a break to have a 5 discussion with their clients. So perhaps, 6 Madam Chair, we can adjourn for 15 minutes and 7 let parties have a discussion with their 8 counsel. 9 THE CHAIR: Okay. We'll break for 10 15 minutes. 11 (ADJOURNMENT) 12 THE CHAIR: Okay. Before we 13 reconvene, legal counsel for water board, 14 Teresa. 15 Procedural Matters by Nunavut Water Board Legal 16 Counsel 17 T. MEADOWS: Thank you, Madam Chair. 18 Teresa Meadows for the Nunavut Water Board. 19 So, Madam Chair, you'll recall from 20 yesterday that there was a discussion about 21 terms -- revised terms and conditions wording 22 associated with Part C of the water licence, 23 and it's my understanding that the Kivalliq 24 Inuit Association and Agnico Eagle have come to 25 some resolution of the precise wording. So we 26 would like -- they would like to project that</p>

<p style="text-align: right;">240</p> <p>1 now and talk through that with the parties 2 here. 3 With respect to the exhibits and the 4 continued questioning of Fisheries and Oceans 5 Canada, we are going to defer that to after 6 lunch to allow parties time to review the 7 information in the new exhibits and determine 8 their position with respect to whether or not 9 they object to those materials being filed on 10 the public record. 11 And also, Madam Chair, once we conclude 12 with Agnico Eagle and the Kivalliq Inuit 13 Association talking about their revised 14 wording, we also understand that Dorothy 15 Aglukark is having to leave town on a plane 16 this afternoon, and so she would like to 17 address the Board one last time before she -- 18 before she leaves. 19 So we'll have Dorothy close us out before 20 lunch. Thank you, Madam Chair. 21 THE CHAIR: So right now it's Agnico 22 with KIA. 23 Okay. Go ahead, Agnico. 24 C. KOWBEL: Thank you, Madam Chair. 25 Christine Kowbel, legal counsel for Agnico 26 Eagle. My apologies. I've got a little frog</p>	<p style="text-align: right;">241</p> <p>1 in my throat. 2 Just to clarify, Madam Chair, what 3 Ms. Meadows just spoke to, we are going to be 4 filing updated Part C language. That's 5 currently with legal counsel for the Government 6 of Canada, legal counsel for Kivalliq Inuit 7 Association. I expect we'll be in position to 8 file that after lunch. 9 In the meantime, Agnico Eagle and Kivalliq 10 Inuit Association -- you heard during Kivalliq 11 Inuit Association's presentation there were a 12 few items they wanted to see in the water 13 licence, and I'm happy to say that we are able 14 to present some wording jointly to you on a few 15 of those topics, which I will ask Colleen 16 Prather to speak to. 17 And, in addition, Agnico Eagle and Kivalliq 18 Inuit Association -- and this is very timely 19 because this relates to topics relevant to the 20 pit flooding issue we were just speaking 21 about -- have worked together on a commitment 22 to address -- to address that topic as well, 23 and that would be added to the commitment list 24 under the water licence. 25 So I believe that the documents that we 26 sent Ali are now up on the screen, and I will</p>
<p style="text-align: right;">242</p> <p>1 turn the mic over to Ms. Prather before I start 2 coughing again. Thank you. 3 C. PRATHER: Thank you, Madam Chair. 4 Colleen Prather with Agnico Eagle. 5 So I'll read the commitment in. This is 6 Water Licence Amendment Commitment Number 19. 7 The subject is "closure pit flooding". 8 With respect to the overall pit flooding 9 volumes at closure specified in Part E, 10 Section 2 of the Type 'A' water licence, as 11 amended by the application, Agnico Eagle 12 recognizes and commits to give consideration to 13 the water balance of Meliadine Lake in order to 14 manage the potential pit flooding at the 15 closure stage, and the associated pumping rates 16 from Meliadine Lake will be specified in the 17 final closure and reclamation plan which will 18 be subject to Board approval. 19 Appropriate studies will be undertaken to 20 confirm that during pit flooding Meliadine Lake 21 levels will remain within their natural 22 elevation range, and small craft navigability 23 through the narrows of Meliadine Lake will be 24 maintained. This should ensure no impact to 25 downstream fish habitat. 26 If you can go to the next slide -- or --</p>	<p style="text-align: right;">243</p> <p>1 sorry -- the next page. All right. These are 2 terms and conditions for the water licence. So 3 the first one is a proposed new term and 4 condition. We'll leave it to the Board to 5 decide which part and section it falls under. 6 Saline groundwater shall not be discharged 7 to Meliadine Lake. Saline groundwater is 8 defined as water originating from underground 9 mine workings which exceeds a salinity of 10 4,000 milligrams per litre. Saline groundwater 11 shall be managed separately from surface 12 contact water and not directed to the contact 13 water management system with the exception of 14 residual saline groundwater present in 15 decommissioned and drained saline storage ponds 16 unless otherwise approved by the Board. 17 And, finally, we have an existing 18 condition, Part F, Item 4. The revised wording 19 being proposed is: The discharge of effluent 20 from the final discharge point at Monitoring 21 Program Station Mel-14 to Meliadine Lake shall 22 be minimized to the degree possible and shall 23 not exceed the total authorized volume of 24 2.6 million cubic metres per year during the 25 operations of the Meliadine mine or as 26 otherwise approved by the Board in writing.</p>

<p style="text-align: right;">244</p> <p>1 Thank you.</p> <p>2 THE CHAIR: Teresa, legal counsel.</p> <p>3 T. MEADOWS: Thank you, Madam Chair.</p> <p>4 Teresa Meadows, legal counsel for the Nunavut</p> <p>5 Water Board.</p> <p>6 So I'm assuming this will be a joint filing</p> <p>7 with -- between the Kivalliq Inuit Association</p> <p>8 and Agnico Eagle, but perhaps if there are any</p> <p>9 questions to the -- I recognize that Government</p> <p>10 of Canada parties may have not had an</p> <p>11 opportunity to look at this and think about</p> <p>12 this. So I'll ask that you defer your</p> <p>13 questions until after lunch. When we come</p> <p>14 back, we'll have a more thorough discussion of</p> <p>15 it.</p> <p>16 And at this point, Madam Chair, I'd like to</p> <p>17 suggest that Dorothy be permitted to make her</p> <p>18 statement so that she's able to travel this</p> <p>19 afternoon. Thank you, Madam Chair.</p> <p>20 THE CHAIR: Dorothy, you'll be able</p> <p>21 to speak before you leave.</p> <p>22 Statement by Dorothy Aglukark</p> <p>23 D. AGLUKARK: Thank you, Madam Chair.</p> <p>24 I'm going to say on behalf of the Kivalliq</p> <p>25 Inuit Association Elders advisory we thank you</p> <p>26 very much for being open. Agnico is opening a</p>	<p style="text-align: right;">245</p> <p>1 lot of jobs. First of all, I would like to</p> <p>2 give you appreciation for your work hiring, the</p> <p>3 NTI and KIA, and the water -- Nunavut Water</p> <p>4 Board for allowing us Elders to speak up.</p> <p>5 Like, we are included in your hearings. Thank</p> <p>6 you very much for allowing us.</p> <p>7 We always say that there's no job</p> <p>8 opportunities within our region. There's no</p> <p>9 job opportunities up here. We are now being</p> <p>10 open. I'm sorry. The other Elders, like, are</p> <p>11 not here. Like, they should start coming more</p> <p>12 often so they'll understand in what you're</p> <p>13 talking about. The work that you do, the --</p> <p>14 the road that you're using, you have to go talk</p> <p>15 to the government, you have to talk to Nunavut</p> <p>16 Water Board. All these -- like, they don't</p> <p>17 hear these in person, and sometimes we only</p> <p>18 hear it from -- I'm sorry that -- but me, I</p> <p>19 understand you are doing the work, like, as you</p> <p>20 are told to.</p> <p>21 We are very much in support, us Elders.</p> <p>22 For so many years, if I become 80 -- I have</p> <p>23 seen my ancestors, my grandparents, my mom, my</p> <p>24 dad live through hardship. I have been through</p> <p>25 that. Today my children, my grandchildren are</p> <p>26 living in a good life. There's good education.</p>
<p style="text-align: right;">246</p> <p>1 They have good jobs. Like, we have to see them</p> <p>2 do more instead of going against each other</p> <p>3 without understanding, and there's a lot of</p> <p>4 misunderstanding going on.</p> <p>5 This is our future children that we have to</p> <p>6 work for. We feel that there would be more job</p> <p>7 opportunities, and Agnico has had a lot of</p> <p>8 jobs. They have hired. And you have improved</p> <p>9 the life of the young people. They only don't</p> <p>10 live on social welfare.</p> <p>11 Like, we consider -- us adults, Elders,</p> <p>12 appreciate. We're not going back to igloos,</p> <p>13 snow igloos, snow houses. Today we live in</p> <p>14 beautiful houses. Today we feel and I feel</p> <p>15 that we have to be people that are deciding,</p> <p>16 even though I'm getting old, and I won't be --</p> <p>17 it won't be long before I can't make this --</p> <p>18 and if I go, I would have to leave behind --</p> <p>19 because all of us are going to leave our</p> <p>20 children. Like, I'm talking on behalf of the</p> <p>21 people of Kivalliq and people of Nunavut. We</p> <p>22 have to consider this.</p> <p>23 We are fully supporting to -- for you to</p> <p>24 continue working in Nunavut, especially the</p> <p>25 mining companies. They have helped a lot of</p> <p>26 people, and I hear, like, when there's -- they</p>	<p style="text-align: right;">247</p> <p>1 help. If there's a search going on, they are</p> <p>2 right there constantly helping. We really</p> <p>3 appreciate the fact that the mining companies</p> <p>4 are here and helping the people of Nunavut.</p> <p>5 Thank you. From the bottom of our hearts,</p> <p>6 thank you very much.</p> <p>7 And the education -- there's a lot of</p> <p>8 students, but they're -- they don't have the</p> <p>9 higher -- like, they're not -- they don't have</p> <p>10 the technicians up here. Like, they're the</p> <p>11 only ones, Agnico, looking for workers for them</p> <p>12 to go to the top positions.</p> <p>13 Like, we -- we're the only ones that -- us</p> <p>14 Inuit, let's negotiate with them. Let them</p> <p>15 talk to us. Let them make us understand what</p> <p>16 is possible so that we'll -- it's not like we</p> <p>17 have to constantly go against the companies.</p> <p>18 Let us Elders -- Elders are very much</p> <p>19 supporting the companies, and today we don't</p> <p>20 just do this and that without having to talk to</p> <p>21 the people in the community. I want to let</p> <p>22 the -- my Elders know, and sometimes I go on</p> <p>23 local radio.</p> <p>24 In regards to wildlife, our wildlife,</p> <p>25 caribou, seals, we consider them. We know,</p> <p>26 but -- there's always a "but" to everything.</p>

<p style="text-align: right;">248</p> <p>1 If we consider them very closely, if we 2 negotiate, if we can work together, we can fix 3 something as a teamwork, like, we are -- I'm 4 very much supporting. Like, sometimes our 5 Elders, we have gone through hardship in our 6 past life. If it wasn't for their hard work, 7 we wouldn't be here today. 8 When I was a child, I remember there's no 9 stove, no heater. Sometimes I wake up, the 10 snow is falling because the igloo has snow. 11 And sometimes we go hungry. I have gone 12 through starvation times. I have gone through 13 it. Today I fully support our young people 14 today to give them opportunities to have good 15 job, and I know that you do training to the 16 young people that are working here at Meliadine 17 and at -- I'm very, very thankful that you have 18 given us opportunities to give us our 19 younger -- younger generation jobs. 20 We have to start negotiating, not just 21 stopping the companies. We are fully 22 supporting you. You do have the power. You do 23 have -- you know what to do with the water. 24 Like, even though we are from Nunavut, we need 25 to start supporting the mining companies. If 26 they stop -- if they stop exploring, we'll have</p>	<p style="text-align: right;">249</p> <p>1 nothing. It's like we would be stolen from -- 2 like, there's a lot of young people out there 3 that today can work for you. What -- what if 4 the -- what happens if the mining companies 5 close down? I would like the other people to 6 consider this instead of fighting, instead of 7 arguing, instead of going against each other 8 and not just putting others down. 9 If we're going to find good opportunities, 10 what will happen if they don't come back? 11 Like, if they can explore the land -- when we 12 talk and our members talk, I'm saying that I'm 13 glad you listened to what I'm saying and for 14 you to allow me to speak to you. Thank you 15 very much for giving me the time. 16 THE CHAIR: Thank you. 17 Let's break for lunch and be back at 1:30. 18 (PROCEEDINGS ADJOURNED AT 10:55 AM) 19 (PROCEEDINGS RECOMMENCED AT 1:29 PM) 20 THE CHAIR: Good afternoon. 21 So, first of all, legal counsel for water 22 board. 23 Procedural Matters by Nunavut Water Board Legal 24 Counsel 25 T. MEADOWS: Thank you, Madam Chair. 26 Teresa Meadows, legal counsel for the Nunavut</p>
<p style="text-align: right;">250</p> <p>1 Water Board. 2 So, Madam Chair, when we left off, we were 3 dealing with a couple of procedural matters to 4 close off this component of the hearing, and 5 the first one was -- there was wording that was 6 projected with respect to terms and conditions, 7 and it's my understanding that there's been 8 discussions over lunch, and there may be some 9 revised wording. So we can walk through that 10 wording afterwards. 11 But there was also, as you'll recall, an 12 exhibit that had been marked but not entered, 13 and I was going to go to all of the legal 14 counsel to see whether or not after 15 consideration of the exhibit there were any 16 objections to the exhibit being entered. 17 So I will turn to the legal counsel now and 18 ask whether or not there are any objections to 19 that exhibit being entered into the evidence 20 for this public hearing. 21 So legal counsel for the Kivalliq Inuit 22 Association. 23 J. KATZ: Jonathan Katz, legal 24 counsel, Kivalliq Inuit Association. 25 No objection. 26 T. MEADOWS: Thank you.</p>	<p style="text-align: right;">251</p> <p>1 Legal counsel for Nunavut Tunngavik 2 Incorporated. 3 A. YUAN: Arthur Yuan, legal 4 counsel for Nunavut Tunngavik. 5 No objections. 6 T. MEADOWS: Thank you. 7 Legal counsel for the Government of Canada. 8 S. TIELESH: Thank you. Simone 9 Tieleish, legal counsel for the Government of 10 Canada. 11 We will not object to the slides being 12 added if we can put on the record here today 13 our position, which differs from the position 14 set out in those slides. I would like to pass 15 the mic to my colleague here, if that's okay. 16 T. MEADOWS: Thank you, Madam Chair. 17 Teresa Meadows, legal counsel for the 18 Nunavut Water Board. 19 And I can see that I'm already being hailed 20 by the legal counsel for Agnico Eagle. So, you 21 know, again, the one point in the slide -- so 22 maybe if we can just project the slide and look 23 at the point that you're speaking about. 24 So it's the first one. Ali, I think it's 25 the first one in the two slides. 26 Thank you for projecting that. Teresa</p>

<p style="text-align: right;">252</p> <p>1 Meadows, legal counsel for the Nunavut Water 2 Board. 3 And so before we deal with the discussion 4 with Agnico Eagle, any questions or issues 5 arising from this, it is fair for the 6 Government of Canada to state what their 7 position is with respect to this evidence 8 that's been provided. 9 There is some dispute as to whether or not 10 it's new information or my understanding is 11 it's the conclusion on the slide. It's not the 12 information on the slide necessarily that is 13 quoted from the final environmental impact 14 statement that is at issue. It's sort of 15 conclusions that are -- or interpretations of 16 that information, and -- but the Board would 17 like to hear what the position of the 18 Government of Canada is, and then Agnico Eagle 19 will be given an opportunity to reply to that. 20 So if you can proceed, please, Government 21 of Canada. 22 Environment and Climate Change Canada Questions 23 Agnico Eagle Mines Limited 24 S. FORTE: Thank you. Thank you, 25 Madam Chair. Sarah Forte with Environment and 26 Climate Change Canada.</p>	<p style="text-align: right;">253</p> <p>1 The information of estimated flow 2 reductions caused by updated withdrawal rates 3 on Bullet 4 of Slide 1 had not been presented 4 previously. 5 We have not had a chance to assess these 6 numbers. Our understanding from Agnico is that 7 they were calculated by dividing in half the 8 predicted impacts for a 17 million cubic metre 9 withdrawal rate. This assumes the system is 10 linear, which is not the case in hydrological 11 systems. A rating curve is typically used to 12 estimate changes in flow from changes in water 13 level, and, as the name suggests, they have 14 curves. 15 The model would have to be rerun to 16 correctly assess effects. Ideally, this would 17 be done incorporating more data than was used 18 in 2014 and considering climate change, 19 isostatic rebound, and uncertainty. Does 20 Agnico have a response to this? 21 S. JACKSON: Thank you, Madam Chair. 22 Scott Jackson on behalf of Agnico Eagle. 23 Yes. The estimate presented in Bullet 4 of 24 the first slide is based on the reduction of a 25 constant maximum pump rate by half relative to 26 what was presented in the 2014 FEIS. While</p>
<p style="text-align: right;">254</p> <p>1 you're correct that the hydrological system is 2 variable, the pump rate was assumed to be 3 constant. Therefore, a reduction by half in a 4 constant pump rate, all else being equal, the 5 impact on the streamflow regime is expected to 6 be half that assessed in the 2014 FEIS. 7 Based on the lower requested withdrawal 8 volumes, the proposed mitigation of reducing or 9 ceasing pumping, as needed to maintain the 10 Meliadine Lake water balance, the streamflow 11 characterization work currently underway in 12 accordance with the Fisheries and Oceans 13 technical guidance, Agnico feels that the 14 submitted evidence fully addresses the concern 15 raised by Fisheries and Oceans and Environment 16 and Climate Change Canada. Thank you. 17 Procedural Matters by Nunavut Water Board Legal 18 Counsel 19 T. MEADOWS: Thank you, Madam Chair. 20 Moving on to the next outstanding 21 procedural issue. Before the lunch break, 22 there was wording that was presented with 23 respect to some suggested draft terms and 24 conditions and modifications of existing terms 25 and conditions in the water licence, and it's 26 my understanding that there's additional</p>	<p style="text-align: right;">255</p> <p>1 information and some follow-up necessary with 2 respect to wording that was already presented 3 and wording that is going to be presented. 4 So if I can turn to Government of Canada, 5 they had indicated they had some comments on 6 the wording that was presented before lunch. 7 Thank you, Madam Chair. 8 S. TIELESH: Simone Tielesh, legal 9 counsel with the Government of Canada. 10 One second, please. 11 S. FORTE: Sarah Forte with 12 Environment and Climate Change Canada. 13 So we have a comment regarding the proposed 14 TC wording with the part and item as of yet -- 15 unidentified. The -- while Environment and 16 Climate Change Canada supports defining what 17 saline groundwater is, we note that the current 18 proposed wording has inconsistencies with the 19 current water licence, and we would recommend 20 that they be reconciled. 21 The two differences we noted are -- the 22 definition uses salinity to define saline 23 groundwater, and in the licence -- current 24 licence, total dissolved solids are used, and 25 we would recommend that a single one be used. 26 The other inconsistency noted is in the</p>

<p style="text-align: right;">256</p> <p>1 amount of 4,000 milligrams per litre that sits 2 halfway between the current maximum average 3 sample discharge at Mel-14 and the current 4 maximum grab sample, and we would recommend 5 that one of those values be used instead of 6 creating a third one. Thank you. 7 THE CHAIR: Agnico. 8 C. KOWBEL: Thank you, Madam Chair. 9 Christine Kowbel, legal counsel. 10 As -- so we are just hearing about this 11 comment from the Government of Canada for the 12 first time, which, you know, is fine. It's a 13 busy time. So -- but this is an agreed wording 14 between Agnico and Kivalliq Inuit Association. 15 So we'd just like to break for five minutes. 16 If there's more comments, maybe we'll hear them 17 from Environment Canada, but we do feel that 18 Agnico and Kivalliq Inuit Association need to 19 talk for five minutes before we speak to the 20 room. Thank you, Madam Chair. 21 So I guess my question back to Environment 22 Canada and Government of Canada is: Are there 23 any other comments on these terms and 24 conditions that we should be aware of before 25 we -- assuming Madam Chair give us that break, 26 before we break to discuss them?</p>	<p style="text-align: right;">257</p> <p>1 J. AUDET-LECOUFFE: Jose Audet-Lecouffe with 2 DFO. 3 I'm unsure if I can -- can comment on the 4 commitment, yes, that we -- we don't oppose the 5 commitment was related to -- in pit filling, 6 and we would like to be included, if possible, 7 in -- in that comment or consulted. 8 T. MEADOWS: Thank you, Madam Chair. 9 Teresa Meadows, legal counsel for the Nunavut 10 Water Board. 11 So you have heard the position of ECCC 12 shared with you and also the request from 13 Fisheries and Oceans Canada to be included in 14 the -- in the -- in consultations associated 15 with that commitment. So perhaps if we take a 16 five-minute adjournment or ten-minute 17 adjournment, you can consider that and then 18 reply back. 19 THE CHAIR: Okay. This five-minute 20 will turn to a ten-minute. So keep it at a 21 ten-minute, and it's so familiar from my NIRB 22 days. So a ten-minute break. 23 (ADJOURNMENT) 24 THE CHAIR: Okay. Shall we start 25 again, Teresa Meadows. 26 T. MEADOWS: Thank you, Madam Chair.</p>
<p style="text-align: right;">258</p> <p>1 Teresa Meadows, legal counsel for the Nunavut 2 Water Board. 3 So, Madam Chair, it's my understanding that 4 there have been discussions with the parties 5 and that Agnico Eagle has a response to the 6 comments of the Government of Canada, and they 7 also have some agreed wording with respect to 8 revisions -- suggested revisions to Part C of 9 the licence which deals with security that they 10 may be able to walk us through as well, and 11 we'll also then poll the parties as to their 12 agreement with the wording that's proposed. 13 Thank you, Madam Chair. 14 THE CHAIR: Go ahead, Agnico. 15 C. KOWBEL: Thank you, Madam Chair. 16 Christine Kowbel, Agnico Eagle. 17 I'll first start by asking Colleen to speak 18 to the comments we received from Government of 19 Canada on the terms and condition and 20 commitments, and thank you very much for the 21 break. That helped us understand them better. 22 So she'll speak to that, and then I will speak 23 to the security sections. 24 C. PRATHER: Thank you, Madam Chair. 25 Colleen Prather with Agnico Eagle. 26 I will speak to this commitment first. So</p>	<p style="text-align: right;">259</p> <p>1 the intent of the commitment, as is worded, was 2 to conduct studies to help us inform closure 3 such that Meliadine Lake levels will remain 4 within natural elevation ranges and small 5 watercraft can still navigate through the 6 narrows. 7 As noted yesterday, some of those studies 8 have already started, and we will be reporting 9 on those in the annual reports. During that 10 process, all parties, the Kivalliq Inuit 11 Association and Fisheries and Oceans Canada and 12 other parties, can review and comment. 13 In addition, results of those studies will 14 be used to inform updates to closure plans and 15 ultimately the final closure plan, and, again, 16 all parties have the opportunity to review and 17 provide comments. 18 There was no other agreement with the 19 Kivalliq Inuit Association to have ongoing work 20 sessions as part of this commitment. So I 21 think through the normal review process 22 Fisheries and Oceans will have an opportunity 23 to review and comment. 24 Regarding the new term and condition, 25 Kivalliq Inuit Association was going to speak 26 to that to clarify. Thank you.</p>

<p style="text-align: right;">260</p> <p>1 M. MCDUGALL: Matt McDougall for the 2 Kivalliq Inuit Association. 3 So for the new term and condition wording, 4 we can agree with Environment Canada to adjust 5 the definition of saline groundwater to water 6 originating from underground mine workings 7 which exceed a total dissolved solid 8 concentration. So instead of salinity, it will 9 be total dissolved solid of 4,500 milligrams 10 per litre consistent with what's in the licence 11 already for the maximum grab for Mel-14. Thank 12 you. 13 THE CHAIR: Legal counsel. 14 T. MEADOWS: Thank you, Madam Chair. 15 Teresa Meadows, legal counsel for the Nunavut 16 Water Board. 17 So there was a response to Fisheries and 18 Oceans Canada request with respect to the 19 commitment. 20 So does that explanation satisfy you, or is 21 there an additional amendment that you are 22 requesting? 23 J. AUDET-LECOUFFE: Jose Audet-Lecouffe, 24 Fisheries and Oceans Canada. 25 No. This does address. 26 T. MEADOWS: Thank you. Teresa</p>	<p style="text-align: right;">261</p> <p>1 Meadows, legal counsel for the Nunavut Water 2 Board. 3 So do you wish to move on to Part C and the 4 suggested wording? I did try to send it to 5 Ali. I don't know if he's gotten it yet, but 6 there seems to be something stuck in my outbox. 7 So just give me a minute, and I'll see whether 8 or not he's got it so we can project it. 9 Sorry, Madam Chair. Teresa Meadows, legal 10 counsel for the Nunavut Water Board. 11 So my apologies. I meant to also then go 12 to Environment and Climate Change Canada, 13 whether or not the suggested revision to the 14 wording with respect to the definition of 15 saline groundwater is something that you find 16 to be acceptable or not. Thank you. 17 S. FORTE: Sarah Forte with 18 Environment and Climate Change Canada. 19 Yes. The proposed wording addresses our 20 concerns. Thank you. 21 T. MEADOWS: Thank you, Madam Chair. 22 I just asked Ali if he received the 23 document that he is now projecting. So perhaps 24 Agnico Eagle, if you can sort of lead us 25 through what the revised wording is with the 26 recognition that what's proposed is to provide</p>
<p style="text-align: right;">262</p> <p>1 this as an exhibit -- the next exhibit in 2 the -- in the public hearing so that we all 3 have this text to refer to subsequently. Thank 4 you, Madam Chair. 5 C. KOWBEL: Thank you, Madam Chair. 6 Christine Kowbel, legal counsel for Agnico 7 Eagle. 8 So we -- we spoke a bit about the Part C of 9 the water licence during these hearings. 10 That's the part of the water licence that deals 11 with reclamation security. This work has been 12 going on between Crown-Indigenous and northern 13 relations Canada and the Kivalliq Inuit 14 Association and Agnico Eagle since probably 15 around January. So this -- this has been 16 wording they have been working on together for 17 some time. 18 As I think the Board is well aware, there 19 is a section of the Nunavut Waters and Nunavut 20 Surface Rights Tribunal Act when a project like 21 the Meliadine mine is located on both 22 Inuit-owned land, Crown land, the -- the Act 23 allows the water board to take into 24 consideration something called a security 25 management agreement. 26 And basically what that means is that's an</p>	<p style="text-align: right;">263</p> <p>1 agreement between Agnico Eagle, Kivalliq Inuit 2 Association as the landowner, and 3 Crown-Indigenous northern relations Canada 4 to -- to -- about how they will share and 5 administer the security in the event that 6 anybody had to execute on the security and take 7 action under the licence other than Agnico 8 Eagle. 9 And so the draft that is on the screen is 10 what lawyers call a clean copy. The -- the 11 version that we filed earlier in the process 12 was also joint, but it showed lots of 13 cross-outs and inserts and got confusing, as we 14 heard yesterday, so much easier for the water 15 board and for the water board staff. 16 We have agreed on what we call a clean 17 copy, and so Kivalliq Inuit Association, 18 CIRNAC, Agnico would propose to replace the 19 existing Part C of the licence with this 20 language and also add a schedule that is 21 related to this Part C, which I'll show you. 22 So as referenced in Section 1, there's a 23 schedule, and there's a word here, "tranches", 24 and that means basically that there's a large 25 amount we're calling the global security 26 amount, and that's been broken down into pieces</p>

<p style="text-align: right;">264</p> <p>1 or tranches, and there's a plan that as over 2 time Agnico wants to build more, everybody's 3 agreed on increases to the security that Agnico 4 will give to the government and to Kivalliq 5 Inuit Association over time. 6 And there are what we like to call triggers 7 for that, so steps in the process where Agnico 8 will -- before they take action, they will need 9 to post security before they do the things. 10 And so we'll look at the Schedule C in a 11 minute. The next section of Part C talks about 12 the security management agreement, and, as I 13 said, that's an agreement that the three 14 parties worked on, and that explains between us 15 how those securities will be administered to 16 make sure everybody gets notice, and it talks 17 about how we'll all work together. 18 Under Part 4, just under the existing 19 licence, once we provide the security to the 20 Minister and to the Kivalliq Inuit Association, 21 we need to give evidence that we've done that. 22 And when I say "we", I mean Agnico Eagle. 23 As we talked about yesterday, when Agnico 24 makes changes, they need to give notice of 25 to -- that. That's always been a term and 26 condition in Part C. That's not changing. And</p>	<p style="text-align: right;">265</p> <p>1 they will adjust the security through the water 2 board process, if that's needed. 3 The next section has not changed either. 4 As we've talked about during this hearing, 5 there's currently an interim reclamation and 6 closure plan. This will also be -- the -- the 7 reclamation cost will also be updated with the 8 final reclamation and closure plan. 9 The next section is about updates to 10 security. There's a process for that. This is 11 set out in the licence. If anybody wishes to 12 seek an amendment to the terms and conditions 13 of the licence itself, Part C, that would 14 require an amendment. 15 Updating Schedule C, which is where the 16 numbers are, the Board has a provision of the 17 licence which says that updating schedules does 18 not necessarily require an amendment process, 19 and so schedules could be updated by approval 20 of the Board. 21 And then the next two, again, are our 22 current standard terms and conditions of the 23 licence, and then Schedule C sets out those 24 tranches or milestones, those triggers, where 25 Agnico Eagle will be increasing security over 26 time.</p>
<p style="text-align: right;">266</p> <p>1 And that -- as I said, we will be posting 2 security in advance of starting each zone or 3 phases, and the first tranche, the 113,228,788, 4 that would be posted within 30 days of Agnico 5 Eagle being granted this amendment -- amended 6 licence should the Board wish to do so. I 7 just -- one moment. 8 Nothing else on that, Madam Chair, but as 9 this is a joint submission with CIRNAC and KIA, 10 they may wish to comment on this as well. 11 T. MEADOWS: Thank you, Madam Chair. 12 Teresa Meadows, legal counsel for the Nunavut 13 Water Board. 14 So if the Kivalliq Inuit Association has 15 any further comments. 16 L. MANZO: Thank you, Madam 17 Chairman. Luis Manzo, Kivalliq Inuit 18 Association. 19 No objections for the changes. The clarity 20 is better. Thanks. 21 T. MEADOWS: Thank you. Teresa 22 Meadows, legal counsel for the Nunavut Water 23 Board. 24 If the Government of Canada can provide us 25 with their indication. I'm assuming it's a 26 joint filing as well. So that's how their</p>	<p style="text-align: right;">267</p> <p>1 record is currently recorded. 2 So if I can have confirmation from the 3 Government of Canada. 4 J. HART: Thank you, Madam Chair. 5 Jeff Hart with Crown-Indigenous Relations and 6 Northern Affairs Canada. 7 Nothing to add there. 8 T. MEADOWS: So, Nunavut Tunngavik 9 Incorporated, the only reason that we didn't 10 check with you is that you are not a party to 11 the security management agreement. It is only 12 Government of Canada, Agnico Eagle, and the 13 Kivalliq Inuit Association. I have not -- I am 14 not glossing over you or forgetting you. It's 15 because you're not party to the security 16 management agreement. So these provisions 17 apply only to those parties. 18 Ezra, did you want to comment? 19 E. GREENE: Yeah. Just to clarify 20 and make sure that the question that was asked 21 to NTI is -- is answered yesterday because I 22 don't think it was on the record because it -- 23 in our presentation, we made a comment on this. 24 And in this version, just so it's clear, 25 Item Number 7 was referring to the amended 26 recommendation by Kivalliq Inuit Association,</p>

<p style="text-align: right;">268</p> <p>1 and Item Number 8 was the recommended paragraph 2 that AEM had put in. So this version is in 3 line with what we had presented. I just wanted 4 to clarify that. Thank you. 5 T. MEADOWS: Thank you. Teresa 6 Meadows, legal counsel for the Nunavut Water 7 Board. 8 You know, it was only yesterday, and I had 9 completely forgotten that that was still a 10 deferred response. So my apologies, Ezra, for 11 not checking with you. 12 EXHIBIT 16 - Electronic Copy, Clean 13 Copy Proposed Revised Wording for 14 Draft Part C and Schedule C of the 15 Water Licence 16 T. MEADOWS: So, Madam Chair, it is my 17 understanding that those are the -- that's the 18 conclusion of the procedural matters, and we 19 are now back to questioning of Fisheries and 20 Oceans Canada, which we started with first 21 thing this morning. 22 THE CHAIR: Thank you. And I 23 completely forgot where we are. 24 Fisheries and Oceans -- Agnico Eagle, did 25 you ask your questions? None. Okay. 26 Nunavut Tunngavik Incorporated.</p>	<p style="text-align: right;">269</p> <p>1 E. GREENE: Qujannamiik. Ezra Greene 2 from Nunavut Tunngavik Incorporated. 3 No questions from us. 4 THE CHAIR: Any questions from 5 Kivalliq Inuit Association? 6 L. MANZO: Thank you, Madam 7 Chairman. Luis Manzo, Kivalliq Inuit 8 Association. 9 No questions at this time. 10 THE CHAIR: Environment and Climate 11 Change. 12 R. WYKES: Russell Wykes, 13 Environment and Climate Change Canada. 14 We have no questions at this time. 15 THE CHAIR: Thank you. 16 Any questions from the public? 17 Seeing none, any questions from the Board 18 staff? 19 Nunavut Water Board Staff Questions Fisheries 20 and Oceans Canada 21 K. KHARATYAN: Thank you, Madam Chair. 22 Karen Kharatyan, Nunavut Water Board. One 23 comment and one question, and I will start with 24 comment. 25 Fisheries and Oceans Canada mentioned about 26 Kivalliq Inuit Association as -- as an agency</p>
<p style="text-align: right;">270</p> <p>1 or as a party also raised -- who raised the 2 issue of flooding of pit or rate of flooding of 3 pit. Yes. From my understanding, we never 4 received any -- any question or concern from 5 Kivalliq Inuit Association regarding this 6 issue. Just to clarify this. 7 The question is now, yes, regarding the 8 Fisheries and Oceans Canada. Maybe -- maybe 9 asking whether you have some -- your data about 10 outflow rates of Meliadine Lake. If you have, 11 we -- we would like to -- to hear about this. 12 It could be average annual rate. It could be 13 the highest outflow rate and smallest. We know 14 that there is seasonal variability. Thank you. 15 J. AUDET-LECOUFFE: Jose Audet-Lecouffe, 16 Fisheries and Oceans Canada. Thank you for 17 that question, Karen. 18 I -- since yesterday when I understood that 19 we might need data to -- to have a better 20 model, I contacted everyone I know to 21 potentially provide that information. So -- 22 and I was going to reach out also to Water 23 Surveyor of Canada to see if they have 24 rating curves. 25 I understand that they might only have six 26 years of data on Diane River, but I -- we will</p>	<p style="text-align: right;">271</p> <p>1 work to provide any information that we can to 2 the Board and Agnico Eagle to -- to help in 3 understanding the water levels and the flow 4 in -- in the Meliadine system. Thank you. 5 T. MEADOWS: Thank you, Madam Chair. 6 Teresa Meadows, legal counsel for the Nunavut 7 Water Board. 8 So I know that this might be too early to 9 commit to this, but is the process that will 10 consist of an annual review of the -- whenever 11 there is information provided by Agnico Eagle 12 in the annual report, and then all parties are 13 usually invited to comment on information 14 contained in the report. Are you envisioning 15 that at that time that you will be providing 16 information, or are you suggesting that that 17 information should be provided to the Board in 18 respect of this decision-making process 19 specifically? 20 Because if it's this decision-making 21 process specifically, the Board is intending to 22 close the public hearing record as of today, at 23 which point the Board doesn't consider any 24 additional information that's coming to them. 25 So I just want to clarify on kind of what 26 you're envisioning.</p>

<p style="text-align: right;">272</p> <p>1 J. AUDET-LECOUFFE: Jose Audet-Lecouffe with 2 Fisheries and Oceans Canada. 3 I don't intend to delay any process with 4 the Board. If the Board is interested in 5 seeing that data, we can later share, but the 6 goal was just to help improve the model that 7 Agnico Eagle will -- might -- might -- might 8 need and give us certainty over what -- what is 9 provided. 10 Nunavut Water Board Staff Questions Agnico 11 Eagle Mines Limited 12 K. KHARATYAN: Thank you, Madam Chair. 13 Yes. Karen Kharatyan from water board. 14 We will appreciate to see this data. 15 Although the intention is not to delay the 16 process, yes, the -- the -- if the Panel 17 decides to close the public hearing record, it 18 will be closed. 19 In that case, maybe I will have a follow-up 20 question to Agnico Eagle, whether you will be 21 able to pull out some numbers about Meliadine 22 Lake outflow rates just for our, yes, 23 information and provide these -- these numbers. 24 J. QUESNEL: Jamie Quesnel, Agnico 25 Eagle. 26 Do you need that information, like, right</p>	<p style="text-align: right;">273</p> <p>1 now to make a decision, or can we provide that 2 after we close the record? Like, what are you 3 looking for? 4 K. KHARATYAN: Thank you, Madam Chair. 5 It depends how long it will take to get 6 this information. I guess you have some 7 baseline information, Jamie. I know -- I know 8 some of these numbers, but I would like, yes, 9 maybe to have these numbers going into record. 10 Thank you. 11 S. JACKSON: Yeah. Thank you, Madam 12 Chair. Scott Jackson on behalf of Agnico 13 Eagle. 14 So with reference to the 2014 FEIS, 15 Volume 7, Table 7.3-28, the annual estimated 16 baseline outflow volume from Meliadine Lake is 17 84,700,000 cubic metres. Thank you. 18 THE CHAIR: Board staff. 19 K. KHARATYAN: Thank you, Madam Chair. 20 Karen Kharatyan, water board. 21 No more questions. Thank you. 22 THE CHAIR: Thank you. 23 Any questions from the Panel? Lootie. 24 Nunavut Water Board Panel Questions Fisheries 25 and Oceans Canada 26 L. TOOMASIE: You -- I know you've been</p>
<p style="text-align: right;">274</p> <p>1 talking about the pit. What do you want to 2 see? What -- if they don't get refilled, what 3 would you want to see? If the pits -- that's 4 my first question. 5 J. AUDET-LECOUFFE: Jose Audet-Lecouffe, 6 Fisheries and Oceans Canada. Thank you for the 7 question. 8 We would want to see monitoring on the lake 9 for water levels and flow. We would want to 10 see thresholds or a limit where they could not 11 pump more and lower the -- the water levels 12 more so in dry years they would not be able to 13 pump and make it even dryer. 14 We want to have a threshold, and that limit 15 needs to follow the season because, as you 16 know, char will require flow at a certain time 17 of year, and we want to have a protocol that is 18 adaptive in nature, meaning that when we 19 measure in the field we have actions associated 20 with those measurements. 21 Nunavut Water Board Panel Questions Agnico 22 Eagle Mines Limited 23 L. TOOMASIE: Thank you. 24 I also have a question to Agnico. The pit 25 that you want to fill up, would it become a 26 lake by -- or would you get -- the water from</p>	<p style="text-align: right;">275</p> <p>1 Meliadine, that if you were to fill up the pit, 2 would it come from Meliadine waters? Thank 3 you. 4 J. QUESNEL: Thank you, Madam Chair. 5 Thank you for the question. Jamie Quesnel, 6 Agnico Eagle. 7 For the flooding of the -- of the open 8 pits, we would pump water from Meliadine Lake. 9 That's one component of the -- the floodwater. 10 Also, there's a natural volume of water 11 that naturally would report into that pit, into 12 that depression. I think it's about 20 million 13 cubes -- cubic metres of water that would 14 naturally report to the pits based on rain 15 events, snowmelt, things like that. 16 And at the time of closure, based on us 17 meeting the water quality objectives at that 18 time, we would reconnect to the regional 19 watershed. So the whole system would be 20 reconnected to the regional watershed. 21 So hopefully that answered your question. 22 Thank you. 23 L. TOOMASIE: If it was to be 24 connected -- and the fish probably will go into 25 that lake; right? The pit. It will have to be 26 written. But the fish that that -- those are</p>


<p style="text-align: right;">276</p> <p>1 our diet. Like, when you really think of it, 2 make sure there's no contamination in the fish. 3 I'm asking that. Like, would it come from 4 natural snow and rain? I would like to get 5 confirmation on -- confirmation on that. Thank 6 you. 7 J. QUESNEL: Thank you, Madam Chair. 8 Jamie Quesnel, Agnico Eagle. 9 Yes. Our -- our primary objective is -- is 10 to ensure there -- there is no harm to the fish 11 habitat. So we would ensure that we would meet 12 those water quality objectives, and that's why 13 we need the freshwater component into the -- 14 into the open pit during the flooding stage of 15 closure plus natural rainwater and snowmelt 16 that would report there. 17 However, we would ensure that would meet 18 the objectives based on the water quality 19 applicable legislation and policies and acts 20 and everything else we would have to meet based 21 on the time of that water licence for closure. 22 So that's our primary objective, and that's 23 what we've been trying to say over the last 24 couple of days, that we would meet those 25 objectives. However, at closure, we need to 26 have certainty that we can meet the conceptual</p>	<p style="text-align: right;">277</p> <p>1 closure plan with the volume of water that we 2 are requesting. Thank you. 3 THE CHAIR: Okay. Thank you. 4 Thank you, Fisheries and Oceans, for your 5 presentation. 6 We're going to move on to opportunity for 7 each party to provide us with your brief 8 closing remarks. Before we do, let's take a 9 short break. 10 (ADJOURNMENT) 11 THE CHAIR: Okay. Shall we 12 reconvene. 13 And before we go on to closing remarks, our 14 Panel member, Lootie, has a follow-up question 15 in English. 16 L. TOOMASIE: Okay. Thank you. 17 I will try to speak in English what I said 18 in Inuktitut earlier to explain better so you 19 better understand. 20 What I meant -- I asked -- especially the 21 Agnico Eagle, I asked you what will happen with 22 the pit once filled when you will fill it with 23 the water from Meliadine Lake, if it's become 24 part of our Meliadine Lake itself, the fish 25 will be -- swim into that pit, or whether the 26 pit will be individual lake when it's filled up</p>
<p style="text-align: right;">278</p> <p>1 with water? These are two parts I asked 2 earlier. Thank you. 3 J. QUESNEL: Thank you, Madam Chair. 4 Jamie Quesnel, Agnico Eagle. 5 I appreciate the clarification. At the 6 time of closure once the open pits are flooded, 7 they will -- would flow into Meliadine Lake 8 through -- there's two watersheds. We call it 9 Watershed A and Watershed B. They flow in 10 different directions. However, they would flow 11 into Meliadine Lake. 12 So Meliadine Lake will not be flowing into 13 the pits. The flooded pits would be flowing 14 into -- into Meliadine Lake. So all the pits 15 will be flooded, overflow through Watershed A 16 into Meliadine Lake, and the other pits that 17 are located in Watershed B, once that area is 18 flooded, would overflow through Watershed B 19 into Meliadine Lake. 20 THE CHAIR: And so it will be a new 21 man-made lake? 22 J. QUESNEL: Yeah. Jamie Quesnel, 23 Agnico Eagle. 24 Yeah. It would be a pit lake, yeah, that 25 will be flooded flowing into Meliadine. 26 THE CHAIR: Okay. Thank you for the</p>	<p style="text-align: right;">279</p> <p>1 clarification. Thank you. 2 Okay. On to closing -- or brief closing 3 remarks. Can we start with the Nunavut 4 Tunngavik Incorporated. 5 Closing Remarks by Nunavut Tunngavik 6 Incorporated 7 E. GREENE: Qujannamiik. Ezra Greene 8 with Nunavut Tunngavik Incorporated. 9 So Nunavut Tunngavik wants to thank the 10 Panel, the panelists, the Nunavut Water Board 11 staff members, the translators who have been 12 working so hard, and the technical staff who 13 have been supporting this hearing. 14 We also thank Agnico Eagle Mines and all of 15 the intervenors for participating in this 16 public hearing and working towards providing 17 all the best information for the Nunavut Water 18 Board to make their decision. 19 We thank the members of the Kivalliq Inuit 20 Elders advisory committee who were able to come 21 and present, Dorothy Aglukark, and we thank the 22 community members from Kangiqliniq who attended 23 the meeting last night and -- and participated 24 in the community session. 25 We also greatly thank the Kivalliq Inuit 26 Association for their hard work and ongoing</p>

<p style="text-align: right;">280</p> <p>1 work in monitoring water quality and ensuring 2 that the freshwater system and the fish will be 3 protected into the future and all their work 4 that they do in the environmental impact 5 reviews and assessments. 6 Throughout this hearing, we have heard how 7 important maintaining high quality water is and 8 ensuring the health of the Meliadine Lake and 9 connected watersheds of the Diane River and 10 Meliadine River. 11 Last night in the community session, we 12 heard very insightful comments about how Inuit 13 Kangiqliniq, Rankin Inlet, and the Kivalliq 14 want to see the continuation of water levels 15 and water quality that will ensure healthy fish 16 populations into the future and in turn healthy 17 Inuit. 18 We have also heard how important it is to 19 work together to find solutions for making 20 these goals, these objectives, this long-term 21 health of -- of the water systems, the fish, 22 and Inuit happen, and NTI fully supports this 23 continued collaboration for all parties -- from 24 all parties. 25 And, yeah, that's -- that's our closing 26 comments. Thank you so much.</p>	<p style="text-align: right;">281</p> <p>1 THE CHAIR: Thank you. 2 Closing remarks from the Kivalliq Inuit 3 Association. 4 L. MANZO: Thank you, Madam 5 Chairman. Luis Manzo, Kivalliq Inuit 6 Association. 7 I'm going to pass the microphone to the 8 legal counsel for one of the exhibits. 9 J. KATZ: Jonathan Katz, legal 10 counsel, Kivalliq Inuit Association. 11 Before Luis gets started on the closing, I 12 just would like to enter as an exhibit the 13 letter dated Thursday, September 12th to the 14 Nunavut Water Board confirming that Agnico 15 Eagle and KIA, or Kivalliq Inuit Association, 16 have entered into an amended water compensation 17 agreement. 18 T. MEADOWS: Thank you, Madam Chair. 19 Teresa Meadows, legal counsel for the Nunavut 20 Water Board. 21 So thank you, Madam Chair. I will receive 22 and mark this exhibit as the next exhibit in 23 the public hearing, and thank you very much to 24 the Kivalliq Inuit Association and Agnico Eagle 25 Mines Limited. 26 Is it a joint filing? A joint filing. So</p>
<p style="text-align: right;">282</p> <p>1 the record will show that it's a joint filing. 2 Thank you. 3 EXHIBIT 17 - Hard Copy, 4 Correspondence of the Kivalliq Inuit 5 Association Confirming the conclusion 6 of an Amended Water Compensation 7 Agreement (English) 8 THE CHAIR: Thank you. 9 Closing remarks, KIA. 10 Closing Remarks by Kivalliq Inuit Association 11 L. MANZO: Thank you, Madam 12 Chairman. Luis Manzo, Kivalliq Inuit 13 Association. 14 First I would like to thanks the community 15 of Rankin Inlet to host this -- these meetings 16 and all the community members who participated 17 and input into this process. 18 I would also like to thank the Nunavut 19 Water Board for the organization of the meeting 20 and for inviting us to participate and takes 21 our comments into consideration. 22 We'd also like to thanks the intervenors 23 for their contribution and expertise and the 24 collaboration -- the constant collaboration 25 with the proponent in -- in some of the 26 meanings along the way of this process and</p>	<p style="text-align: right;">283</p> <p>1 the -- and the support of NTI along this 2 process as well. 3 We'd also like to thank the translator and 4 the staff of Nunavut Water Board for -- for 5 their hard work in set up -- setting up these 6 meetings. 7 We also listened to the Elders 8 committees -- the Elder advisory committees in 9 this. We heard yesterday and we heard it 10 today, Ms. Aglukark, and the hard work they're 11 actually doing in participating and listen to 12 the proponent and sometimes to -- to the KIA 13 and -- which -- it was expressed the importance 14 of the fish and fish habitat. And thank you 15 for sharing that wisdom. 16 So Kivalliq Inuit Association would like to 17 insist the importance of working together with 18 all the parties to protect fish and fish 19 habitat in the Kivalliq region. The KIA will 20 continue to work with DFO, Environment Canada, 21 Agnico Eagle, NTI, and the rest of the 22 participants. We will continue monitoring the 23 watershed, as we've been doing in the last ten 24 years, to ensure -- to protect the future 25 generations and their environment today. 26 And with that, I conclude my remarks.</p>

<p style="text-align: right;">284</p> <p>1 Thank you.</p> <p>2 THE CHAIR: Thank you.</p> <p>3 Closing remarks from Crown-Indigenous</p> <p>4 Relations and Northern Affairs.</p> <p>5 Closing Remarks by Crown-Indigenous Relations</p> <p>6 and Northern Affairs Canada</p> <p>7 J. HART: Ma'tna, Madam Chair.</p> <p>8 On behalf of Crown-Indigenous Relations and</p> <p>9 Northern Affairs Canada -- Jeff Hart for</p> <p>10 Crown-Indigenous Relations and Northern Affairs</p> <p>11 Canada. Thank you.</p> <p>12 I would like to thank the Nunavut Water</p> <p>13 Board for the opportunity to participate in the</p> <p>14 hearing process for this amendment application.</p> <p>15 I would also like to thank the parties to</p> <p>16 this hearing for the engaging discussion, the</p> <p>17 interpreters for their efforts during the</p> <p>18 public hearing process, and the community of</p> <p>19 Rankin Inlet for their warm hospitality this</p> <p>20 week.</p> <p>21 Crown-Indigenous Relations and Northern</p> <p>22 Affairs Canada had raised concerns regarding</p> <p>23 the adaptive management plan, discharge into</p> <p>24 Meliadine Lake, storage of saline water in</p> <p>25 Lake B7, water quality predictions, groundwater</p> <p>26 flow, and water use, all of which are</p>	<p style="text-align: right;">285</p> <p>1 considered resolved.</p> <p>2 Crown-Indigenous Relations and Northern</p> <p>3 Affairs Canada confirms it has reached an</p> <p>4 agreement with the Kivalliq Inuit Association</p> <p>5 and Agnico Eagle on a global security amount,</p> <p>6 the split on the security, and payment of</p> <p>7 security in phase tranches.</p> <p>8 Crown-Indigenous Relations and Northern</p> <p>9 Affairs Canada will continue to work with the</p> <p>10 Kivalliq Inuit Association and Agnico Eagle to</p> <p>11 finalize a security management agreement.</p> <p>12 Ma'tna.</p> <p>13 THE CHAIR: Thank you.</p> <p>14 Environment and Climate Change Canada.</p> <p>15 Closing Remarks by Environment and Climate</p> <p>16 Change Canada</p> <p>17 R. WYKES: Thank you, Madam Chair.</p> <p>18 Russell Wykes, Environment and Climate Change</p> <p>19 Canada.</p> <p>20 On behalf of Environment and Climate Change</p> <p>21 Canada, we would like to thank the Nunavut</p> <p>22 Water Board, panel members, Elders, community</p> <p>23 members, Agnico Eagle, and fellow intervenors.</p> <p>24 Thank you to the excellent translation team</p> <p>25 and the multimedia work done by PIDO</p> <p>26 Productions.</p>
<p style="text-align: right;">286</p> <p>1 We would also like to thank Rankin Inlet</p> <p>2 for inviting us into their community to</p> <p>3 participate in these proceedings.</p> <p>4 Firstly, we would like to correct a</p> <p>5 statement made during questioning yesterday.</p> <p>6 Karen asked us what data was missing, and our</p> <p>7 response was that it was described in</p> <p>8 Environment and Climate Change Canada's</p> <p>9 Technical Comment Number 29. This was</p> <p>10 incorrect. The information in question was</p> <p>11 described in Technical Comment Number 30. Just</p> <p>12 a small clarification for the record.</p> <p>13 Environment and Climate Change Canada has</p> <p>14 three outstanding issues. For Technical</p> <p>15 Comment Number 17, we recommend that the Board</p> <p>16 require Agnico to establish Meliadine Lake east</p> <p>17 basin-specific normals to help interpret</p> <p>18 potential effects with the aquatic effects</p> <p>19 monitoring program. This could be done in the</p> <p>20 next aquatic effects monitoring annual report</p> <p>21 or in the design plan.</p> <p>22 For ECCC Number 19, Environment and Climate</p> <p>23 Change Canada recommends the Board require</p> <p>24 Agnico to update the interim closure and</p> <p>25 reclamation plan so that it is consistent. If</p> <p>26 the plan involves eventually breaching all dams</p>	<p style="text-align: right;">287</p> <p>1 and dikes, the water quality objectives for all</p> <p>2 water bodies should be protective of aquatic</p> <p>3 life.</p> <p>4 Additionally for this topic, we recommend</p> <p>5 Agnico review subsection 2, 3 of the metal and</p> <p>6 diamond mining effluent regulations to consider</p> <p>7 the implications of recognized closed mine</p> <p>8 status.</p> <p>9 Environment and Climate Change Number 29.</p> <p>10 ECCC's last outstanding comment, Number 29,</p> <p>11 relates to the insufficient data to evaluate</p> <p>12 effects of the proposed water withdrawal rates</p> <p>13 for pit filling at closure.</p> <p>14 We do not oppose the plan to fill the pits</p> <p>15 with water from Meliadine Lake, merely the</p> <p>16 speed at which those pits will be filled. We</p> <p>17 support Department of Fisheries and Oceans</p> <p>18 Canada request for action on further validation</p> <p>19 of the pumping rate described in</p> <p>20 Section 4.2.4.5 of the interim closure and</p> <p>21 reclamation plan.</p> <p>22 Until sufficient data is available to make</p> <p>23 an informed decision on withdrawal rates at</p> <p>24 closure, Environment and Climate Change Canada</p> <p>25 recommends that the Board not include closure</p> <p>26 withdrawal rates in an amended licence.</p>

<p style="text-align: right;">288</p> <p>1 Thank you again for everyone who 2 participated in these proceedings, and we look 3 forward to future collaborations. 4 THE CHAIR: Thank you. 5 Closing remarks from Fisheries and Oceans 6 Canada. 7 Closing remarks by Fisheries and Oceans Canada 8 J. AUDET-LECOUFFE: Thank you, Madam Chair. 9 Jose Audet-Lecouffe, Fisheries and Oceans 10 Canada. 11 NTI, KIA, Environment Canada, and DFO all 12 agree that pit flooding activities at closure 13 could have great impact on water levels and 14 consequently on char migration. 15 In their interim closure and reclamation 16 plan and water management plan, Agnico Eagle 17 committed to evaluate the pumping rate further 18 to validate that any possible negative effects 19 to Meliadine Lake do not occur, and we need 20 this evaluation before we can accept to more 21 than double the pit filling rates. We need 22 certainty. 23 So DFO is looking forward to Agnico Eagle 24 following up on the commitments that they made 25 in their current management plans. We're 26 looking forward to collaborating with</p>	<p style="text-align: right;">289</p> <p>1 interested parties to update the plans to 2 include a path forward to gather necessary 3 information and develop an acceptable pit 4 flooding protocol. 5 DFO has one concern remaining. Only one. 6 All others were addressed because we have 7 worked with Agnico Eagle to resolve them. We 8 have no doubt we can do the same now. 9 DFO would like to thank the water board, 10 Agnico Eagle Mines, members of community, 11 Elders, and all participating parties for their 12 collaborative work on this project, and, of 13 course, thank you to the interpreters for their 14 great work and the community of Rankin Inlet 15 for hosting this event. Thank you. Ma'tna. 16 THE CHAIR: Thank you. 17 Closing remarks, Agnico Eagle Mines. 18 Closing Remarks by Agnico Eagle Mines Limited 19 J. QUESNEL: Thank you, Madam Chair. 20 Jamie Quesnel, Agnico Eagle. 21 It's been a quick and busy two days. 22 Before I begin, thank you to the interpreters 23 and the Elders for your dedication in this 24 process. We understand these processes could 25 not proceed without your help and wisdom. I 26 also wanted to thank the community of Rankin</p>
<p style="text-align: right;">290</p> <p>1 Inlet, the Board, Nunavut Water Board staff, 2 and all the planning that is associated with 3 this public hearing. We appreciate all 4 participants' efforts to the process, and I 5 have just a few quick points to emphasize in 6 our closing statement. 7 As you just heard us speak to the topic of 8 pit flooding at closure in our reply and 9 questions for Fisheries and Oceans Canada and 10 Environment Canada on ECCC 29, I won't spend 11 much time on that. However, we emphasize that 12 the total volumes for pit closure that we are 13 asking for in this amended licence are about 14 one-third of what was considered during a 15 Nunavut Impact Review Board assessment. 16 Given the mitigations of monitoring 17 programs that we will have in place to ensure 18 flows are protected and our commitments given 19 in this process, we ask the Board to update the 20 pit closure flooding volumes in our licence as 21 per our amendment application. 22 We heard the question to Fisheries and 23 Oceans from the Board regarding a plan to 24 maintain the water balance of Meliadine Lake to 25 protect fish habitat. We have already started 26 to collect the data required to meet the intent</p>	<p style="text-align: right;">291</p> <p>1 of Fisheries and Oceans Canada's response that 2 will be updated in the annual report, but this 3 should not delay the Board including the 4 updating of the flooding volumes that we 5 requested. 6 You have heard from our expert. You heard 7 about our existing mitigation, our new 8 commitment with the Kivalliq Inuit Association, 9 that downstream flows will be protected and 10 safe. This will be achieved with the existing 11 monitoring on lake levels and flows that will 12 inform and validate our pumping requirements at 13 closure. 14 In addition, Agnico Eagle clearly 15 understands the importance of low-flow 16 conditions based on -- based on our existing 17 modelling. With our existing commitments in 18 monitoring and modelling, we will not affect 19 the minimum requirement of flows to downstream 20 lakes. 21 Based on this, it is important for Agnico 22 Eagle to be able to rely on the regulatory 23 system that requires the proponent to provide a 24 conceptual closure plan and also to execute on 25 the plan once that phase of mining is 26 initiated.</p>

<p style="text-align: right;">292</p> <p>1 Next, just related to the topic of 2 Environment Canada -- Environment and Climate 3 Change Canada TRC19, the closure criteria for 4 surface water quality, on this topic, Agnico 5 Eagle believes the Board should follow our 6 recommended approach based on the legislation, 7 our experience, and the technical evidence 8 filed with the Board. 9 The metal and diamond mining effluent 10 regulation does not require Schedule 2 water 11 bodies to meet water quality criteria that is 12 protective of aquatic life within a Schedule 2 13 water body. During operations, B7 will 14 function as a mine facility, which we 15 discussed, which is a fundamental part of the 16 mine design that was assessed by the Nunavut 17 Impact Review Board. 18 As Environment Canada's own regulation, the 19 metal and diamond mining effluent regulation, 20 states, the already established discharge 21 criteria to water bodies that will apply to B7 22 after it is added to Schedule 2. 23 Before B7 is connected to any water bodies, 24 we will not have any saline water in B7. This 25 was referred by the water board staff during a 26 few questions yesterday. We will have the</p>	<p style="text-align: right;">293</p> <p>1 benefit of many years of rigorous monitoring 2 established under the regulations and the water 3 licence before the decision is made to remove 4 the structures and reconnect. We won't do that 5 until it is clear and -- until it is clear and 6 safe to do so. 7 Based on all this, we ask the Board not to 8 specify preliminary water quality criteria for 9 closure in the amended licence. We also ask 10 the Board to follow Agnico Eagle's recommendations 11 on Environment Climate Change -- Environment 12 and Climate Change Canada's TRC17 for the 13 reasons stated in our presentation. 14 With respect to the security management 15 agreement, we are comfortable proceeding on the 16 information that has been provided to the 17 Board. It will continue to work with 18 Crown-Indigenous Relations and Northern Affairs 19 Canada and Kivalliq Inuit Association to 20 finalize in the coming weeks. We have provided 21 the Board with agreed wording on Part C and 22 Schedule C of the Type 'A' water licence. 23 In addition and very importantly, we are -- 24 we are also pleased to have come to agreed 25 wording with Kivalliq Inuit Association on 26 terms and conditions over the course of this</p>
<p style="text-align: right;">294</p> <p>1 hearing, and we have presented those to the 2 Board for their consideration. These relate to 3 the issue of management of saline groundwater. 4 One important point I want the Board to 5 come away with is that while there are a few 6 items that we differ from with Environment and 7 Climate Change Canada and Fisheries Oceans 8 Canada for the reasons I just stated, overall, 9 there's a very high degree of consensus on this 10 file. 11 We are grateful for the advice of all 12 participants in this process, and we look 13 forward in the continuing discussions to work 14 together, to collaborate, to make sure the 15 Meliadine mine continues to be successful as it 16 is today and operates very efficiently and 17 effectively and closes in a way that is 18 protective of the lands and waters. 19 In addition, I want to close by emphasizing 20 that this amendment is very, very important to 21 Agnico Eagle and the ongoing operations. We 22 respect the care that the Board has taken with 23 this application, and we look forward to your 24 decision. Thank you. 25 Closing Remarks by The Chair 26 THE CHAIR: Thank you.</p>	<p style="text-align: right;">295</p> <p>1 As we bring this public hearing to a close, 2 on behalf of the Board and my fellow panel 3 members, I would like to thank all the parties 4 who contributed to making this public hearing 5 and community session a success, especially the 6 applicant, Agnico Eagle and your 7 representatives, the intervenors, the Nunavut 8 Tunngavik Incorporated, Kivalliq Inuit 9 Association, the Crown-Indigenous Relations and 10 Northern Affairs, Environment and Climate 11 Change Canada, Fisheries and Oceans Canada, and 12 the Nunavut wildlife -- Nunavut Water Board 13 staff and legal counsel. Sorry. 14 And to our interpreters, Ben Kogvik, Mary 15 Rose Angoshadluk; our court reporter, Andres 16 Vidal; our audio facilitator, Ryan Dempster; 17 and all the community members and Elders for 18 your valued participation in this hearing. 19 Thank you also to the caterers and the Hamlet 20 of Rankin Inlet for their outstanding 21 hospitality and patience with the Board. 22 As we are at the end of this -- of this 23 hearing, I would like to make some comments to 24 let parties know what happens next for the 25 amendment application. 26 The Board will now close the public</p>

<p style="text-align: right;">296</p> <p>1 hearing, the public record. What this means is 2 that all evidence with regard to this amendment 3 application is now before the Board, and no 4 further information will be considered by the 5 Panel before we make our decision about the 6 application. 7 Now that the record is closed, the Board 8 will remit the file to the Panel to decide 9 whether or not to approve the amendments and 10 grant an amended Type 'A' licence as requested 11 by Agnico Eagle. 12 Within 30 to 45 days after the public 13 hearing record closes, the Nunavut Water Board 14 will issue its record of proceedings and 15 decision to the Minister of Northern Affairs. 16 If the Board's decision is to grant the amended 17 licence, a draft of the amended Type 'A' water 18 licence will be attached to the Board's 19 decision for the Minister's approval. 20 That concludes the public hearing component 21 of the water board's consideration of Agnico 22 Eagle's application to amend their water 23 licence. At this point, this hearing is 24 closed, and I wish to thank everybody that came 25 and wish you all safe travels. 26 Before we close, I'm going to ask Lootie to</p>	<p style="text-align: right;">297</p> <p>1 give the closing prayer. 2 Closing Prayer 3 THE CHAIR: Thank you. Safe travels. 4 5 PROCEEDINGS ADJOURNED 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25 26</p>
<p style="text-align: right;">298</p> <p>1 CERTIFICATE OF TRANSCRIPT: 2 3 I, A. Vidal, certify that the foregoing 4 pages are a complete and accurate transcript of 5 the proceedings taken down by me in shorthand 6 and transcribed from my shorthand notes to the 7 best of my skill and ability. 8 Dated at the City of St. Albert, Province 9 of Alberta, this 23rd day of September 2024. 10 11  12 13 A. Vidal, CSR(A), RMR 14 Official Court Reporter 15 Commissioner for Oaths Appointee No. 0749558 16 ASRA Membership No. 443 17 NCRA Membership No. 998452 18 19 20 21 22 23 24 25 26</p>	