



Cassel Kapolak

Manager, Technical Administration
Nunavut Impact Review Board (NIRB)
P.O. Box 1360, Cambridge Bay, NU X0B 0C0
By email: ckapolak@nirb.ca ; info@nirb.ca ;
kmorrison@nirb.ca

Richard Dwyer

Manager of Licensing
Nunavut Water Board (NWB)
P.O. Box 119, Gjoa Haven, NU X0B 1J0
By email: richard.dwyer@nwb-oen.ca
licensing@nwb-oen.ca

Jared Ottenhof

Senior Manager, Department of Major Projects
Qikiqtani Inuit Association (QIA)
P.O. Box 1340, Iqaluit NU X0A 0H0
By email: jottenhof@qia.ca; dmp@qia.ca;
ARandall@qia.ca

Carson Gillis

Director, Lands and Resources
Nunavut Tunngavik Inc. (NTI)
P.O. Box 1269, Cambridge Bay, NU X0B 0C0
By email: cgillis@tunngavik.com

Tracey McCaie

Manager Land Administration
Crown Indigenous Relations and Northern
Affairs Canada (CIRNAC)
P.O. Box 100, Iqaluit, NU X0A 0H0
By email: tracey.mccaie@canada.ca;
isa.qamanig-mason@canada.ca; isa.qamanig-mason@canada.ca ; spencer.dewar@canada.ca
jeff.hart@canada.ca
richard.bingley2@rcaanc-cirnac.gc.ca

Megan Lord-Hoyle

Baffinland
2275 Upper Middle Rd East Suite 300
Oakville ON L6H0C3 Canada
By email: megan.lord-hoyle@baffinland.com;
lou.kamermans@baffinland.com

Dear Kapolak, Dwyer, Ottenhof, Gillis, McCaie, and Lord-Hoyle :

RE: NPC File No: 149960 [Sustaining Operations Proposal]

- **Related NPC File No.:** 148193 [Mary River Project Land, Freshwater, and Marine Based Monitoring Program]; [Mary River Phase 2 Expansion Project]; 148423 [Mary River 2017 Winter Sealift]; 148801 [Ege Bay Exploration Program]; 148841 [Production Increase, Fuel Tank and Milne Port Accommodations - Project Modification to Project Certificate No. 005 - 08MN053]; 149260 [Production Increase, Fuel Tank and Milne Port Accommodations - Project Modification to Project Certificate No. 005 - 08MN053], 149434 [Application for Renewal of NWB Water Licence 2BE-MRY1421], and 149829 [Production Increase Extension - Project Modification to Project Certificate No. 005 - 08MN053]
- **Related NIRB File No.:** 08MN053 & 17UN012; Related NWB File No.: 2AM-MRY1325.
- **Location:** Qikiqtani Region; [Near the community of Pond Inlet].

The following works and activities have been proposed in the above-noted project proposal:

1. **Summary of Description:** Baffinland is requesting that the temporary authorization to transport of 6 mpta of iron ore through the Northern transportation corridor between 2018 and 2025 be extended for the life of the Project. Specifically, Baffinland is asking that Term and Condition 179 (a) and (b) of the Project Certificate

be amended to permit a limit of 84 ore carriers (less than the 86 approved by NIRB between 2018 and 2021) to be used in any shipping season, and to truck up to an additional 10% of iron ore to make up for an equal or greater deficit in the previous years 6mtpa trucking limit. This approach provides the opportunity to deliver an average of 6 mtpa to our customers on an annual basis over time. To be clear, this operational flexibility proposal would permit no more than 6.6 mtpa to be trucked between the Mine Site and Milne Port and no more than 84 ore carriers to call on Milne Port in any given year.

A complete description of the project proposal reviewed by the NPC can be accessed online using the link below.

The Nunavut Planning Commission (NPC) has completed its review of the above-noted project proposal. The activities associated with this proposal were previously reviewed by NPC, and a conformity determination was issued on April 30, 2008, August 12, 2011, February 8, 2016, and January 26, 2017, on May 18, 2018, December 16, 2019, and June 7, 2022 which still applies. In addition, the activities were previously screened and reviewed by the Nunavut Impact Review Board (NIRB FILE NO.: 08MN053, 17UN012, Project Certificate No. 005). The above-noted project proposal requires screening by the NIRB under section 12.4.3 of the Nunavut Agreement as amended because it is for a component that was not part of the original or previously amended project and its inclusion is a significant modification of the project certificate.

By way of this letter, the NPC is forwarding this request for modification to Project Certificate 005 to the NIRB for further consideration. Project materials, including the applicable conformity requirements, are available at the following address:

<https://lupit.nunavut.ca/portal/project-dashboard.php?appid=149960&sessionid=>

The regulatory authorities to which this letter is addressed are responsible under the Nunavut Planning and Project Assessment Act (NUPPAA) to implement any of the applicable requirements by incorporating the requirements directly, or otherwise ensuring that they must be met, in the terms and conditions of any authorizations issued.

This conformity determination applies only to the above-noted project proposal as submitted. Proponents may not carry out projects and regulatory authorities may not issue licenses, permits and other authorizations in respect of projects if a review by the NPC is required. Regulatory authorities may consult with the NPC to obtain recommendations on their duties to implement the existing land use plans prior to issuing licenses, permits and other authorizations under subsection 69(6) of the NUPPAA.

My office would be pleased to discuss how best to implement the applicable requirements and to review any draft authorizations that regulatory authorities wish to provide for that purpose. If you have any questions, please do not hesitate to contact me at (867) 979-3444.

Sincerely,

A handwritten signature in black ink, appearing to read "Goump Djalogue". The signature is fluid and cursive, with the first name "Goump" and last name "Djalogue" clearly distinguishable.

Goump Djalogue, MCIP, RPP
Manager of Planning and Implementation,
Nunavut Planning Commission