

**NIRB File No.: 08MN053**  
 NWB File No.: 2AM-MRY1325  
 QIA File No.: LUA-2008-008  
 DFO File No.: 2008 MR

April 29, 2019

To: Mary River Distribution List

*Sent via email*

**Re: Draft Agenda for the Second NIRB Technical Meeting for Baffinland Iron Mines Corp.’s “Phase 2 Development” Project Proposal**

Dear Parties:

On April 18, 2019 the Nunavut Impact Review Board (NIRB or Board) notified parties that a second Technical Meeting will be held as part of the Board’s assessment of Baffinland Iron Mines Corporation’s (Baffinland or Proponent) “Phase 2 Development” Project Proposal, a proposed amendment to the approved Mary River Project (NIRB File No.: 08MN053). The purpose of the second Technical Meeting is to review outstanding technical issues associated with parties’ review of the Final Environmental Impact Statement Addendum (FEIS Addendum), as well as additional submissions provided by Baffinland following the first technical meeting. The NIRB has scheduled the additional Technical Meeting for **June 17-19, 2019** at the Cadet Hall in Iqaluit.

The meeting will be structured to facilitate informal, face-to-face discussions to address unresolved issues raised by parties during the previous technical meeting as well as continuing discussions of issues surrounding the scheduled additional submissions by Baffinland. Interested parties are invited to review the attached *Draft Technical Meeting Agenda* ([Appendix A](#)) and provide the Board with feedback regarding the ordering of agenda items on or before **May 24, 2019**.

The Board reminds Baffinland that the onus is on the Proponent to supply the information required to support the assessment process. Baffinland is encouraged to meet directly with parties in advance of the planned Technical Meeting as necessary to advance the discussion and resolution of technical issues, with the understanding that outcomes of these discussions are to be documented and reported back to the NIRB to inform the public record. If adequate information is not provided in accordance with agreed upon timelines, the assessment cannot move forward in accordance with the process and timelines originally proposed by the NIRB which may result in delays in proceeding to a public hearing.

## MEETING LOGISTICS

The NIRB has made the following logistical arrangements for the upcoming Technical Meeting:

- Interpretation:** Simultaneous English and Inuktitut interpretation will be provided to the extent practicable.
- Representatives:** Seating at the main table for each organization/agency during the meeting will be limited, with a maximum of 2-3 seats per organization/agency. Additional seating will be provided for observers and the public.
- Facilitator:** The meeting will be facilitated by the NIRB staff.
- Materials:** The NIRB will make available a digital copy of all materials contained within the Board's public registry for the assessment of the Phase 2 Development Proposal, including the FEIS Addendum.
- Meeting times:** Meetings start at 9:00 a.m. and run until 5:00 p.m. on June 17 and 18, then 12:00 p.m. on June 19. Evening sessions may be required to ensure all agenda items are sufficiently covered. Participants will be provided an hour break for lunch plus 15-minute health breaks throughout the day.

Parties expecting to have representatives attend the Technical Meeting in person are responsible to secure their own travel, accommodations, meals, and daily transport to/from the meetings. Light refreshments will be provided during health breaks; meals will not be provided.

The NIRB requests that Baffinland be prepared to deliver an overview presentation of up to 60 minutes following the opening of the Technical Meeting, providing an overview of the proposal and summarizing Baffinland's response to parties' outstanding technical review comments, including identification of those issues believed to have been addressed within its response and those which have not yet been resolved. The presentation should include details of how Baffinland has addressed information gaps to date, specifically noting the items that have been resolved through the provision of additional information or with updated commitments. Where possible it is recommended that the Proponent utilize visual elements (maps, diagrams, figures, etc.) in its presentation to assist with effective comprehension and uptake of technical issues by meeting participants.

The NIRB advises Baffinland that it will need to provide printed copies of its presentation for meeting participants, with translations in Inuktitut and French (additional guidance on copies required can be provided following confirmation of planned attendees).

As with the first Technical Meeting, Baffinland will be expected to track any additional commitments made to address outstanding issues identified by parties. The Proponent is requested to maintain a comprehensive listing of commitments for circulation during and following the meetings. Time may be allotted within the proceedings for a cursory review of these commitments by all parties to enable the listing to be finalized by the conclusion of the Technical Meeting. It is anticipated that the commitment list from each day will be provided at the start of the next day for review and that any comments or issues with respect the commitments will be raised by parties during the end of day wrap up discussion. The final list of commitments will form a part of the

meeting record and will also be carried forward to the Public Hearing for consideration by the Board.

Parties should be prepared to speak to whether their technical review comments have been satisfactorily addressed by Baffinland and, if not, to provide clarification as to what issues remain outstanding in order to prepare final written submissions. Throughout the meeting, the NIRB will request that parties assist in identifying whether their questions or comments are associated with a specific issue raised within their previous written submissions to the Board.

A teleconference option will be made available for those parties unable to attend in person and who wish to listen to the proceedings by phone. The teleconference call-in information will be provided closer to the date of the meeting. The NIRB reminds parties choosing to participate via this method that despite best efforts to remain on schedule, the agenda is subject to change based upon the progression of the meeting and other considerations that may arise, and neither interpretation or comment opportunities will be possible over the phone line.

#### NEXT STEPS

Parties planning to attend the second Technical Meeting for the NIRB's assessment of Baffinland's "Phase 2 Development" project proposal are requested to provide the NIRB with the following information by **May 24, 2019**:

- review *draft* Technical Meeting agenda ([Appendix A](#)) and provide feedback regarding the scheduling of agenda topics;
- provide a list of representatives that will be in attendance, including names, positions and respective area of expertise or authority; and
- any requests for specialized audio/visual equipment or specific logistical arrangements that may be required during the Technical Meeting.

Parties are asked to direct all forthcoming submissions to the NIRB at [info@nirb.ca](mailto:info@nirb.ca). Should you require clarification on the NIRB's assessment of the "Phase 2 Development" proposal contact Solomon Amuno, Technical Advisor II, at (867) 983-4603 or via email at [samuno@nirb.ca](mailto:samuno@nirb.ca).

Sincerely,

A handwritten signature in cursive script, appearing to read "Tara Arko", is shown within a rectangular box. Below the signature, there are several horizontal lines, likely representing a signature strip or a placeholder for a stamp.

Tara Arko  
Director, Technical Services  
Nunavut Impact Review Board

cc: Grant Goddard, Baffinland Iron Mines Corporation  
Megan Lord-Hoyle, Baffinland Iron Mines Corporation  
Lou Kamermans, Baffinland Iron Mines Corporation

Attachments: Appendix A – *Draft* Technical Meeting Agenda (Second Meeting) for Baffinland's Phase 2  
Development Project Proposal

**APPENDIX A – DRAFT TECHNICAL MEETING AGENDA (SECOND MEETING) FOR  
BAFFINLAND’S PHASE 2 DEVELOPMENT PROJECT PROPOSAL**

**NIRB File No.:** 08MN053 – Phase 2 Development Project Proposal  
**Proponent:** Baffinland Iron Mines Corporation  
**Facilitator:** Ryan Barry, NIRB Executive Director  
**Location:** Cadet Hall, Iqaluit, NU  
**Dates & Times:** June 17, 2019 9:00 am – 5:00 pm (*potential 6:30 pm–9:00 pm*)  
June 18, 2019 9:00 am – 5:00 pm (*potential 6:30 pm–9:00 pm*)  
June 19, 2019 9:00 am – 12:00 pm

**Note:** All times given are approximate. The order of discussion topics and times given are subject to change at the NIRB’s discretion. Additional evening sessions may be scheduled for June 17 and/or June 18 if deemed necessary to complete agenda items.

**Day 1 – Monday June 17, 2019**

**General Opening:**

1. NIRB Welcome and Opening Remarks (*30 minutes*)
  - a. Introductions, overview of procedural history, structure of technical meeting, etc.
  - b. Introduction of Participants
  - c. Overview of Agenda
  - d. Housekeeping Items

**Technical Meeting:**

2. Baffinland Presentation:
  - a. Progress update on commitment list and summary of materials submitted since the April 2019 Technical Meeting (*60 minutes*)
3. Roundtable Discussions: Proceeding topic-by-topic with questions to the Proponent from meeting participants regarding specific responses to technical review comments:
  - a. Cumulative effects assessment (*90 minutes*)
  - b. Incorporation of Inuit Qaujimaningit (*60 minutes*)
  - c. Marine shipping, icebreaking assessment ballast water and fuel spill modeling, marine environment and wildlife monitoring and mitigation; including relevant management and/or mitigation plans (*120 minutes*)

*Note: Baffinland is expected to have additional presentation materials available for reference during discussions, should it become necessary*

Close of Day 1

## **Day 2 – Tuesday June 18, 2019**

### **Technical Meeting** (continued from Day 1)

1. NIRB Opening Remarks (*15 minutes*)
  - a. Day 1 Recap
  - b. Overview of Agenda
2. Roundtable discussion; questions by Parties and NIRB staff on the following items with potential presentations delivered by Baffinland as needed:
  - a. Physical environment including air quality, climate change assessment, atmospheric assessment, relevant management and/or mitigation plans (*60 minutes*)
  - b. Freshwater environment including surface water assessment and freshwater biota assessment; including relevant management and/or mitigation plans (*90 minutes*)
  - c. Terrestrial environment including soils, landforms, vegetation, wildlife and bird habitat and related management and mitigation plans and/or programs (*90 minutes*)
  - d. Socio-economic environment and related management and mitigation plans and/or programs (*60 minutes*)

*Note: Baffinland is expected to have additional presentation materials available for reference during discussions, should it become necessary*

Close of Day 2

## **Day 3 – Wednesday June 19, 2019**

### **Technical Meeting** (continued from Day 2)

1. NIRB Opening Remarks (*15 minutes*)
  - a. Day 2 Recap
  - b. Overview of Agenda
2. Discussion on any outstanding issues
3. Discussion and review of Proponent's list of commitments (*if time permits*)
4. NIRB discussion of next steps and Public Hearing
  - a. Question and answer period for parties
5. Closing Remarks and Close of Day 3