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NUNAVUT WATER BOARD
NUNAVUT IMALIRIYIN KATIMAYINGI
OFFICE DES EAUX DU NUNAVUT

**File No: 2AM-MRY1325/
Renewal Application**

November 18, 2024

Lou Kamermans
Senior Director, Sustainable Development
Baffinland Iron Mines Corporation
#300 – 360 Oakville Place Drive
Oakville, Ontario L6H 6K8

Email: lou.kamermans@baffinland.com

**Subject: Draft Agenda for the Technical Meeting and Pre-Hearing Conference –
Renewal Application for Type A Water Licence No: 2AM-MRY1325; Mary
River Project by Baffinland Iron Mines Corporation**

Dear Lou Kamermans:

Further to the Nunavut Water Board's (NWB or Board) correspondence¹ of September 23, 2024 with respect to the technical review of the renewal application for Water Licence No: 2AM-MRY1325 (the Application) submitted by Baffinland Iron Mines Corporation (Baffinland or Applicant) for the Mary River Project, the Board received comments² from the following interested parties:

- Qikiqtani Inuit Association (QIA)
- Crown-Indigenous Relations and Northern Affairs (CIRNA)
- Environment and Climate Change Canada (ECCC)
- Department of Fisheries and Oceans (DFO)

Copies of the comments received from the intervening parties, along with the submissions from the Applicant and all documents associated with the Application, have been placed in the NWB's Public Registry and made available through the Board's FTP site using the following link:

<ftp://ftp.nwb-oen.ca/registry/2%20MINING%20MILLING/2A/2AM%20-%20Mining/2AM-MRY1325%20BIMC>

¹ R. Dwyer (NWB) to L. Kamermans (Baffinland); RE: Water Licence No: 2AM-MRY1325 Type A, Mary River Project; Renewal Application by Baffinland Iron Mines Corporation; September 23, 2024;

² Qikiqtani Inuit Association (QIA), October 23, 2024; Crown-Indigenous Relations and Northern Affairs (CIRNA), October 23, 2024; Environment and Climate Change Canada (ECCC), October 23, 2024, Department of Fisheries and Oceans (DFO), October 23, 2024.

On November 12, 2024, the Applicant provided responses to the interveners' comments. The Applicant is advised to review all submissions, including the intervening parties' comments on the technical review of the Application in preparation for the upcoming Technical Meeting and Pre-Hearing Conference.

As stated in the NWB's correspondences dated September 23, 2024, October 12, 2024, and November 6, 2024, the Board has directed its staff to hold an in person **Technical Meeting and Pre-Hearing Conference (TM/PHC) on December 3-4, 2024 in Pond Inlet.** A **Community Session** is proposed to be organized on the evening of **December 3, 2024 from 7.00 pm until 9.00 pm (ET) in Pond Inlet.** A public gathering will also be organized in Iqaluit for participants from the North Baffin Island communities to have remote/online participation in the TM-PHC.

In preparation for the upcoming TM/PHC, the Board has attached a copy of a draft Agenda and requests that interested parties provide relevant comments to the NWB's Licensing Department at licensing@nwb-oen.ca by **3:00 p.m. MST, Friday, November 22, 2024.** In addition to comments on the draft Agenda, interested parties are asked to provide the following information along with their submissions:

- Confirm the attendance of their organization, group or individual;
- Provide the names of the individuals who will be participating in the TM/PHC; and
- Identify whether they wish to make a formal presentation during the TM.

Following receipt of this information, the NWB will distribute a final Agenda in advance of the TM/PHC, as well as the names of the participating organizations and/or persons, who have confirmed their attendance.

The Applicant and intervening parties intending to make presentations during the TM must provide to the NWB, for public distribution and posting on the Board's registry, copies of their presentation materials. These materials should be provided in English and Inuktitut, along with an executive summary in French (preferably in PDF/PowerPoint format, less than 3 MB/file size), **no later than 3:00 p.m. MST, Friday, November 22, 2024.** Parties are also encouraged to make plain language presentations for the Community Session. It should be noted that intervening parties are expected to indicate during their presentations whether the issues that they have identified were, or will be, addressed by Baffinland to their satisfaction prior to the Public Hearing (PH).

As part of this Agenda, the NWB is proposing to hold a **Community Session** on the evening of **December 3, 2024** to allow representatives from Pond Inlet to express their views regarding the Project, the Application, and/or ask any questions to the Applicant and the intervening parties. The Applicant and intervening parties should be prepared to provide summarized versions of their Technical Meeting presentations for the community session. To ensure that community members have access to the presentations in Inuktitut, English and French, paper copies of all three versions of presentations should be made available for distribution during the community session.

Technical Meeting and Pre-Hearing Conference (TM/PHC) Draft Agenda

In addition, the NWB requests that all parties have on hand the copies of the application and correspondence/submissions (either hard copy or electronic) for reference as required, as the NWB will likely only have a few hard copies available for viewing and for the public.

As the date for the Technical Meeting approaches, if any parties/persons have technical questions or require clarification with respect to the above information, please contact Abid Jan, Technical Advisor, by email at abid.jan@nwb-oen.ca. For procedural and administrative inquiries, please contact Robert Hunter, Licensing Administrator, by e-mail at licensing@nwb-oen.ca.

Sincerely,

Karén Kharatyan,
Director Technical Services

Attachment: TM/PHC Draft Agenda

Cc: Mary Distribution List



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PROPOSED AGENDA

TECHNICAL MEETING AND PRE-HEARING CONFERENCE (TM/PHC) MARY RIVER PROJECT

RENEWAL APPLICATION FOR WATER LICENCE NO: 2AM-MRY1325

TECHNICAL MEETING

Date: December 3, 2024

Time: 9:00 AM – 5:00 PM (ET)

Location: Community Hall, Pond Inlet

Teleconference link and call-in information will be provided with the Final Agenda

1. Introduction and registration
2. NWB Opening Remarks / Application to the Board (15 Minutes)
 - a. Overview of scope and procedural history of the Application
3. Purpose of the Technical Meeting
4. Technical Review of the Application
 - a. Introduction of Participants
 - b. Presentation by the Applicant (Baffinland) (up to 45 minutes, excluding time for questions and answers)
 - i. Questions from Parties, other conference call participants and the NWB regarding the Applicant's Presentation
 - c. Presentations by interested parties (up to 30 minutes, excluding time for questions and answers)
 - d. Formulation of outstanding issues
 - e. Identification of the parties' commitments to resolve relevant technical issues, service of documents to parties (deadline, public registry, form)
5. Closing of Technical Meeting

Health breaks – 15 minutes



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COMMUNITY SESSION

RENEWAL APPLICATION FOR WATER LICENCE NO: 2AM-MRY1325

Date: December 3, 2024
Time: Starting at 7:00 PM (ET)

Location: Community Hall, Pond Inlet

Teleconference link and call-in information will be provided with the Final Agenda

1. Overview of NWB process by NWB (15 minutes).
2. Presentation of Application by Applicant (30 minutes).
3. Presentation/statements by Intervening Parties (15 minutes per party).
4. Questions and comments from communities.

Health breaks – 15 minutes



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PRE-HEARING CONFERENCE

Date: December 4, 2024
Time: 9:00 AM – 5:00 PM (ET)

Teleconference link and call-in information will be provided with the Final Agenda

1. Pre-Hearing Conference

- a. Identify issues that may prevent the Application from proceeding to a Public Hearing
- b. Discuss form, timing, and location of a potential Public Hearing for the Application
- c. Establish timetable for the pre-hearing exchange of information including:
 - i. preparation and filing of additional documents by the parties (deadlines, form, public registry)
 - ii. document-translation requirements
 - iii. documentation to be included in the Public Hearing Record
- d. Finalize list of issues to be addressed at the Public Hearing
- e. Identify interested parties / parties that should be invited to participate in the Public Hearing
- f. Identify any changes required to the Application for the purposes of clarification
- g. Final procedures to be followed at the Public Hearing including:
 - i. requested modifications to the applicable NWB Rules of Practice and Procedure for Public Hearings (May 2005)
 - ii. language requirements at the Public Hearing
- h. Consideration of any other matters that may aid in the simplification and disposition of the Application at the Public Hearing

2. Other issues

3. Closing of the meeting