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3 NUNAVUT WATER BOARD PUBLIC HEARING  
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7 NWB LICENCE NUMBER 2AM-MRY  
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9 MARY RIVER PROJECT TYPE "A" water licence application

10 BY BAFFINLAND IRON MINES CORPORATION  
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17 HEARING HELD AT ATAKAALIK (POND INLET) COMMUNITY HALL

18 POND INLET, NUNAVUT

19 APRIL 24, 2013  
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## 1 APPEARANCES:

## 4 NUNAVUT WATER BOARD PANEL (NWB):

6 Mr. T. Kabloona Chair  
7 Mr. D. Aglukark, Sr. Member  
8 Mr. R. Mrazek Member  
9 Mr. J. Pameolik Observer

## 12 NUNAVUT WATER BOARD STAFF:

14 Mr. D. Cote Executive Director  
15 Mr. D. Hohenstein Director of Technical Services  
16 Mr. B. Kogvik Secretariat, Interpreter/Translator  
17 Mr. S. Joseph Technical Advisor  
18 Ms. M. Porter Licencing Administrative Assistant  
19 Ms. T. Meadows Legal Counsel

## 22 NUNAVUT IMPACT REVIEW BOARD (NIRB):

23 Ms. A. Hanson Director of Technical Services  
24 Ms. J. Dhillon Technical Advisor

## 1 APPLICANT:

## 3 BAFFINLAND IRON MINES CORPORATION (BIMC)

4 Mr. E. Madsen Vice President, Sustainability,  
5 Environment, Health and Safety

6 Mr. O. Curran Director, Sustainable Development

7 Mr. J. Millard Senior Environmental Superintendent

8 Mr. F. Beaulac Senior Environmental Engineer

9 Mr. G. Missal Vice President Corporate Affairs

10 Mr. B. Armstrong Legal Counsel

## 12 INTERVENERS:

## 14 NUNAVUT TUNNGAVIK INC. (NTI)

15 Mr. A. Itorcheak Policy Analyst

16 Mr. P. Irngaut Wildlife Communications Advisor

## 18 ABORIGINAL AFFAIRS AND NORTHERN DEVELOPMENT CANADA (AANDC)

19 Ms. K. Costello Director of Resource Management

20 Mr. M. Ball Manager of Water Resources

21 Mr. K. Landa Legal Counsel

## 23 QIKIQTANI INUIT ASSOCIATION (QIA)

24 Mr. S. Williamson Bathory

25 Mr. S. Awa

26 Mr. J. Van Gulck

## 1 ENVIRONMENT CANADA (EC)

2 Ms. A. Wilson Environmental Protection Operations

3 Mr. M. Dahl Environmental Protection Operations

## 5 DEPARTMENT OF FISHERIES AND OCEANS CANADA (DFO)

6 Ms. G. Williston Fisheries Protection Biologist

## 8 NATURAL RESOURCES CANADA (NRCan)

9 Ms. K. Cavallaro Senior Environmental

10 Assessment Officer

11 Dr. J. Kwong Senior Environmental Scientist

## 13 GOVERNMENT OF NUNAVUT (GN)

14 Ms. C. Kieu Legal Counsel

15 Ms. N. Erkloo Acting Director of Community

16 Economic Development &amp; Transportation

17 Mr. P. Suvega Associate Deputy Minister of

18 Economic Development &amp; Transportation

## 21 INTERPRETERS/TRANSLATORS (INUKTITUT LANGUAGE):

22 Mr. M. Arnakallak

23 Mr. M. Arreak

25 Mr. N. Poitras Sound Technician

26 Ms. K. Schumann, CSR(A) Court Reporter

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1 (PROCEEDINGS COMMENCED AT 9:07 AM)

2 THE CHAIR: Welcome back. Good morning.

3 Before we start this morning, I would like to ask

4 Olayuk Naqitarvik to say the opening prayer again for

5 Day 2.

6 (OPENING PRAYER)

7 OPENING REMARKS BY NWB BOARD CHAIR:

8 THE CHAIR: Good morning everyone. As you

9 may remember from yesterday, my name is Thomas

10 Kabloona, and I am the Chair of the Nunavut Water Board

11 (or as we are often referred to, the "Board" or "NWB").

12 On behalf of my fellow Board Members, David Aglukark,

13 Sr., Ross Mrazek, and Joseph Pameolik, as well as the

14 Board's Staff, I would like to welcome everyone to

15 Day 2 of the Nunavut Water Board's public hearing

16 regarding the Baffinland Iron Mines Corporation's

17 Type "A" water licence application for the Mary River

18 Project.

19 Before I move on to the continuation of this

20 public hearing, I would like to address several

21 housekeeping matters for anyone who was not present for

22 the opening of the hearing yesterday.

23 Firstly, interpretation is available. Hearing

24 earpieces are available from the table at the back of

25 the hall. Channel 1 is English, and Channel 2 is

26 Inuktitut. And another housekeeping item is we also

1 have Malachi Arreak for interpreting.

2 Secondly, the Board appreciates it if everyone  
3 signs in on the sign-in sheet located at the table at  
4 the back of the hall; this is an important record of  
5 the hearing, and we appreciate your help in making sure  
6 it is complete.

7 The washrooms are located just through the doors  
8 to my left, the exits are located to front and back of  
9 the hall, there will be coffee, tea, and snacks located  
10 at the tables at the back of the hall during breaks.

11 I would like to remind everyone to please turn off  
12 your cell phones before we begin.

13 Today's proceedings are Day 2 of a three-day  
14 public hearing to review the Type "A" water licence  
15 application filed by Baffinland Iron Mines  
16 Corporation's (Application) for the Mary River Project  
17 in accordance with the Nunavut Land Claims Agreement  
18 and the Nunavut Waters and Nunavut Surface Rights  
19 Tribunal Act.

20 As the Applicant, Baffinland Iron Mines  
21 Corporation (or "BIMC") presented the technical  
22 information regarding the application yesterday, and I  
23 reviewed the procedural history of the file in some  
24 detail yesterday at the opening of this hearing; I am  
25 not going to repeat this information today. However, I  
26 do remind everyone here that if you are interested in



1 reviewing the application and associated documentation  
2 in detail, please speak with Megan Porter at the back  
3 of the hall or one of the Board's other Staff. They  
4 would be happy to assist you in looking through an  
5 electronic or hard copy of these documents.

6 The Board reminds everyone from the media that we  
7 ask that all members of the media please identify  
8 themselves to the Board Staff, sign in on the sign-in  
9 sheets, and wear your media identification throughout  
10 so that all participants know who you are. Any media  
11 attending this hearing are advised that they must take  
12 steps to avoid being a distraction or otherwise  
13 interfering with the hearing or with the participation  
14 of people at the hearing, and that failing to abide by  
15 this rule may result in the Board asking you to leave.

16 I also want to make it clear to everyone that the  
17 Board's role at this public hearing is primarily to  
18 listen to the information presented, questions asked,  
19 and viewpoints expressed, and I remind everyone that  
20 the Board Members and Staff cannot and will not take  
21 questions or provide comments to the media, the  
22 parties, or anyone else regarding this application  
23 until the Board makes its decision regarding the  
24 application and issues its decision publicly.

25 Today, we are moving on to Item 10 of our agenda,  
26 which is questioning by Board Staff and Board Members;

1       that's questions to the Applicant.

2             Thank you, Teresa.

3       MS. MEADOWS:                     Thank you, Mr. Chair.   Teresa  
4       Meadows, legal counsel for the Nunavut Water Board, and  
5       the questions for -- on behalf of the Board Staff will  
6       be asked by the Director of Technical Services and the  
7       Technical Advisor.   Thank you.

8       NWB STAFF QUESTION BAFFINLAND:

9       MR. HOHENSTEIN:                 Thank you, Mr. Chair.   It's  
10      David Hohenstein with the Nunavut Water Board.

11            We've got a few questions here, and a number of  
12      them are related to, I guess, to the current Type "B"  
13      and how that's going to be affected by the potential  
14      Type "A" should it be issued.

15            One of the items we were looking for clarification  
16      on was the total overall water use that would be  
17      remaining under the Type "B" once all the activities  
18      are switched over to a Type "A" licence, and I guess  
19      our concern there is with the -- the impact of the new  
20      Nunavut water regulations that have come into effect,  
21      and there is an upper limit on those regulations of 300  
22      cubic metres per day as a trigger moving from a  
23      Type "B" to a Type "A", so we were looking for  
24      clarification as far as how much water use would then  
25      be contemplated under the exploration, I guess, portion  
26      of the Type "B" licence once activities take place.

1 Thank you.

2 MR. MADSEN: It's Erik Madsen with  
3 Baffinland.

4 I think the best thing to do is let's leave that  
5 one with us, and we'll get back to you later this  
6 afternoon, make a list of ones that we'll clarify and  
7 get back to you on.

8 MS. MEADOWS: Mr. Chair, if I might, just  
9 for Baffinland's clarification, the new Nunavut water  
10 regs were declared by order in Council to come into  
11 effect last Thursday. So we recognize that it may be  
12 fairly recent, and they will be scheduled for  
13 publication our understanding is on May 8th, but the  
14 gazette copy that was prepared in December remains  
15 exactly in the same wording; there have been no changes  
16 to it since its publication in December.

17 And what Dave is referring to is that water use  
18 requiring a Type "A" licence now, the threshold limit  
19 has gone to use of 300 cubic metres or more per day.  
20 So what we're trying to do is determine the extent to  
21 which the existing Type "B" after the activities that  
22 you want to have included under a potential Type "A"  
23 licence, after that is taken out, what would be  
24 remaining within the existing Type "B". So that's the  
25 basis for the question.

26 If you would like to see the text of the

1 regulation, I have it with me as well, and you can come  
2 consult it at the break.

3 Thank you, Mr. Chair.

4 THE CHAIR: Thank you. Applicant?

5 MR. JOSEPH: Thank you, Mr. Chair.

6 I have a question on security for Baffinland.  
7 Slide Number 130 of your presentation provided a  
8 breakdown of the security that will remain under the  
9 Type "B" water licence application -- or existing  
10 licence, sorry, in the amount of \$1.25 million. Could  
11 Baffinland clarify or confirm the reclamation  
12 activities that will be captured under that reclamation  
13 amount that has been put forward? I know that your  
14 2013 reclamation plan, the upgraded one, may have some  
15 of the details with respect to that, but for the  
16 benefit of participants, we would like for Baffinland  
17 to clarify the activities that would be associated with  
18 that reclamation amount.

19 MR. MADSEN: It's Erik Madsen with  
20 Baffinland.

21 So the Type "B" would remain for ongoing  
22 exploration activities within the mine -- within the  
23 claim-back area, so it really will deal with the  
24 mid-rail camp, which is a smaller camp in between  
25 Steensby and Mary River, the smaller Steensby camp,  
26 same thing for exploration purposes, and then, you

1 know, we will -- that would be -- that licence would be  
2 for drilling, exploration drilling in the claim-back  
3 area, so it would deal with any kind of drilling  
4 activities related to exploration. So these are the  
5 key areas that are outlined for reclamation ongoing.

6 MR. JOSEPH: Thank you, Baffinland, for  
7 your response, and moving to another question with  
8 respect to the Type "B" water licence application.

9 Slide Number 21 states that your bulk sampling program  
10 has been completed. Your 2013 work plan indicated that  
11 a feasibility study is on the way to determine whether  
12 another bulk sampling program would be required. The  
13 question for Baffinland here is whether or not that  
14 bulk sampling program, if it becomes possible, the one  
15 mentioned in the 2013 work plan, whether that sampling  
16 program would be covered under the existing Type "B"  
17 water licence application.

18 THE CHAIR: Thank you. Applicant?

19 MR. MADSEN: That's one we'll clarify too,  
20 get back to you later today, if that's possible.

21 MR. JOSEPH: Thank you, Baffinland. Our  
22 next question is with respect to management plans.  
23 There are a number of management plans that were  
24 referred to in the NIRB project certificate as  
25 recommendations for Baffinland to develop. Baffinland  
26 had indicated in its presentation that some of those

1 management plans would be captured under sections of  
2 other plans, and the -- we want some clarification here  
3 as to whether or not these management plans should be  
4 stand-alone plans or as opposed to having them as  
5 sections embedded within a plan that is not necessarily  
6 the plan that is being requested for under the project  
7 certificate.

8 THE CHAIR: Applicant?

9 MR. MILLARD: Yeah, Jim Millard, Baffinland,  
10 and thanks for the question, Sean.

11 The response is that some of these management  
12 plans -- well, let's get back to the purpose of the  
13 management plan. The purpose of the management plan is  
14 to, of course, satisfy the regulatory requirements, but  
15 it also has to be a tool that we can use on site in an  
16 effective way.

17 So, for instance, an example of that is we have --  
18 there's a request for a stand-alone erosion control  
19 management plan; however, that overlaps very much with  
20 our surface water and ecosystem -- aquatic ecosystem  
21 management plan. Doesn't make sense to have two  
22 separate plans because they serve the same purpose. So  
23 from our point of view, as a manager on site, you can't  
24 have two plans. It's just -- well, you can, but it's  
25 totally redundant, and it makes sense to incorporate  
26 those two under -- that's just an example -- under

1       one -- under one because it covers the same stuff.

2       So ...

3       THE CHAIR:                       Staff?

4       MR. JOSEPH:                     Thank you, Jim, for your  
5       response.

6             In terms of all of the plans that have been  
7       recommended on the NIRB project certificate that are  
8       relevant to the water licence application, would  
9       Baffinland be treating all those plans the same way, or  
10      I know, for example, the blasting management plan, this  
11      would be an individual plan developed, but could  
12      Baffinland sort of put -- highlight the plans that  
13      would be captured under other plans because of -- to  
14      eliminate redundancies and state clearly which ones  
15      they would be providing as stand-alone documents,  
16      referencing those from the project certificate?

17      MR. MILLARD:                    Yeah, we can do that.

18      Probably the best way to do that --

19      THE CHAIR:                       Can you provide a name?

20      MR. MILLARD:                    -- is to provide a -- provide  
21      that as a -- it's Jim Millard, Baffinland -- provide  
22      that as a document to you.

23      MR. JOSEPH:                     Thank you, Jim, that would  
24      suffice.

25      THE CHAIR:                       Staff?

26      MR. JOSEPH:                     Thank you, Baffinland, that

1 would be all.

2 THE CHAIR: Any more questions from the  
3 Staff?

4 MR. HOHENSTEIN: Thank you, Mr. Chair. David  
5 Hohenstein here. We have no further questions for the  
6 Applicant. Thank you.

7 THE CHAIR: Thank you. We turn now to the  
8 presentation by the Qikiqtani Inuit Association.  
9 Please swear in the ...

10 MS. MEADOWS: Thank you, Mr. Chair. Teresa  
11 Meadows, legal counsel for the Nunavut Water Board. My  
12 understanding is that we have a minute delay while we  
13 get the presentations, so perhaps I can suggest a  
14 5-minute break while we get the presentations up and  
15 running first.

16 THE CHAIR: 5 minutes.

17 (ADJOURNMENT)

18 THE CHAIR: I understand the presentation  
19 is ready, so can you please get back to your chairs?

20 Thank you.

21 MS. MEADOWS: Thank you, Mr. Chair. Teresa  
22 Meadows, legal counsel for the Nunavut Water Board.

23 SOLOMON AWA, Sworn

24 STEPHEN WILLIAMSON BATHORY, JAMIE VAN GULCK, Affirmed

25 MS. MEADOWS: Now, I have before me two  
26 documents to be marked as exhibits. It's my



1 understanding that these were your presentation notes  
2 in both English and Inuktitut, and let the record show  
3 that we will be marking those as Exhibits Number 4 and  
4 Number 5 in this proceeding.

5 EXHIBIT 4 - Qikiqtani Inuit Association Proposed  
6 Mary River Project Public Hearing Presentation,  
7 dated April 2013 [English].

8 EXHIBIT 5 - Qikiqtani Inuit Association Proposed  
9 Mary River Project Public Hearing Presentation,  
10 dated April 2013 [Inuktitut].

11 THE CHAIR: Thank you. Before I turn the  
12 table over to Qikiqtani Inuit Association for their  
13 presentation, I understand the Mayor has some opening  
14 remarks for some public that weren't here yesterday.

15 MAYOR'S WELCOME:

16 MR. KILLIKTEE: Good morning, my name is  
17 Jaykolasie Killiktee. I'm the Mayor of Pond Inlet.

18 Yesterday during our welcoming speeches, there,  
19 were a couple of people who weren't available, and they  
20 only arrived later on in the afternoon. The people who  
21 weren't able to attend in the morning when we were  
22 conducting a welcome have arrived, and I'd like to  
23 welcome them to -- I'd like to welcome you to Pond  
24 Inlet. For those guests who arrived in the afternoon,  
25 I'd like to welcome each and every one of you, and I  
26 thank you for the opportunity to provide hospitality to

1       our guests. Thank you, Mr. Chairman.

2       THE CHAIR:                   Thank you, welcome all. QIA,  
3       you ready? Please go ahead.

4       PRESENTATION BY QIA:

5       MR. AWA:                   QIA would like to start of  
6       with -- like to present to the Nunavut Water Board, and  
7       we are appreciative of the hearing that they are  
8       conducting here in Pond Inlet for a water licence  
9       application by Baffinland Iron Mines. We are grateful  
10      that a hearing has occurred -- is being held in Pond  
11      Inlet. We are very happy that the people of Pond Inlet  
12      have given us gracious hospitality and warm welcome.

13       Those who have arrived as guests for this hearing,  
14      we are thankful for having them be provided an  
15      opportunity, and as well, we'd like to thank the  
16      Nunavut Water Board, their Staff, and all of the  
17      parties and their Staff who have come here to express  
18      their concerns, and many of these governments, both  
19      Nunavut and Federal Governments, have been involved in  
20      this process for a long time.

21       QIA is very appreciative of Baffinland for their  
22      strength to believe in our position. This is a very  
23      large project and being dealt with by various parties,  
24      and although we don't meet daily, we are working  
25      together in good faith, and we know that this is a  
26      project that people are passionate about, both

1 corporate and residents.

2 Today with the water licence application for the  
3 Type "A" water licence application is what we're  
4 discussing, and Baffinland is working towards their  
5 Type "A" water licence. They've been working with QIA  
6 for many years. These are the issues we will speak to  
7 today, the purpose of QIA in representing and being the  
8 voice of Inuit. We will also identify how we've been  
9 involved in this process both for the water licence and  
10 other applications, but if I were to speak about the  
11 entire process, it would take a whole night, so I'll  
12 just highlight a few items.

13 We have met with our various community  
14 representatives where they have highlighted their  
15 issues, concerns, and comments. Based on what we have  
16 heard, these are the priority issues that we have heard  
17 from the communities. In March 22, at the QIA Board  
18 meeting where they submitted their last response to the  
19 Water Board, we won't be able to detail all of the  
20 issues, but we will highlight some of the issues here  
21 in summarized version, and after our presentation, we  
22 will also be open to further questions.

23 QIA has the mandate to protect and promote the  
24 rights and values of Inuit in Qikiqtaaluk.

25 Mr. Chairman, the hearing revolves around the  
26 second bullet, which is representing any interest

1 before institutions of public government, and to have a  
2 prepared statement and to discuss these issues.

3 Beforehand to ensure that QIA represents to the Nunavut  
4 Water Board the interests of our people prior to the  
5 Type "A" water licence being approved, we know the  
6 Water Board will have to deliberate. QIA believe that  
7 this process can proceed if our recommendations are  
8 fully implemented and approved for implementation.

9 These are the main purposes of QIA, to ensure  
10 Inuit rights are protected as well as their values in  
11 our region, to represent Inuit interests before  
12 institutions of public government, especially Inuit  
13 rights, to negotiate Inuit impact and benefit  
14 agreements as listed in the land claim. As well this  
15 includes management of Inuit-owned lands, which  
16 includes water that is in -- on Inuit-owned lands.

17 The objectives of QIA is to protect Inuit values,  
18 especially representing the Inuit of the Baffin region,  
19 especially implementing the Nunavut Land Claim. The  
20 QIA objectives are to ensure that we encourage  
21 community involvement, to focus on the priorities that  
22 Inuit hold, to conduct a detailed technical review, and  
23 to participate in the entire process and evolution of  
24 the project, and we're trying to work with the parties  
25 on a daily basis to try to fulfil our objectives and to  
26 ensure that the management of the project is conducting

1 the best practices of both Inuit and to ensure Inuit  
2 interests are protected.

3 QIA has noted and are appreciative of Baffinland's  
4 efforts to date and of their planned work, and they  
5 have started to work on the concerns expressed by the  
6 communities as well as QIA as we review various aspects  
7 of this proposal.

8 Mr. Chairman, the QIA Board and executive  
9 committee have noted that this process is opening a lot  
10 of opportunities for Baffinland to proceed with their  
11 project based on regulatory approvals and we can also  
12 divulge the purpose QIA establish the position, and  
13 it's obvious, as more of the obligations and  
14 requirements crop up, that this will become more  
15 important.

16 This position has enabled the QIA to be involved  
17 in the process especially in the review of the project  
18 proposal by Nunavut Impact Review Board and by the  
19 Nunavut Water Board. This position also enabled QIA to  
20 develop community committees, and they now have a  
21 director that focuses entirely on this. And during the  
22 entire review of the project, QIA has continually met  
23 with representatives of Baffinland, of the different  
24 levels of government wherever they have approvals.

25 QIA, in order to ensure their work proceeds has  
26 hired experts in law -- in legislation and regulations.

1 Qikiqtani has established a Mary River coordination  
2 committee in 2011, and we are also of the belief that,  
3 based on the communities receiving information and  
4 feedback, that the experts of the Inuit world along  
5 with their perspectives have been brought to QIA.

6 Mr. Chairman, due to these various reasons and to  
7 ensure that the reasons are understood, Qikiqtani  
8 represents seven communities, and they created a  
9 Nunavut project committee. They created a committee in  
10 Arctic Bay, in Cape Dorset, in Clyde River, in Hall  
11 Beach, Igloolik, Kimmirut, and in this community where  
12 we are currently holding the hearing, Pond Inlet, also  
13 has a Mary River project committee.

14 The MRP coordinator supports the project  
15 committees of each community depending on the  
16 activities they are required to perform. Every  
17 community has a committee comprised of six individuals,  
18 representatives from the HTOs, the hamlet council, from  
19 the local community, lands, and resource committee, and  
20 QIA also appoints three community residents to sit on  
21 this.

22 Mr. Chairman, the main purpose of the committees  
23 are to review the Mary River and to ensure they are a  
24 sounding board, and to ensure that they -- that  
25 community can have a place to submit their concerns.  
26 They meet generally on issues or -- that need to be

1 reviewed by their communities, and they provide their  
2 feedback, concerns, and comments to these issues.

3 Now, based on our continual consultation, we have  
4 provided a brief outline based on our March 22  
5 correspondence, and QIA encourages the Nunavut Water  
6 Board, as well as other regulatory agencies, to review  
7 issues and to ensure they understand what the  
8 communities are voicing.

9 Based on the proposed project and the potential  
10 impacts as well as possible benefits, they speak about  
11 both impacts and potential benefits. If you look at  
12 the minutes, as we reviewed the minutes for the first  
13 project proposal as well as the second, we are of the  
14 belief that these recommendations could be implemented  
15 especially in the language, and that these could be  
16 respected by the developer. These are the main issues  
17 that have been expressed as concerns.

18 QIA communities have had concerns about these  
19 potential impacts related to water use, blasting  
20 activities in and around freshwater, perhaps around the  
21 construction of the railway with the blasting of the  
22 tunnels as well as mining activities. As well, QIA,  
23 Mr. Chairman, will be speaking to a few of these issues  
24 on what they're trying to recommend here to the members  
25 of the Nunavut Water Board.

26 The harmful alteration, disruption, or destruction

1 of fish habitat, communities want to continue to be  
2 involved with both Baffinland and the different levels  
3 of government as it is included in part of our mandate  
4 to ensure that this particular principle is observed.  
5 It would have an impact on freshwater wildlife, and to  
6 ensure we don't impact the ecosystem -- or the  
7 ecosystems within the freshwater, the fuel storage and  
8 handling continues to pose a big concern especially for  
9 the bladders, fuel bladders both in Milne Inlet and  
10 Mary River, and to date, they haven't all been  
11 replaced.

12 I will stop there for now, Mr. Chairman, and I  
13 will ask Stephen to proceed with the rest of our  
14 comments.

15 MR. WILLIAMSON BATHORY: Qujannamiik, Iksivautaaq,  
16 qujannamiik, Solomon.

17 On March 22nd, 2013, QIA submitted its final  
18 written submission to the Nunavut Water Board as  
19 evidence in relation to the Type "A" application for  
20 the proposed Mary River Project. QIA's submission  
21 contained the following five components: A main body  
22 document, which focuses on QIA's primary concerns; a  
23 second document, which provided comments in relation to  
24 the Proponent's proposed draft water licence; as  
25 highlighted by Baffinland, this document was developed  
26 with QIA's input, and it is provided as Annex A to the



1 submission. There was also a document specific to  
2 water discharge criteria limits, comparing the licence  
3 limits provided by Baffinland with QIA's preferred  
4 limits for the protection for freshwater and freshwater  
5 wildlife. That was included as Annex B in QIA's final  
6 submission.

7 Additionally, there was a letter that was sent  
8 from QIA to the Minister of Aboriginal Affairs and  
9 Northern Development Canada on the topic of financial  
10 security whereby QIA proposed a solution to potential  
11 double-bonding on the project. That was included as  
12 Annex C in QIA's submission.

13 And finally, as Solomon just presented to the  
14 Board, since the onset of the Type "A" water licence,  
15 QIA has been working extensively with communities  
16 structured in the committees in the communities Solomon  
17 raised. The majority of those meeting notes have been  
18 compiled for evidence before the Board, and they're  
19 included as Annex D of the final submission.

20 So while today we're not going to go into any  
21 great extent into the material we supplied to the  
22 Board, we simply request that the Board and its Staff  
23 consult QIA's comments and materials in making  
24 determinations specific to the application before the  
25 Board.

26 So on April 5th, 2013, the Proponent replied to

1 QIA's final submission that was presented to the Water  
2 Board. In the April 5th submission from the Proponent,  
3 they agreed to four of QIA's recommendations, and I'd  
4 just like to confirm those four before the Board.

5 The first is that sewage will only be discharged  
6 at the three treatment facilities identified in the  
7 application; all design specifications will be  
8 submitted to the Nunavut Water Board for approval;  
9 thirdly, there will be no hydrostatic testing of fuel  
10 storage tanks; and the fourth item was that treated  
11 soil will meet the CCME agricultural criteria prior to  
12 use for reclamation.

13 As a general statement, however, QIA does not  
14 believe that Baffinland's responses provided sufficient  
15 evidence to change the majority of the requests QIA  
16 made in the March 22nd submission. QIA notes that many  
17 of the responses provided by the Proponent in their  
18 April 5th submission in relation to QIA's final  
19 comments simply direct QIA back to where the  
20 information is otherwise provided in the application.

21 In filing comments before the Board, it was QIA's  
22 intent to demonstrate specific positions on specific  
23 topics to support the decision-making authority of the  
24 Water Board. As the Proponent did not supply any new  
25 information in their April 5th submission, QIA suggests  
26 that the final comments supplied to the Board by QIA

1 should be used in final decision-making.

2       There were two exceptions to this statement: The  
3 Proponent did provide additional information in their  
4 April 5th submission specific to the aquatic effects  
5 monitoring program, some of which we discussed  
6 yesterday, as well as financial security, which was  
7 also included in the Proponent's presentation  
8 yesterday. QIA has further comments on those two  
9 topics later in this slide show.

10       The first outstanding issue I would like to  
11 address before the Board is in relation to sewage  
12 storage. In the final environmental impact statement,  
13 the only statement in relation to sewage storage is  
14 found in Volume 3, Section 2.5.11 on page 51, which is  
15 presented in relation to a discussion on the North  
16 Cockburn camp and that camp only. The quote reads:  
17 (as read)

18               Sewage will be collected in the holding tanks  
19               and trucked to the Steensby Port waste water  
20               treatment facility.

21 There are no other written statements describing sewage  
22 ponds or capacities with long-term storage structures  
23 for the railway construction camps.

24       Additionally, in their April 5th response to the  
25 Nunavut Water Board, the Proponent references the  
26 October 2012 pre-technical meeting held by the NWB,

1     which suggested that the size of these ponds may  
2     increase to a one-year storage capacity. The fact that  
3     this topic was not discussed in the Nunavut Water Board  
4     meeting and not during the NIRB process provides  
5     further evidence that the year-long storage capacity  
6     has not been assessed by parties.

7             In the Proponent's presentation of yesterday --  
8     and I had noted it as being on Slide Number 45 -- it  
9     was mentioned that the sewage storage capacity at the  
10    railway construction camps may be expanded to one year.  
11    While QIA recognizes that a volume of sewage storage is  
12    required to cope with the closure of roads and times of  
13    limited access from these camps to a treatment  
14    facility, QIA believes that these volumes should be  
15    limited to reduce environmental risk associated with  
16    infrastructure failure and spills that would result in  
17    regulated discharge of wastes. As such, QIA believes  
18    that an adequate capacity could be based on the  
19    equivalency of three months of total capacity.

20            A concern that QIA would like to raise before the  
21    Board is the presentation of conflicting information  
22    with regards to the Milne Inlet operations. The  
23    Type "A" water application presented the number of  
24    employees during the operation phase at Milne Inlet at  
25    40 people per day. In the January 13th -- January 2013  
26    technical meeting, the number was augmented, and we

1 heard yesterday, as well in the presentation, the  
2 number may reach as high as 225 persons per day. QIA  
3 does not believe that the additional people that would  
4 be at Milne camp have been assessed in this  
5 application.

6 Due to the high volume of materials produced  
7 throughout the coordinated review process and the  
8 changes to the project activities to date, including  
9 those found within the recent Type "B" application,  
10 there is potential for confusion in the Nunavut -- in  
11 the NIRB-assessed scope of the water-use activities.

12 QIA, therefore, requests the Nunavut Water Board's  
13 reasons for decision include a summary of the scope of  
14 activities that are considered in the Type "A"  
15 application along with the water use and waste disposal  
16 characteristics that have been assessed for each  
17 activity.

18 Additionally, as a measure of regulatory control,  
19 QIA requests that all management plans be subject to  
20 the Board for review and approval processes and  
21 consideration is given to drafting a minimum  
22 requirement list in the licence for each required plan.  
23 This would provide reviewers and the Proponent a  
24 greater sense of certainty of the purpose and  
25 requirements for each required plan.

26 The aquatic effects monitoring plan: It is QIA's

1 opinion that the aquatic effects monitoring program in  
2 its current state is a framework and not a final  
3 submission or operational document. Additional details  
4 and refinement are required to make the aquatic effects  
5 monitoring program an executable document for  
6 operations. Additionally, QIA believes the aquatic  
7 effects monitoring program should be further developed  
8 with respect to monitoring for impacts on Inuit-owned  
9 lands.

10 It is requested that Baffinland be required to  
11 continue to consult QIA in the development of the  
12 aquatic effects monitoring program and its  
13 implementation. QIA further recommends that the  
14 aquatic effects monitoring program specify actions that  
15 will occur if an exceedance of an indicator were to  
16 occur. In other words, if a change is occurring, when  
17 does a change become a concern, and what would be the  
18 corrective action to deal with that concern. This  
19 level of detail will promote an effective adaptive  
20 management framework for the project.

21 Based on Baffinland's presentations at these final  
22 hearings, QIA acknowledges that this approach is now  
23 part of the aquatic effects monitoring framework;  
24 however, QIA suggests that additional efforts are still  
25 needed to define the triggers and thresholds for action  
26 within that framework.

1           Furthermore, QIA believes guidelines exist that  
2   proponents can use to guide the development of an  
3   aquatic effects monitoring program. For example,  
4   Aboriginal Affairs and Northern Development Canada has  
5   an aquatic effects monitoring program guideline that is  
6   used in the north. QIA recommends that  
7   industry-acceptable guidelines are used in the  
8   finalization of Baffinland's aquatic effects monitoring  
9   program.

10          As consistently expressed and as the Board would  
11   see evidence in Annex D, the community committee  
12   minutes, the Mary River Project committees have  
13   consistently stated that monitoring of project impacts  
14   is one of their key focal points in seeing the project  
15   go forward. QIA's concern is with the broad nature of  
16   comments such as the statement provided here by  
17   Baffinland that gives general commitments to adaptive  
18   management without an express link to Inuit concerns.  
19   QIA strongly recommends the Nunavut Water Board consult  
20   the Mary River Project committee comments in making  
21   determinations on the application relative to  
22   monitoring in their requirements of project monitoring.

23          I would like to ask that we skip Slide 18 and move  
24   to 19. With regards to runoff water quality from  
25   construction of railway and quarry sites, QIA's  
26   concerns that blasting residue from explosive use may

1 enter the freshwater. This is also a concern that was  
2 expressed consistently from the community review  
3 committees. This waste can result in nutrients such as  
4 ammonia entering the freshwater environment. These  
5 nutrients have the potential to impact aquatic life.  
6 QIA has requested monitoring of these nutrients to  
7 gauge if management activities are effective and when  
8 to apply adaptive management.

9 The Proponent has stated they will apply best  
10 management practices to limit the generation of  
11 blasting residue. Based on the Proponent's  
12 presentation, QIA now understands that the monitoring  
13 of ammonia and nitrates of surface water flows will  
14 occur. QIA notes that this information is reported in  
15 a document that is submitted as part of the Type "B"  
16 application and not part of the Type "A" application  
17 that is the focus of this hearing. Therefore, QIA's  
18 concerns and recommendations remain pertinent to this  
19 hearing. QIA notes that the water quality targets to  
20 assess effectiveness of performance monitoring and the  
21 frequency of monitoring remain unknown and recommend  
22 that they be developed in the context of this licencing  
23 process.

24 To further the points raised on the previous side,  
25 nutrients such as ammonia, nitrates, and nitrites can  
26 enter the freshwater environment from blasting residue.



1 From project activities that do not fit within the  
2 metal mining effluent regulations, the Proponent has  
3 not proposed monitoring for nutrients or their  
4 discharge criteria. Therefore, QIA offers the  
5 following requests to the Nunavut Water Board: First,  
6 that the licence include monitoring requirements for  
7 ammonia, nitrates, and nitrites; secondly, the licence  
8 implement discharge limits on each of the above  
9 parameters; and third, the Nunavut Water Board consider  
10 QIA's Annex B, the slide reads "Air", it should be  
11 "Annex B", when establishing water quality discharge  
12 limits. Annex B was specific to this topic.

13 A final note on the issue of monitoring and water  
14 quality QIA would like to address is the following  
15 statement made by the Proponent in their April 5th  
16 submission to the Nunavut Water Board in response to  
17 QIA's comments on water quality criteria. The  
18 statement reads: (as read)

19 All discharge criteria for water quality  
20 presented in Part F of the draft water  
21 licence and in the aquatic effects monitoring  
22 program have been discussed with Environment  
23 Canada, who possess the expertise in that  
24 area.

25 QIA would like to remind the Proponent that the Nunavut  
26 Land Claims Agreement contains Article 20 water rights.

1 As such, QIA believes that Inuit interests in water  
2 monitoring and quality need to be seriously considered  
3 in the context of the application and the aquatic  
4 effects monitoring program.

5 QIA, therefore, strongly recommends to the Nunavut  
6 Water Board that they do not share in the Proponent's  
7 view that Environment Canada is the only organization  
8 that possesses expertise when it comes to water  
9 quality. QIA strongly urges the Nunavut Water Board to  
10 give consideration to the evidence QIA has presented  
11 before the Board, including today, in their final  
12 review process and licence establishment. QIA,  
13 therefore, directs the Nunavut Water Board to the  
14 comments supplied in QIA's final submission listed as  
15 Annex B.

16 Licence term: QIA believes that a shortened and  
17 focussed term should be provided on the basis of the  
18 following points: First, that inconsistencies in  
19 materials filed and the review process variances that  
20 have occurred throughout the project should merit a  
21 shorter licence; additionally, the recent application  
22 for a Type "B" licence to accommodate work that was  
23 also applied for under the Type "A" application;  
24 additionally, the current amendment request before the  
25 Nunavut Impact Review Board in relation to a project  
26 certificate. Although QIA understands this hearing is

1 not meant to address the project change that is now  
2 before the Nunavut Impact Review Board, QIA does  
3 believe that amendments to this Type "A" licence may be  
4 required as a result of that process.

5 Furthermore, QIA understands the Proponent has  
6 suggested a number of additional Type "B" licences that  
7 would be applied for above those currently held or  
8 anticipated to be held. Additionally, the Proponent's  
9 statements regarding the importance of monitoring but  
10 refusal to commit to specific monitoring parameters  
11 commonly used at northern mines is another rationale  
12 for a shortened term.

13 And finally, QIA notes that yesterday the  
14 Proponent requested a degree of flexibility from the  
15 Nunavut Water Board in relation to the final siting,  
16 design, and specifications of project infrastructure.  
17 QIA believes a more focussed licenced term would offer  
18 the Proponent additional avenues to present and refine  
19 project details, allowing for a more accurate and  
20 effective licencing process.

21 QIA believes that the suggested five-year initial  
22 term would allow the Proponent the certainty that the  
23 current licence will be issued for the duration of the  
24 construction phase and is adequate for the amount of  
25 time based on the evidence the parties have reviewed.

26 As an extension to this recommendation, QIA is

1 suggesting that the Type "A" licence include provisions  
2 allowing the proponents to seek amendments and  
3 approvals to the licence as issued by the Nunavut Water  
4 Board. QIA believes this is routinely done in the  
5 licencing process. Again, QIA believes that such  
6 conditions would afford the Proponent the type of  
7 certainty they are looking for to begin this operation.

8 Furthermore, QIA would like to point out the  
9 following licence terms for operating mines in the  
10 north. The Snap Lake Mine had a water licence issued  
11 in 2012 for a term of eight years. The Ekati Mine had  
12 a licence issued in 2009 for a term of four years. The  
13 Diavik Mine had a licence issued in 2007 for  
14 eight years. The Meadowbank Mine had a licence issued  
15 in 2008 for seven years. The Cantung Mine had a  
16 licence issued in 2009 for five years, which received a  
17 two-year extension in 2011. Therefore, it is QIA's  
18 opinion that a five-year licence term is not  
19 unreasonable. It is inline with the project  
20 construction requirements, initial operations, current  
21 project status, and the abilities of the Water Board to  
22 construct an appropriate licence term.

23 And, although we didn't venture into the full  
24 extent of QIA's comments on the public record, QIA does  
25 request that the Nunavut Water Board and its Staff,  
26 when issuing determinations in relation to the

1 application, consider the full public record of the  
2 coordinated review process, particularly in instances  
3 where parties have presented disagreeing statements  
4 before the Board.

5 QIA believes it has provided the Board with ample  
6 and consistent information throughout the review, which  
7 can be drawn upon during the decision--making process.  
8 Again, QIA notes that our final submission contains a  
9 detailed main body document with several attachments.  
10 Those attachments include QIA's comments on the  
11 proposed Type "A" water licence submitted by the  
12 Proponent to the Water Board. QIA understands the  
13 purpose of this submission was to support the Board's  
14 ability to develop a clear and functional licence.  
15 We've heard the statements the Board has made to date  
16 in this hearing with respect to potentially fettering  
17 the discretion of the Minister. However, QIA  
18 encourages the Board to receive that proposed licence  
19 in the light that the best thing for all parties is a  
20 functional licence that offers clarity and encourages  
21 parties to work in a practical manner throughout the  
22 life of this project.

23 Again, QIA has also submitted as Annex B comments  
24 on effluent quality criteria and specifically draws  
25 attention to blasting residue, and as Solomon  
26 mentioned, there are extensive community comments that

1 can be drawn upon for any specific topic.

2 Two topics that we didn't address directly in the  
3 slide presentation but we mentioned at the onset relate  
4 to both financial security and water compensation. We  
5 would, first, like to address the topic of financial  
6 security.

7 In relation to financial security, QIA believes it  
8 is important to offer clarity on the following points:  
9 Three parties can set requirements for security for the  
10 Mary River Project: QIA has that ability through a  
11 land instrument, the Crown has that ability through a  
12 land instrument, and the Nunavut Water Board has that  
13 ability through the water licencing process.

14 It is QIA's opinion that double-bonding occurs in  
15 the following circumstance: When one or more party  
16 holds security for the exact same activity, and the  
17 combined security amount held by each party for that  
18 activity is greater than the highest value of security  
19 set by the parties for that activity.

20 By contrast, it is QIA's position that overbonding  
21 occurs when, from the Proponent's perspective, one of  
22 the parties holds security greater than the amount that  
23 the Proponent itself agrees is required from the  
24 perspective of a Proponent, when the criteria  
25 assumptions or information forming the basis of an  
26 assessment are not necessarily agreeable to that

1 Proponent.

2 QIA's position in relation to financial security  
3 is and has always been that security will be held for  
4 activities on IOL through formal agreements granting  
5 rights of access to IOL, inline with QIA's approved  
6 policies and procedures.

7 The financial security deposit held by QIA is to  
8 protect QIA against potential reclamation liabilities  
9 associated with project-specific use of Inuit-owned  
10 lands. In QIA's final submission to the Nunavut Water  
11 Board, included as Annex C, was a letter that QIA  
12 issued to the Minister of Aboriginal Affairs and  
13 Northern Development Canada on this very topic. QIA  
14 would like to draw the Board's attention to point  
15 number 8 in this letter. Point number 8 reads as  
16 follows: (as read)

17 QIA also recommends that the water licence  
18 include a condition that removes the  
19 land-related portion of the Nunavut Water  
20 Board financial security estimate once it is  
21 provided to the Proponent under a QIA  
22 commercial production list. QIA will provide  
23 required supporting evidence.

24 Point number 8 was meant to suggest that the Type "A"  
25 licence should allow for adjustment in the security  
26 established by the Water Board based on evidence the

1 Board feels -- based on evidence that sufficiently  
2 demonstrates security is held in an accessible form by  
3 an appropriate party. QIA proposes to furnish with the  
4 Nunavut Water Board such evidence once security is  
5 adjusted and held by QIA.

6 One point of clarity is that QIA, as of today,  
7 holds a total value of \$26.2 million in the letter of  
8 credit for current site conditions. QIA believes it  
9 has, therefore, offered the Nunavut Water Board what it  
10 feels is an appropriate tool to limit the extent to  
11 which double-bonding may occur in relation to the  
12 requirements for security that may be established under  
13 a Type "A" water licence.

14 With respect to the global figure of security  
15 supplied by the Proponent in their presentation to the  
16 Water Board yesterday, QIA can confirm that it will  
17 seek to hold security for project activities in advance  
18 of their occurrence. QIA cannot today confirm the  
19 amount proposed by the Proponent is the amount QIA will  
20 hold in relation to the 2013 work plan. However, QIA  
21 can commit to providing the Nunavut Water Board with  
22 additional evidence in the future.

23 Prior to our presentation, the QIA was approached  
24 by the Government of Nunavut, specifically to page 11  
25 of our main body document. QIA would like to request  
26 that the Nunavut Water Board take the following



1 deletion from QIA's final submission into  
2 consideration. I'll read out the following line so  
3 it's recorded in the record, but I believe counsel for  
4 the Water Board has already noted this. The line we're  
5 asking to be removed is: (as read)

6 The Government of Nunavut does not have a  
7 mandate under the Government of Nunavut  
8 Environmental Protection Act for Crown lands  
9 and for Inuit-owned lands.

10 QIA believes if that one sentence was removed, the  
11 entire presentation of evidence on that page would read  
12 much clearer.

13 In closing, QIA would also like to acknowledge  
14 that it's taken a long time to get to this point.  
15 We've been involved in a coordinated review process  
16 that was initiated in March of 2008, and although  
17 there's many ways to measure a project, you can measure  
18 a project relative to time, relative to specific  
19 criteria, the sheer volumes of documents that are  
20 produced, the numbers of meetings, the numbers of times  
21 that the boards need to convene, we really feel that  
22 the Board should take the perspective that this project  
23 is only possible by the measure of the number of people  
24 and the sheer will that they're contributing to make  
25 this project possible.

26 QIA is very supportive of the Mary River

1 development, and we would like to thank you for the  
2 ability to present our comments to you today. Thank  
3 you very much.

4 THE CHAIR: Perhaps we will move on to  
5 questioning and in order for Applicant or parties to  
6 prepare their questions, we will consider a 10-minute  
7 break.

8 (ADJOURNMENT)

9 THE CHAIR: Welcome back. We will now  
10 turn to questioning by the Applicant to QIA.

11 BAFFINLAND QUESTIONS QIA:

12 MR. ARMSTRONG: Thank you, Mr. Chair. Brad  
13 Armstrong. I have a few questions, Mr. Chair, on  
14 behalf of Baffinland.

15 Stephen, I'm going to ask you questions about  
16 three areas, the sewage holding ponds, the term of the  
17 licence, and the closure and reclamation costs.

18 So let me first ask you about sewage, this is  
19 sewage at the railway camps, and just confirm with you,  
20 and I think it's in your submissions, that it was  
21 always contemplated during the NIRB hearings that the  
22 sewage at the railway camps would not be discharged at  
23 the railway camp location, that it would be transported  
24 for treatment and disposal either at the mine site or  
25 at Steensby, and that it was contemplated that there  
26 would be some storage capacity at those camps along the

1 railway; you confirm that that was all part of the  
2 project which was before the Nunavut Impact Review  
3 Board?

4 MR. WILLIAMSON BATHORY: Qujannamiik, Iksivautaaq.  
5 Thank you for your question. Stephen Williamson  
6 Bathory, QIA.

7       You're correct, Brad, that was part of the  
8 discussion. The direct quote that we saw in the  
9 document was in relation to holding tanks for sewage.  
10 We also believe there were discussions that sewage  
11 would be transported through many different means to  
12 treatment facilities, including at one point there was  
13 discussion of helicoptering out the sewage. So the  
14 focus in our presentation was more on the overall  
15 capacity as a function of time, but not to suggest it  
16 wasn't discussed that sewage would not be treated at  
17 the actual rail camps for disposal.

18 MR. ARMSTRONG: Brad Armstrong, Mr. Chair.  
19 Thank you, Mr. Williamson Bathory.

20       So the question of the capacity of the -- the  
21 storage capacity at the railway camps, the company sees  
22 that as a contingency, and it needs to be determined  
23 how big the storage capacity should be at the camps in  
24 order to have a reasonable contingency, in order to not  
25 be stuck in a situation where there is no storage  
26 capacity, and some difficulty in transport.

1           Your suggestion is that it be limited to -- that  
2   the storage capacity be limited to one-quarter of the  
3   yearly volume. I'm going to suggest to you that that's  
4   just an arbitrary number, that you haven't really  
5   thought about what the right volume should be as a  
6   contingency but are just putting out a one-quarter  
7   number as an arbitrary number; isn't that correct?

8   THE CHAIR:                   QIA?

9   MR. WILLIAMSON BATHORY:   Qujannamiik, Iksivautaaq.

10           QIA's suggestion as presented in our slide --

11   THE CHAIR:                   Do you have a name?

12   MR. WILLIAMSON BATHORY:   Stephen Williamson Bathory,  
13   QIA.

14           The suggestion for three months capacity was based  
15   on a representation of what we thought would be an  
16   acceptable risk relative to the infrastructure relative  
17   to project development. We were not venturing into a  
18   discussion of engineering capacity relative to  
19   anticipated volumes, rather a function of time that  
20   would serve to allow the project flexibility to ensure  
21   that sewage would be treated and would be disposed of  
22   and not incur an ongoing liability on the site itself.  
23   Qujannamiik.

24   THE CHAIR:                   Applicant?

25   MR. ARMSTRONG:               Brad Armstrong. Thank you,  
26   Mr. Chair.

1           Mr. Williamson Bathory, I just want to suggest  
2           that the appropriate way to deal with this and to  
3           provide some flexibility is to not put this arbitrary  
4           one-quarter limit on the storage capacity, but let the  
5           process take its course, and when the company has  
6           determined what storage capacity it requires, that it  
7           then present those plans to the Water Board for review  
8           and approval, and if necessary, for review and approval  
9           with a chance for you to look at those, but the  
10          flexibility would be built in there, rather than right  
11          now imposing an arbitrary limit on the size of the  
12          storage capacity.

13        THE CHAIR:                    QIA?

14        MR. WILLIAMSON BATHORY:   Qujannamiik, Iksivautaaq.  
15        Stephen Williamson Bathory, QIA.

16          This is perhaps an example before the Board where  
17          there's a divergence in opinion. We're happy with the  
18          evidence we've provided before the Board. We believe  
19          flexibility is a function of the project, and unless  
20          there are other questions, we feel that the evidence  
21          before the Board is sufficient. Qujannamiik.

22        THE CHAIR:                    Thank you, Applicant.

23        MR. ARMSTRONG:                Thank you, Mr. Chair. Brad  
24        Armstrong. I'm going to ask you some questions about  
25        the term of the licence. The QIA is proposing a  
26        five-year term. That's at the low end of the scale for

1 water licences in general. It's at the lower end of  
2 the scale for other parties in these proceedings who  
3 have suggested terms such as 12 years, et cetera, and,  
4 Mr. Williamson Bathory, I'm going to suggest to you  
5 that what you're proposing, what the QIA is proposing  
6 is that this company with this very, very large project  
7 be given a licence for only five years, and your  
8 proposal is that this company should build a  
9 125-kilometre railway, build a port at Steensby, order  
10 the ore transport carriers, construct the mine, upgrade  
11 the Tote Road, construct the facilities of Milne Inlet,  
12 and spend all those dollars -- and it's in the  
13 billions -- on the basis of a five-year licence. So  
14 your proposal for the QIA is the company should be  
15 authorized to construct the project but not to operate  
16 the project, just enough time to get it constructed,  
17 and then the licence terminates. I'm going to suggest  
18 to you that that's neither a reasonable position, nor  
19 is it the position -- nor is it a position which  
20 reflects the support which the QIA professes for this  
21 project.

22 THE CHAIR: QIA?

23 MR. WILLIAMSON BATHORY: Qujannamiik, Iksivautaaq.

24 Stephen Williamson Bathory, QIA.

25 It was in relation to Slide 23 of our presentation  
26 where we put forward the notion that an initial term be

1 set at five years, with routine licencing conditions  
2 that would allow for amendments and renewals of the  
3 licence itself. QIA believes that Nunavut Water Board  
4 licences do establish licence terms that allow for  
5 renewal and amendment processes. It was not to suggest  
6 that the licence be limited to five years and only five  
7 years. Qujannamiik.

8 THE CHAIR: Applicant?

9 MR. ARMSTRONG: Thank you, Mr. Chair. Brad  
10 Armstrong.

11 I don't -- perhaps Mr. Williamson Bathory doesn't  
12 understand a five-year term means the licence  
13 terminates after five years unless it's renewed, and  
14 the result would be that four years from now, the  
15 company would be required to make another application  
16 to extend the licence, with the uncertainty which goes  
17 along with that. So the company's been in a four-year  
18 process for environmental assessment. Another  
19 year-process or most of a year for this process, and  
20 before the project even really got going would be  
21 having to come back and ask for renewal of the licence.

22 We'll say more about that, Mr. Chair, in closing,  
23 but it's certainly our position that it would be  
24 completely unreasonable to issue a five-year licence  
25 for a project of this size.

26 Mr. Williamson Bathory, on the question of the

1 costs of reclamation, you mentioned those. I just want  
2 to make this point: The company has provided evidence  
3 of the closure and reclamation costs in the range of  
4 approximately \$37 million, and that evidence has been  
5 placed before the Board. And in developing that, those  
6 cost estimates, the company did consult with the QIA  
7 and did revise the estimates to take into account some  
8 of the concerns and issues of the QIA, and the -- so  
9 the costs of reclamation and closure have been  
10 estimated and produced before the Board. The QIA has  
11 not challenged those costs, and you have produced no  
12 evidence to contradict those costs. Am I -- I just  
13 want you to confirm that that is the case.

14 THE CHAIR: QIA?

15 MR. WILLIAMSON BATHORY: Qujannamiik, Iksivautaaq.  
16 Stephen Williamson Bathory, QIA.

17 Just before we move off the topic of term, QIA  
18 does feel it has presented evidence to the Board. QIA  
19 does feel that the Nunavut Water Board in past mining  
20 projects in Nunavut has given considerations to term as  
21 a function of the project and that QIA believes the  
22 Nunavut Water Board will make an appropriate decision  
23 on the function of term as a licence condition.

24 Iksivautaaq, if I could move then to the next  
25 topic raised, which was financial security. One  
26 question actually of clarification, Mr. Armstrong,



1 could you please clarify the opportunities or the  
2 events of consultation/collaboration between the  
3 parties on the topic of financial security? You  
4 mentioned that the parties have worked together on that  
5 topic.

6 MR. ARMSTRONG: Mr. Chair, Brad Armstrong.

7 I'm sorry, Mr. Bathory, I won't clarify those  
8 discussions. I think you're well aware of them. The  
9 question I have is just to confirm that the QIA has not  
10 brought forward any evidence of closure and reclamation  
11 costs in the context of this application or this  
12 hearing.

13 THE CHAIR: QIA? If you think that you  
14 need more time to prepare your answers, don't be afraid  
15 to ask for a recess, but go ahead.

16 MR. WILLIAMSON BATHORY: Qujannamiik, Iksivautaaq.  
17 Stephen Williamson Bathory, QIA.

18 Again, I'd just like to go back to the topic of  
19 engagement in relation to this question. QIA, as a  
20 function of its mandate as a landowner, does have  
21 Board-approved policies as they relate to holding of  
22 security, establishment of security amounts. That  
23 policy does suggest that active engagement between the  
24 Proponent and QIA is likely the best means of arriving  
25 at a financial security amount.

26 Again, from our perspective, we don't feel that

1       that active engagement has occurred. We are not here  
2       at this hearing to seek active engagement, but we are  
3       here at this hearing to provide the Board with evidence  
4       on the status of financial security.

5           Again, in our recommendation to the Board, we  
6       suggested that the Board could include a licence  
7       condition that would allow it to receive sufficient  
8       evidence that could then be used to address and modify  
9       the amount of security held under the water licence.

10          Again, QIA is looking forward to working with the  
11       Proponent to establish a 2013 security amount for the  
12       project, and again, we can provide such evidence to the  
13       Board when such a conclusion has been reached. Thank  
14       you.

15       THE CHAIR:                   Thank you. Applicant?

16       MR. ARMSTRONG:               Thank you, Mr. Chair. Brad  
17       Armstrong.

18          I think that it is -- that it's a matter of record  
19       that the QIA don't have evidence before you with  
20       respect to closure and reclamation costs, so I won't  
21       pursue that issue further. And those are all of our  
22       questions. Thank you, Mr. Chair.

23       THE CHAIR:                   Thank you. Any others from  
24       the Applicant? Thank you. Next we have NTI questions  
25       to QIA. No?

26       MR. ITORCHEAK:               No questions at this time.

1 THE CHAIR: Aboriginal Affairs and  
2 Northern Development Canada?

3 MS. COSTELLO: Karen Costello for Aboriginal  
4 Affairs, Northern Development Canada. We have no  
5 questions. Thank you, Chair.

6 THE CHAIR: Thank you.

7 MS. COSTELLO: Karen Costello from Aboriginal  
8 Affairs and Northern Development Canada. We have no  
9 questions. Thank you, Chair.

10 HE CHAIR: Thank you. Environment  
11 Canada?

12 MR. DAHL: Mark Dahl for Environment  
13 Canada. We have no questions.

14 THE CHAIR: Fisheries and Oceans?

15 MS. WILLISTON: Georgina Williston, Fisheries  
16 and Oceans Canada. No questions at this time. Thank  
17 you.

18 THE CHAIR: Thank you. Natural Resources  
19 Canada?

20 MS. CAVALLARO: Kate Cavallaro for Natural  
21 Resources Canada. We have no questions at this time.

22 THE CHAIR: Thank you.

23 MR. SUVEGA: Qujannamiik, Iksivautaaq.  
24 Thank you, Mr. Chair. I am Paul Suvega. The GN does  
25 not have a question at this time, but we will have  
26 statements regarding the QIA's statements regarding the

1 environment. We will have an opportunity later on  
2 today. Thank you, Mr. Chair.

3 THE CHAIR: Elders, any Elders who wish to  
4 ask QIA questions? Community representative, go  
5 ahead.

6 COMMUNITY REPRESENTATIVES QUESTION QIA:

7 MR. QAMANIQ: My question to QIA and the  
8 Water Board, the ocean current moves from the west and  
9 our waters and the ice, sea ice, move down island (sic)  
10 continuously, and it reaches Labrador. Their  
11 stories -- according to their stories, seals, marine  
12 wildlife, and polar bear from this area go down to  
13 Labrador they say on sea ice. They too will be --  
14 northern Quebec will be affected with us, along with  
15 the Labrador people. Why aren't they part of the Mary  
16 River Project committee?

17 These things we have found out, northern Quebec  
18 had

19 Been -- people from northern Quebec have been  
20 showed up here. Debris from this area is carried down  
21 to northern Quebec, and polar bears tagged in this area  
22 are found in Labrador and northern Quebec. They too  
23 will be affected, along with us, for the water use.  
24 That's my question. Why aren't those companies, people  
25 from those communities part of the Mary River Project  
26 committees?

1 MR. AWA: Thank you, Mr. Chairman. I am  
2 Solomon Awa. I'm sorry, but the issue we're discussing  
3 at the Nunavut Water Board aren't geared towards the  
4 ocean, and NIRB have dealt with the ocean in the past,  
5 and QIA are along with -- we do have a marine mammal  
6 working group. QIA does have a marine mammal working  
7 group, and the northern Quebec people are involved in  
8 those committees. Thank you, Mr. Chair.

9 THE CHAIR: Qujannamiik. Do you have  
10 another question? Thank you.

11 MR. KUBLU: I am Abraham Kublu.

12 THE CHAIR: If the people have questions  
13 to QIA, now's your chance. I don't believe they have  
14 questions. There seems to be no more questions. If  
15 the Hall Beach people had any questions to QIA, now's  
16 your chance. I don't believe they have questions.  
17 Arctic Bay, if you have any questions to QIA, now's  
18 your chance.

19 ARCTIC BAY REPRESENTATIVES QUESTION QIA:

20 MR. NAQITARVIK: Olayuk Naqitarvik, I am an  
21 Arctic Bay resident.

22 Before we got Nunavut, this was the situation with  
23 us. They told us to agree, and after we had agreed,  
24 afterward what wasn't used was left behind, and now  
25 that we have Nunavut, I really enjoy the process, and I  
26 really appreciate the process, but my question is and

1       so there is damage or pollution, then who would be  
2       mandated to deal with it, or would you have to halt the  
3       project? Thank you.

4       THE CHAIR:                       Thank you, Olayuk. QIA?

5       MR. WILLIAMSON BATHORY: Qujannamiik, Iksivautaaq.

6       Stephen Williamson Bathory, QIA.

7               I believe the response to the question would be  
8       that is the purpose of the security amount that would  
9       be held by parties, would be to enable to clean up the  
10      site in the absence of the Proponent not being able to  
11      conduct those duties.

12             Solomon, I'm not sure if you have anything to  
13      raise to that yourself.

14      MR. AWA:                        Thank you, Mr. Chair. That's  
15      a great question Olayuk asked. Perhaps the Nunavut  
16      Water Board could answer that question, and perhaps the  
17      Nunavut Impact Review Board can also answer that  
18      question on how, if conditions are being -- conditions  
19      of the licence are being not agreed to, what QIA or  
20      Baffinland would be able to do about it.

21             Perhaps the Nunavut Water Board, perhaps when they  
22      issue the licence to Baffinland, we believe that we,  
23      QIA, believe that the Nunavut Water Board will write  
24      their statement regarding conditions, regulations and  
25      conditions that Baffinland would have to follow, and I  
26      believe that this document will be created, and I

1 believe the Nunavut Water Board will need to create --  
2 to write what penalties should be faced when  
3 Baffinland's not following procedure and regulations.

4 Thank you, Mr. Chair.

5 THE CHAIR: Any other questions, Olayuk?

6 MS. MEADOWS: Thank you, Mr. Chair. Teresa  
7 Meadows, legal counsel for the Nunavut Water Board.

8 I will answer, uncharacteristically, briefly.  
9 Basically the terms and conditions of any licence that  
10 the Board would issue are enforceable by Aboriginal  
11 Affairs and Northern Development Canada. The Nunavut  
12 Water Board is not responsible for the enforcement of  
13 the licence.

14 And Aboriginal Affairs and Northern Development  
15 Canada is also responsible for the general enforcement  
16 under the Nunavut Waters and Nunavut Surface Rights  
17 Tribunal Act, and so enforcement of licence terms and  
18 conditions is under the responsibility of Aboriginal  
19 Affairs and Northern Development Canada.

20 With respect to the question about how security is  
21 accessed that the QIA responded to, again, the way that  
22 the responsibilities work is that the Nunavut Water  
23 Board is responsible for fixing the amount of security  
24 potentially, and Aboriginal Affairs and Northern  
25 Development Canada's Minister is responsible for  
26 determining how that security is accessed in the event

1       that there is a spill or a contamination event or an  
2       event where that security should be accessed.

3             Thank you, Mr. Chair.

4       THE CHAIR:                     Thank you, Teresa. Was that  
5       understandable?

6             And also for the information of people in the  
7       audience, I'm told that the floor mic is on.

8             Any further questions? The mic is open. Arctic  
9       Bay?

10       MS. KOONARK:                 If you can hear me, I have a  
11       question for QIA related to the licence. My question,  
12       in my opinion, the security seems quite small for a  
13       five-year period, and we know that the licencing  
14       process is quite tedious, and to look at this amount  
15       over a five-year period, it looks as if the five-year  
16       period will be over before agreement is reached on the  
17       security, so can't we request that the licence be  
18       approved for longer than a five-year period?

19       THE CHAIR:                     Thank you. QIA?

20       MR. AWA:                     Thank you, Mr. Chairman.  
21       Stephen responded to the previous question, and he also  
22       alluded to the mining regulations. In other  
23       jurisdictions, there have been water licences granted  
24       for an eight-year period. And Baffinland has requested  
25       a 25-year water licence. I believe it will be brought  
26       up by the people of Pond Inlet, and it has been voiced



1 by residents of Pond Inlet in the past that the  
2 five-year term is what they would prefer.

3 They cited an example that in Pond Inlet that  
4 everybody has a driver's licence that they have to  
5 renew every five years, so why is Baffinland so special  
6 that they ought to have a 25-year term as opposed to  
7 other developers. So since this is the first project  
8 proposal, if we -- if it is approved for 25 years, what  
9 other opportunity will people have to voice their  
10 concerns? Is it only until the end of the 25-year  
11 period that we will have an opportunity? So it's more  
12 to allow the residents an opportunity to voice their  
13 concerns, especially if issues and concerns or problems  
14 crop up.

15 So again, QIA has followed with the people's  
16 wishes, with their identified goal, and this came up  
17 during the NIRB hearing. This was brought up in the  
18 past about the length of the licence, and QIA just went  
19 ahead and followed with the term. We know that the  
20 Water Board will make their own decision based on their  
21 evidence, so we stand by the committee.

22 Thank you, Mr. Chairman.

23 THE CHAIR: Thank you. Any further  
24 questions?

25 Excuse me, if it's too bright -- due to the  
26 brightness coming from the window, I can't quite see

1 people at the back of the room, if you would like to  
2 speak, please raise your hand, and perhaps you may  
3 stand if I don't see you. I just wanted to apologize,  
4 that the light is directly behind the audience, and I  
5 can't tell. So the floor is open, go ahead.

6 HALL BEACH REPRESENTATIVES QUESTION QIA:

7 MR. KUPPAQ: Thank you, Mr. Chairman. At  
8 this time, I would like to present my personal  
9 perspective, which I'm sitting on the fence and kind  
10 of -- I'm kind of supporting it and kind of advising  
11 it.

12 Now, Baffinland made a statement earlier that the  
13 positions or that the activities that they have to  
14 take, they will just be undertaking the activities, and  
15 then the five-year period will come up, and it will  
16 take a year-long process to renew the licence, and we  
17 understand that to be cumbersome, so is there any way  
18 to come to an agreement between QIA and Baffinland to  
19 resolve this concern?

20 I kind of ran into that barrier when we started  
21 listening in on the term of the licence. Should we  
22 look at -- should we look at a four-year period with a  
23 one-year period set aside for renewal? I'm not sure  
24 exactly how the process would be resolved, but I would  
25 like to see how we can make it better.

26 Thank you, Mr. Chairman.

1 THE CHAIR: QIA?

2 MR. WILLIAMSON BATHORY: Thank you, Mr. Chairman.

3 Stephen Williamson Bathory, QIA. Thank you for the  
4 question, the statement.

5 Again, as Solomon mentioned, we think that  
6 evidence is before the Board and that the Board will  
7 make an appropriate decision on term. We think there  
8 are a number of options when considering term, and we  
9 look forward to the Board's decision on that matter,  
10 and we will facilitate our role as an interested party  
11 based on the term that's established. Qujannamiik.

12 THE CHAIR: Thank you. Any further  
13 questions? Arctic Bay is completed. Anyone else from  
14 Arctic Bay?

15 Next we have Igloolik. If there are any questions  
16 from Igloolik, you have the floor.

17 IGLOOLIK REPRESENTATIVES QUESTION QIA:

18 MR. IVALU: Thank you, Mr. Chairman. I  
19 would like to speak in Inuktitut as we have an  
20 interpreter.

21 As per the comments posed by Arctic Bay and Hall  
22 Beach, I support them, and I don't think QIA consulted  
23 with the communities where they arbitrarily came up  
24 with a five-year term, so with respect to the -- I  
25 would support the Baffinland 25-year proposal. Is QIA  
26 just supporting Pond Inlet's request for this five-year

1 licence? Have you not consulted with Igloolik, Hall  
2 Beach, Arctic Bay, or even Clyde River? Did you  
3 consult any of these communities? That was just my  
4 question to QIA. I will have another question after  
5 that's responded to. Thank you.

6 MR. WILLIAMSON BATHORY: Qujannamiik. Stephen  
7 Williamson Bathory, QIA. Thank you very much for the  
8 question and statement.

9 QIA believes that we've extended opportunities to  
10 communities throughout the entire review process.  
11 There are the Mary River Project committees. There  
12 have been public meetings. There have been board and  
13 executive meetings all throughout the process.

14 In our review of the Type "A" licence and in our  
15 review of past water licences, what we realized is that  
16 the function of a term, the establishment of a term is  
17 very rarely discussed or considered for any length of  
18 time, so we're glad that we've raised a topic that is  
19 causing a lot of people to think about what term is  
20 appropriate. We believe the Board will be supplied  
21 with more evidence than they ever have before on the  
22 topic of term, and we look forward to the  
23 considerations they do give. There's a lot to weigh  
24 in. There are many, many perspectives on this, and  
25 we're grateful that the Water Board will come to a  
26 decision. Qujannamiik.

1 THE CHAIR: Qujannamiik. Thank you. Next  
2 question?

3 MR. IVALU: Thank you, Mr. Chairman. I'm  
4 Peter Ivalu from the Hamlet of Igloolik. I totally  
5 forgot to mention my name previously, so I apologize.

6 My second question with respect to the Inuit  
7 Impacts and Benefit Agreement, it's been quite a number  
8 of years that the negotiations have been proceeding,  
9 and the mine is almost developing their project, and  
10 yet there are still negotiations ongoing for the IIBA.  
11 Is there any way to speed up the negotiation process,  
12 because if we -- 120 days have already passed since the  
13 NIRB project -- or the negotiation process was  
14 undertaken? Isn't there a possibility for a mediator  
15 to be involved so that agreement can be reached?

16 This is becoming a personal concern to me. The  
17 project is almost on the cusp of development, yet we  
18 have no IIBA signed and agreed to. How can we speed up  
19 this IIBA process, because Inuit also want to see an  
20 IIBA because it is only the project -- the project can  
21 only proceed with an IIBA, so I'm urging both parties,  
22 both the developer and the landowner, to negotiate to  
23 come to agreement because this process it taking too  
24 long and is becoming an urgent issue. Thank you.

25 THE CHAIR: Thank you. QIA?

26 MR. WILLIAMSON BATHORY: Thank you, Mr. Chairman.

1 Steve Williamson Bathory.

2 I'd just like to confirm that the Board will allow  
3 a response on this topic. We're here on the water  
4 licence, but we're happy to respond on the status of  
5 the IIBA as well if the Board would allow such a  
6 statement.

7 THE CHAIR: Thank you. Anyone else from  
8 Igloolik?

9 MR. TAQQAUGAK: Thank you, Mr. Chairman. I'm  
10 representing Igloolik. It's Gideon Taqqaugak.

11 I have a question not specific to QIA, but to --  
12 perhaps to the project proposal and the Water Board. I  
13 watched yesterday the lakes with the titles in English  
14 because the names are listed in English, the actual  
15 Inuktitut terminology is not used, but they just  
16 translate the name. I would prefer that the actual  
17 Inuit place name be used for the lakes, and I want to  
18 understand exactly where the lake is because it says  
19 Ravn River Lake. I would like to know exactly where  
20 that is, and if you could point that out to me on the  
21 map, then I could possibly give you the proper Inuk  
22 name.

23 And secondly, another of my preferences would be  
24 for the lakes that are approved what is the actual use  
25 for the water? And I would like the developer to  
26 inform the HTO for the use because we would want to

1 know what the exact usage of the water and the purpose,  
2 and the reason why the HTO would want that information  
3 is because we depend on these lakes for our sustenance,  
4 and we want to ensure that we don't run into other  
5 parties, so I would like to ensure that we have the  
6 proper Inuit names for these lakes we are mentioning.

7 Thank you.

8 THE CHAIR: QIA.

9 MR. WILLIAMSON BATHORY: Thank you, Mr. Chairman.

10 Thank you for the comment on the names of the lakes.

11 We do feel that that's an area we could work together  
12 on with the Proponent in the future, collecting more  
13 Inuit Qavjimajatuqangit, making sure that it's widely  
14 understand and applied to the project.

15 There was a comment on the IIBA. When I asked if  
16 I could respond, I noticed that legal counsel agreed.  
17 I just want to confirm if now would be an appropriate  
18 time to respond. I don't want to leave that hanging.

19 MS. MEADOWS: Thank you, Mr. Chair. Teresa  
20 Meadows, legal counsel for the Nunavut Water Board.

21 As much as we all recognize that this hearing is  
22 in respect of the water licence, seeing as you have an  
23 opportunity and the community is here and the question  
24 was asked, of course, please proceed with that.

25 MR. WILLIAMSON BATHORY: Qujannamiik. Stephen  
26 Williamson Bathory, QIA.

1           So the statement was raised that there's some  
2   level of discomfort. The project I think the term was  
3   is on the cusp of starting, and there's still no news  
4   on the IIBA, its status, or the full document being  
5   available to communities. It's certainly a concern we  
6   share.

7           The negotiation process is governed by a  
8   confidentiality agreement between the parties that  
9   limits the ability to share certain information during  
10   ongoing negotiations. The parties feel that they are  
11   close to an agreement but that the full agreement  
12   cannot yet be shared.

13          We do recognize it's been a very long process.  
14   It's been a long discussion based on the nature of the  
15   project. The Mary River Project has no real  
16   comparables in terms of a development in Nunavut, and  
17   that's taken a lot of time for the parties to think  
18   through and to negotiate upon, but we are very much  
19   looking forward to completing those negotiations.

20          It's important for QIA to note that the IIBA isn't  
21   the only item that we're working on. We're also  
22   working on a commercial production lease. Of course,  
23   this project is on Mary River -- is on surface and  
24   subsurface-owned Inuit lands, as well as there's an  
25   update we'll provide at the later stage in this hearing  
26   on the water compensation agreement.



1           So we do respect the discomfort in the communities  
2   about the lack of information. We've gone to great  
3   extents to explain the pieces of the document that we  
4   are able to at this point in time. There are  
5   community-based negotiators in Igloolik where the  
6   gentleman who commented is from, Paul Quassa is a lead  
7   negotiator, as well as here in Mittimatalik. David  
8   Qamauiq. There is also a QIA representative from the  
9   Executive, Olayuk Akeshuk. So we feel that, in due  
10   course, there will be a lot of information to share,  
11   discuss, and begin implementing with the communities.  
12   Qujannamiik.

13   THE CHAIR:                   Thank you. Any other  
14   questions from Igloolik? State your name before you  
15   speak.

16   MR. TAQQAUGAQ:               Thank you, Mr. Chairman.  
17   Curtis Taqqaugaq from the Igloolik youth. I can speak  
18   in Inuktitut, but I prefer to speak in English.

19           It's more of a comment than a question that I  
20   have, I'd like to thank the QIA for bringing the  
21   members of the communities into this hearing and asking  
22   each of the different people to come in like the youth,  
23   the HTO, the Hamlet Council, the Elders, and the women.  
24   Being a youth member in this, it's a learning process.  
25   As this hearing goes on, it's a lot to take in, but I'm  
26   learning along as we go on, and I'd just like to thank

1 the QIA for bringing us into this hearing.

2 THE CHAIR: Thank you.

3 MR. WILLIAMSON BATHORY: Qujannamiik, Iksivautaaq.

4 Stephen Williamson Bathory.

5 I'm very thankful to hear that. Solomon has  
6 worked very hard for a number of years to make sure  
7 that there is a lot of community engagement, and again,  
8 we believe, if the Board spends the time to look at  
9 Annex D of our final submission, that you've been  
10 provided with far more community input than any other  
11 review process has seen in Nunavut. The material there  
12 is very rich, and it shows a lot of dedication by  
13 Nunavummiut to make sure their voices are heard and  
14 considered by the Board. The ability to carry  
15 someone's sentiments at a community level through a  
16 formal review process in written form, there's a lot of  
17 challenges, but QIA has met those challenges, and we do  
18 appreciate the time we've been able to invest in those  
19 efforts, and we thank the Board for any consideration  
20 they give to those statements in the Annex D.

21 Qujannamiik.

22 THE CHAIR: Thank you. Anybody else from  
23 Igloolik?

24 MS. QUASSA: Qujannamiik, Iksivautaaq.

25 We still haven't heard, although we were appointed  
26 to the Mary River review project, when they

1 requisitioned --

2 THE CHAIR: Our audio doesn't seem to be  
3 working.

4 MS. QUASSA: I apologize. What I was  
5 trying to state -- can you hear me -- ever since the  
6 Mary River proposal was submitted and when ownership  
7 changed, it seems that some of the committees were just  
8 left, especially those of us who are representing the  
9 communities, although we were appointed for a two-year  
10 period, the Mary River pretty much turned towards the  
11 regulatory process, and the Mary River committee review  
12 was diverted to QIA, and the committee members felt as  
13 if they were ostracized or left -- we were no longer  
14 informed about developments, and we hadn't heard about  
15 it going through Milne Inlet, and we couldn't get any  
16 information about what was occurring. That would be a  
17 question.

18 There are six committee members, and if QIA hears  
19 about an issue, that they would then move to the other  
20 part, that it seems that if we had even heard that the  
21 project was being changed to go -- allow shipping to  
22 Milne Inlet, that would have been better. If we know  
23 that it's due to the lack of financing that the fact  
24 that they're not going to develop Steensby for a while,  
25 it seems like Igloolik and Hall Beach were left in the  
26 dark because of the fact the project is no longer

1     impacting -- or no longer going to occur on the  
2     Steensby Inlet.

3             So it was -- we finally got a person coming into  
4     Igloolik in the fall, and we weren't able to comment  
5     because it was only then that we were told that the  
6     project had changed and that they would now be shipping  
7     during the ice-free season in Milne Inlet. So the  
8     feeling was, Oh, we're already -- we're already left  
9     behind.

10            Baffinland, it is due to the changes in  
11     Baffinland's proposal that it seems as if our community  
12     was left in the dark because the project was no longer  
13     going to be going through Steensby, and it seems like  
14     the community was left out in the dark. So when a QIA  
15     representative finally arrived to our community, that  
16     is when we finally heard about this project proposal  
17     change, and one of my committee members asked me, So  
18     what is the role of our committee, what is your  
19     opinion. And I stated that, Let's try to support the  
20     people of Pond Inlet in their work, we haven't dropped  
21     this proposal, but it seems like QIA has -- no longer  
22     accommodates our concerns due to the fact that the  
23     project proposal had changed, which is why it is  
24     important that every party has to inform the community.

25            And I would like QIA to provide this information,  
26     because we can provide a lot of support to QIA. So

1     their -- it's not just the people getting profits, so  
2     you have to ensure you represent the people of Pond  
3     Inlet, from Igloolik, from Hall Beach, from Arctic Bay,  
4     and we have to try to come to a consensus. We are all  
5     being impacted by the proposal. This is just a  
6     comment, but I just wanted to state it. Thank you,  
7     Mr. Chairman.

8     MR. WILLIAMSON BATHORY: Qujannamiik, Iksivautaaq.  
9     Stephen Williamson Bathory, QIA.

10         Just like to thank Elisapee Quassa for her  
11     comments. She is one of our community review committee  
12     members in Igloolik. She's very knowledgeable of the  
13     project. In fact, she's joined today by another member  
14     from Sanirajak, Solomon Qanatsiaq, and the two of them  
15     were quite involved in the review specifically of the  
16     rail routing, where in the summer of 2011 they spent  
17     some time traversing the project area by helicopter,  
18     discussing the different options and impacts related to  
19     the routing of the rail route, that you'll see some of  
20     those comments in the meeting minutes.

21         Elisapee points to a very clear concern and a very  
22     clear challenge and opportunity for all of us is how do  
23     we appropriately engage communities, how do we make  
24     sure that people are aware of what's happening and why,  
25     and specifically how are they able to direct their  
26     voices towards a decision-making process. So we've

1 heard many good and bad praises of QIA and the work of  
2 the committees. Again, we think that the committees  
3 did accomplish a lot.

4 Specific to the project changes, Elisapee's  
5 concern about the shift from Steensby to Milne Inlet  
6 shipping, that that was a change that caught the  
7 parties by surprise following the NIRB review. Just  
8 like to respond directly to Elisapee that we will be  
9 working with the committees on that project change.  
10 Baffinland is planning to submit a brand new set of  
11 information on that project change likely by the end of  
12 June. So I don't know if that's good news or bad news  
13 for you, Elisapee, but we still have more work to do as  
14 committees.

15 And then finally, I think the Igloolik committee  
16 and likely Elisapee specifically, having heard her  
17 involvement on the rail route, put in an extraordinary  
18 effort in reviewing the project. We went from a DEIS  
19 to an FEIS with two applications in between to commence  
20 early operations of the project at Steensby. Each of  
21 those applications was its own stand-alone document,  
22 which Elisapee and her committee undertook a very  
23 detailed review of. So when I hear her comments, I  
24 take them with a lot of weight. They give me great  
25 thought, and I thank her for both attending today and  
26 her efforts on the review to date. Qujannamiik.

1 THE CHAIR: Thank you. Anybody else from  
2 Igloolik?

3 Next we have Clyde River questions to QIA.

4 CLYDE RIVER REPRESENTATIVES QUESTION QIA:

5 MR. NATANINE: Thank you, Mr. Chair. Jerry  
6 Natanine from Hamlet of Clyde River.

7 I thank QIA because they're trying to take care of  
8 my life and my land, and I thank Baffinland. We know  
9 that we do want the project to go ahead, and mining  
10 companies don't always follow the rules. They always  
11 leave behind their debris. They leave garbage behind,  
12 and if nobody finds out about it, they'll just pollute  
13 the land. And so QIA is working to try and prevent  
14 that to put in regulations. And it's like QIA is  
15 saying -- if QIA had not set up regulations, Baffinland  
16 would have just come in and done whatever they wanted.

17 And the money is being discussed, I want to  
18 discuss that. Would those security funds be used for  
19 clean up pollution if that were to happen? That was my  
20 first question.

21 THE CHAIR: Thank you. QIA? Stephen?

22 MR. WILLIAMSON BATHORY: Qujannamiik, Iksivautaaq.

23 Jerry is one of our QIA Board Members, so he's  
24 been involved in the project since being elected I  
25 believe a year ago.

26 The question or statement that Jerry raises in

1 relation to the financial security is how I had  
2 interpreted it. The concerns that Jerry have raised  
3 are very much in line with the purpose of QIA's own  
4 abandonment and reclamation policy that has been  
5 approved by the Board. It has been used on the Mary  
6 River Project since its inception in 2009, and it is  
7 the basis of the current security amount of  
8 \$26.2 million under the current site conditions.

9 I'd just like to remind everyone in the audience  
10 that QIA's requirement to use financial security is  
11 very much a worst-case scenario. It's a worst-case  
12 scenario because of many, many things, but most  
13 importantly because this company sitting over here  
14 would no longer exist, the project would come to an  
15 end, and there would be environmental features on  
16 Inuit-owned lands that the communities would want to  
17 see remedied. So it's that balancing act for QIA. How  
18 does QIA as a private landowner ensure that a project  
19 can go ahead, but how does QIA know at the end of the  
20 day it's protected against final liability?

21 So, Jerry, those are the types of comments we've  
22 been taking very seriously ever since the bulk sample  
23 began. We would remind parties that there is public  
24 evidence to support that the security amount has  
25 changed from time to time as the project has grown  
26 already. Since 2007, there's been a number of



1 amendments to the financial security amount, and again,  
2 Jerry, as a Board member and as your Staff, hopefully  
3 we're doing the job that you require us to.

4 Qujannamiik.

5 THE CHAIR: Thank you.

6 MR. NATANINE: Thank you, QIA. Thank you,  
7 Mr. Chair.

8 I believe the security -- I believe that you  
9 should try and get the most funds for the security  
10 deposit. Go over -- go past Baffinland's figures, work  
11 hard on your five-year licence limit. That is our only  
12 protection. It's not getting in the way of our lives  
13 as Inuit. This is very beneficial to the future of the  
14 Inuit. Thank you.

15 THE CHAIR: Thank you.

16 MR. WILLIAMSON BATHORY: Qujannamiik, Iksivautaaq.  
17 Stephen Williamson Bathory, QIA. And again, thank you,  
18 Jerry.

19 QIA has an established policy. That policy speaks  
20 to the ability for the Proponent and QIA to work  
21 together and to come up with a number based on QIA's  
22 level of comfort in relation to project liability, so  
23 those are opportunities will always exist, those  
24 opportunities have been used in the past, and we look  
25 forward to continuing in that fashion through the  
26 development of this project. Qujannamiik.

1 THE CHAIR: Thank you. Before I go on to  
2 the next questioning, I see by -- it's lunchtime, so we  
3 will break for lunch and be back here at 1. Thank you.

4 (LUNCHEON ADJOURNMENT AT 12:00 PM)

5 (PROCEEDINGS RECOMMENCED AT 1:11 PM)

6 THE CHAIR: Welcome back everyone. We  
7 still have some questioning to do from, I believe,  
8 Clyde River to QIA. Any public questioning from Clyde  
9 River? Then I don't see any names.

10 Pond Inlet, are there any Pond Inlet residents  
11 with questions to QIA? The floor is open.

12 COMMUNITY QUESTIONS QIA:

13 MR. ALOOLOO: Can you hear me now? Okay,  
14 thank you. Jayko Aloofoo, Mary River review committee,  
15 representing Pond Inlet.

16 I have a question I'd like to raise with QIA.  
17 It's not really a question, but regarding the length of  
18 licence term that Pond Inlet residents are very  
19 concerned about the length of the proposed -- the  
20 length of the licence for 25 years, because as a  
21 community here in Pond Inlet, we support QIA's  
22 insistence that it be a five-year term due to these  
23 reasons. We will have to review the plans periodically  
24 and to check to see what issues cropped up over the  
25 five-year term.

26 And using this as our reasoning, the reason for

1 the review is there are -- there will be spills  
2 happening either at Mary River or on the lakes or on  
3 the rivers. In the whole area from the lake to the  
4 streams, all the water is flowed to other lakes and  
5 streams that are fish-bearing, and due to that, the  
6 25-year proposed length is considered too long, and if  
7 there's a very serious concern or a problem that crops  
8 up, communities won't have the opportunity to voice  
9 their concerns. We would prefer that it not be a  
10 25-year term, but something shorter.

11 And this is also in light of the fact that  
12 Baffinland wants to accrue some revenue prior to  
13 establishing the mine, and again, there will have to be  
14 another hearing about their proposed shipping through  
15 Milne Inlet. So if this is a five-year term, this will  
16 allow us to conduct these reviews in a shorter term.  
17 We want to ensure we have an opportunity if there's  
18 ever an emerging crisis, and if the licence is proposed  
19 for 25-year, that's why people prefer that the term be  
20 shorter.

21 Another matter that the Elders have spoken to,  
22 which unfortunately wasn't mentioned this morning, is  
23 that Pond Inlet shares this concern about the length of  
24 the proposed term, and we would prefer that it be  
25 longer than five years, but anywhere from five years to  
26 below 25 years, so we are in support of QIA's

1 statement.

2 But this other area where we have a concern, which  
3 wasn't really brought up in their -- QIA's presentation  
4 is the impacts specific to local communities and the  
5 fact they have to represent the communities and ensure  
6 there's communication. At the current time, the  
7 committees in the communities have no leeway or  
8 authority to deal with anything. It's only when they  
9 are tasked to do some meetings that they conduct that.  
10 Whenever the committee wants to meet, either the  
11 community or the committee, all we hear is there isn't  
12 enough funding to allow for public meetings or  
13 meetings. This is not working together, and this is  
14 not collaboration. We have to ensure that the parties  
15 work together, especially the communities and the  
16 organizations. I want to comment on those issues.  
17 Thank you.

18 THE CHAIR: Thank you. QIA?

19 MR. AWA: Thank you, Mr. Chairman. This  
20 was quite far, and I couldn't get heard, I apologize.

21 I think the people of Pond Inlet, especially the  
22 Mary River review committee that Alooloo spoke to, and  
23 we heard their support for the licence term being  
24 approximately five years or less than 25.

25 The other comment about communication and proper  
26 interaction between the communities, it's such that our

1 task here under this project, whenever we have to view  
2 issues, we identify them to the committee, and then  
3 they review them, and then we gather the minutes. And  
4 due to the process being set up in that manner, we know  
5 it's kind of complex, it's not the simplest process,  
6 but generally this is how we've been able to deal with  
7 the issues we need to review, and this is how we hear  
8 back from the communities of their perspective of the  
9 particular issues we're trying to review. Due to all  
10 of these reasons, it seems as if QIA is not approving a  
11 lot of these requests; however, we are concentrating,  
12 trying to focus on the issues pertinent to Mary River,  
13 and where Baffinland has requested information on  
14 specific issues, that's how we direct our work.

15 With respect to some of the earlier comments that  
16 Baffinland will be preparing a proposal from Mary River  
17 to Milne Inlet. Once the project change has included  
18 that particular aspect, then we will make preparations  
19 to review that part of Mary River to Milne Inlet.

20 Thank you, Mr. Chairman.

21 THE CHAIR: Thank you. Any other  
22 questions from Pond Inlet?

23 MR. KUBLU: Qujannamiik. Abraham Kublu.

24 I'm -- I was appointed by the Hamlet Council to be part  
25 of the Mary River review committee.

26 I have a question, when the NIRB had a hearing,

1 and after the hearing, the Baffinland were submitted, I  
2 believe, 182 recommendations from the hearing, and  
3 additionally, if you include every recommendation,  
4 there's approximately 327 in total.

5 Now, with QIA, QIA being involved in this hearing,  
6 in the technical reviews, in reviewing the mitigation  
7 monitoring meetings, what I would like clarified,  
8 especially in representing community interests is  
9 whether they would appoint people to represent them, or  
10 does the QIA representative, will they always be  
11 involved in this process? So I would like some  
12 clarification as to who exactly is responsible, because  
13 there's a lot of items that have to be implemented, and  
14 I'm sure they can't all be handled by one. So QIA  
15 represents 13 communities in this region, and those  
16 communities that are in North Baffin that are most  
17 impacted want to be -- want to receive information in  
18 communication about this project, so I would like to  
19 find out who is responsible for involving the  
20 communities in these hearings.

21 Thank you.

22 THE CHAIR: Thank you. QIA?

23 MR. WILLIAMSON BATHORY: Qujannamiik, Iksivautaaq.

24 Qujannamiik, Abraham. I'd just like to thank the Board  
25 for the brief 5-minute recess we had to start things  
26 off.

1           I think the points raised there really speak to  
2   how are parties able to collaborate to get people  
3   involved in the process. There are a number of members  
4   that the Water Board undertook to bring here through  
5   the process that they've established. There are QIA  
6   committee members that may be here through the Water  
7   Board invitation and charter arrangements. It has been  
8   something that was very deep in the minds of the QIA  
9   Executive when they established the committees.

10          The committees that QIA does have were meant to be  
11   very broad and very open. It was not that community  
12   members were to identify in QIA and its activities,  
13   rather for QIA to seek input and involvement. That's  
14   why, in Annex D, you'll see the terms of reference for  
15   the committees is provided. Members at large were  
16   selected as well as hamlet HTO members with the  
17   recommendation that the QIA board member also be  
18   involved.

19          In terms of Abraham's comment, you know, whose  
20   duty is it or who's responsible for these things, well,  
21   I think it really goes to the fact that we all are,  
22   that Baffinland has consulted communities very  
23   extensively. They've provided those records to the  
24   board, that QIA has done the same, and the Water Board  
25   itself. Much like for the NIRB hearing, they did a  
26   great public outreach to bring members here.

1           On that, there is a point of clarification we  
2   should draw is that simply because members are  
3   identified from a particular community doesn't  
4   necessarily mean that they are or are not a QIA  
5   committee member.

6           So before the lunch break, Curtis spoke, so I was  
7   incorrect, that Curtis is -- he's not actually on the  
8   QIA review committee. He was brought here by the Water  
9   Board. I think Curtis was referencing the fact that  
10   NIRB also brought him to final hearings. So within  
11   QIA, it's not a strong distinction we make between who  
12   is involved in the committees, who is not; it's a  
13   vehicle for communication. Qujannamiik.

14   THE CHAIR:                   Thank you.

15   MR. ALOOLOO:                With QIA being largely  
16   responsible for informing the 13 communities, because  
17   there are approximately 327 recommendations that have  
18   to be implemented, who is going to be monitoring the  
19   recommendation and the implementation; who is  
20   monitoring the recommendations? Is QIA responsible for  
21   them, or is there a QIA member of the community  
22   responsible? Do they have to try to find out more  
23   information? Again, here I'm talking about the  
24   recommendations pertaining to Mary River Project where  
25   recommendations were submitted. So who keeps the  
26   communities and people informed about whether these



1 recommendations are being implemented? I would like  
2 that clarified, if I may. Thank you.

3 THE CHAIR: Thank you. QIA?

4 MR. AWA: Thank you, Mr. Chairman.

5 The Nunavut Impact Review Board included  
6 recommendations in their project certificate. All of  
7 them are currently not translated. We are in the  
8 process of translating these recommendations. We have  
9 informed the NIRB. The recommendations that are being  
10 translated into Inuktitut, once we have that available,  
11 we will be consulting the communities to see their  
12 point of view on them. Thank you.

13 THE CHAIR: Okay, Stephen?

14 MR. WILLIAMSON BATHORY: Thank you, Mr. Chairman.  
15 Thank you, Abraham.

16 I think it's important to make very clear that QIA  
17 understands the importance of monitoring and  
18 communication on the project. We feel that Baffinland  
19 also understands that and is deeply encouraged by QIA's  
20 desire to fulfil that role. QIA is just one party  
21 though, so as it relates to specifically the NIRB  
22 project certificate or the water licence, there are  
23 other parties. So the Nunavut Impact Review Board has  
24 a monitoring officer. As the Board already clarified,  
25 it is actually Aboriginal Affairs and Northern  
26 Development's responsibility to oversee the

1 implementation of the water licence, but that, Abraham,  
2 QIA will be involved. There will be processes  
3 established to make sure communities are involved, that  
4 QIA does have staff that can work with communities on  
5 matters of concern to them. Qujannamiik.

6 THE CHAIR: Thank you. Damien, you had  
7 your hand up?

8 MS. MEADOWS: Thank you, Mr. Chair. It's  
9 Teresa Meadows, legal counsel for the Nunavut Water  
10 Board, and I am also legal counsel for the Nunavut  
11 Impact Review Board, and I'd like to speak in that  
12 capacity, so I'll switch hats.

13 The Nunavut Impact Review Board is responsible  
14 for, there is a monitoring officer appointed under the  
15 terms and conditions. The 182 terms and conditions,  
16 and I know with the subs underneath that it ends up  
17 being much more than 182, so I was not aware that it  
18 was 367 or close to that, but it's basically 182  
19 conditions.

20 Those terms and conditions, the monitoring officer  
21 does on an annual basis review compliance of the  
22 Proponent with the terms and conditions of the project  
23 certificate and reports back, and provides those  
24 reports. They're posted on the NIRB registry website,  
25 and then there is also the monitoring officer is also  
26 responsible for developing a community -- a

1 communication plan, which again, as Stephen referred  
2 to, is developed in consultation with the QIA, in  
3 consultation with Baffinland Iron Mines Corporation,  
4 and all of the other interveners that participated in  
5 the NIRB hearing process.

6 Thank you, Mr. Chair.

7 THE CHAIR: Qujannamiik, Teresa. Stephen,  
8 QIA?

9 MR. WILLIAMSON BATHORY: Thank you, Mr. Chairman.

10 Thank you for answering, Teresa.

11 Abraham, maybe to just provide one specific  
12 example from the NIRB certificate that does pertain to  
13 the duties of the Board here, and that's in relation to  
14 NIRB project certificate Item Number 7, and that item  
15 reads as follows: (as read)

16 The Proponent shall meet with respective  
17 licencing authorities prior to the  
18 commencement of construction to discuss the  
19 posting of adequate performance bonding.  
20 Licencing authorities are encouraged to take  
21 every measure to require that sufficient  
22 security is posted before construction  
23 begins.

24 So one of those topics we've been discussing today is  
25 the posting and the holding of security before the  
26 project begins construction. Qujannamiik.

1 THE CHAIR: Thank you.

2 MR. KILLIKTEE: Qujannamiik, Iksivautaaq.

3 Thank you, Mr. Chair. I am Jaykolasie Killiktee, Mayor  
4 of Pond Inlet.

5 I want to state the five years stated by QIA,  
6 before I talk about that, I want to say first that in  
7 the years past, it took a while for the year to end,  
8 and it seemed like it took a long time for the year to  
9 end, ever since I was a child to adulthood. Nowadays,  
10 a year is like a day now. For example, it was 2011,  
11 and the day after, it was 2012, and that seems to be  
12 the case these days. And the years do seem to be going  
13 by faster with all the things we've had to deal with.

14 And the five years stated by QIA, before it's  
15 approved by the Nunavut Water Board, I want them to  
16 reconsider that, that perhaps five years is not long  
17 enough. For example, Baffinland, while trying to  
18 plan -- while planning, five years will be over while  
19 Baffinland's still planning, so I do want the Nunavut  
20 Water Board to take into consideration the fact that  
21 perhaps five years is not long enough, according to  
22 the -- according to how fast the years go by these  
23 days, if I was in their shoes. Understandable. Thank  
24 you.

25 THE CHAIR: Qujannamiik. Thank you.

26 MR. AWA: Thank you, Mr. Chair. Perhaps

1 I'll send that question to NWB for you guys to  
2 consider. Thank you.

3 THE CHAIR: Staff?

4 MS. MEADOWS: Thank you, Mr. Chair. Teresa  
5 Meadows, legal counsel for the Nunavut Water Board.

6 I guess what I would say is I find exactly the  
7 same thing, that the older I get, the faster time seems  
8 to be going, and I think everyone can agree, I think  
9 all of the committees that have been involved, the QIA  
10 committees that have been involved, have realized how  
11 quickly four years of this process has actually gone  
12 by, and we were just remarking on that that when we  
13 were here for the Nunavut Impact Review Board hearings,  
14 that that was in July, and it seems like it was just  
15 yesterday for many of us. So we recognize those  
16 comments, and we certainly will take that under  
17 consideration when we are making our decision. Thank  
18 you.

19 THE CHAIR: Qujannamiik. Thank you.  
20 Anybody else from Pond Inlet?

21 MR. P. SANGOYA: I am Elder here in the  
22 community. The five years is good for me if the  
23 Nunavut Water Board wanted to approve that for the  
24 reason being, as somebody stated, if it's too long and  
25 we don't like that, but we wouldn't be able to do  
26 anything about it. So while the five years is -- while

1 we're going through to the five years, we'll have an  
2 opportunity to look at what changes need to be made, as  
3 we do live up here.

4 And when the first batch of miners were up there,  
5 not these guys, they did try to not pollute the  
6 environment. We had a few young people working up  
7 there from here, and they told us that every time  
8 someone was going to come to Mary River, they would  
9 hurriedly clean everything up, and when they -- those  
10 people were gone, they'd just leave stuff lying around.

11 I do appreciate the fact that employees will get  
12 paid for their jobs, but money runs out, life doesn't  
13 run out. The lives we live continue, and for that  
14 reason, if they say the licence is for too long, to me  
15 it's our only protection, and I do want community  
16 support. I had been mayor of the community for a long  
17 time. For these reasons, Government and Inuit  
18 representatives I have followed, but I have respected  
19 what my community members wanted, not necessarily what  
20 my office wanted, and these subcommittees will be our  
21 support for our community to be well organized and for  
22 us not to turn on each other, for us to better be able  
23 to support each other.

24 And I appreciate the fact that you guys are in  
25 here, along with Hall Beach and Igloolik people. I  
26 like that we're having this process for us to know what

1 is happening. When the minors first started, this was  
2 not happening, and they would -- Igloolik people would  
3 be told that everything was great, but apparently it  
4 had not been. But as we're all working on this project  
5 at the same time, we're hearing the same things at the  
6 same time, I appreciate that, and I'm very glad about  
7 it, and I'm very glad that we're understanding the same  
8 thing.

9 I like the process, and I understand that we will  
10 need to go through this process again, especially when  
11 having neighbours like the miners, which will affect  
12 our lives, and I had wanted to state that. We do want  
13 to support, but sometimes we feel like we're not  
14 showing support, and it seems like we're supporting the  
15 other team, but this is because we care about our  
16 fellow human beings. When we take only ourselves into  
17 consideration, then we have no power to help others,  
18 but when we do things to help our fellow human beings,  
19 even though some parts of it may not be beneficial to  
20 us, it does in the end provide more assistance for the  
21 people.

22 And I have gone through this process before with  
23 mining companies -- not mining, the oil exploration  
24 companies in this area. We had turned them down, and  
25 that company was called Petro-Canada, and I believe  
26 they work out on the Beaufort area or somewhere over

1       there. Yes, we will be -- we, the community members  
2       will want to take part in the project, and we want to  
3       know updates and news, and we as the Tununiq Sauniq  
4       Co-op do want to be part of the Baffinland project.

5             Thank you.

6       THE CHAIR:                     Qujannamiik.

7       MR. AWA:                     Thank you, Mr. Chair. Thank  
8       you for our Elders for lecturing us; we do listen to  
9       what you say to us, and I appreciate very much that  
10      Paniloo was able to make a statement to us.

11            Thank you, Mr. Chair.

12      THE CHAIR:                    Anybody else from Pond Inlet?

13      MR. C. SANGOYA:              Pond Inlet, semi-Elder.

14            QIA and the Water Board and Department of  
15      Fisheries and Oceans, I want to see you people. In our  
16      future, what we're working on today and our  
17      lifestyle -- according to our lifestyle, and the rules  
18      and regulations that you're following within the  
19      Fisheries and Oceans Act, I want everybody, all Inuit,  
20      and not just mining companies to follow the Act.

21            We as community members of Pond Inlet, if we want  
22      to build a house, cabin on the land near the shore, we  
23      need approval from the HTO so that Fisheries and Oceans  
24      will know this. Their law states that in fish-bearing  
25      lakes, you can't create a community without approval,  
26      and there can't be a mine near the fish-bearing lakes.



1       There can't be oil exploration near fish-bearing lakes.

2           We community members of Pond Inlet, the hunters,  
3       we're made to follow these rules, laws. These mining  
4       companies, Baffinland, they don't follow the rules, but  
5       Fisheries and Oceans doesn't care. They did not  
6       request HTO approval to build units up there. There's  
7       many fish in that lake, and they built their roads  
8       through fish-bearing lakes, streams; they didn't bother  
9       asking HTO for approval.

10          We hunters are forced to follow the rules, but  
11       Baffinland's free to do whatever. Aren't we Canadians  
12       also? We pay the exact -- well, we pay taxes also with  
13       them. The Fisheries and Oceans Act is forced on Inuit  
14       but not forced on Baffinland, and they all go through  
15       fish-bearing areas.

16          Milne Inlet has fish. We will be opening that  
17       site up for sailfish. Steensby Inlet has fish, and  
18       Igloodik people want to fish there, but they're  
19       planning -- but once Baffinland requested that,  
20       Fisheries and Oceans said, Sure, go ahead. And why is  
21       that? Because they're making money off of it, and  
22       we're only making money from our hunting.

23          You agencies, the Nunavut Water Board, you need to  
24       know that the Inuit are being forced to listen to the  
25       laws and Baffinland isn't and take that into  
26       consideration.

1           Lakes with fish can be used for commercial  
2   fisheries, but we have to follow the rules, and  
3   Baffinland has to follow the rules as stated in the  
4   Act. We hunters will keep following the rules, and we  
5   will follow Fisheries and Oceans' laws. Baffinland are  
6   guests in our -- up here. Why do they have special  
7   privilege approval even though they break the rules of  
8   the fisheries? I had to wanted to state those. We  
9   want to be equal with Baffinland, and Baffinland still  
10   hasn't requested HTO approval to build cabins, units at  
11   Mary River or Milne Inlet. I thank you.

12   THE CHAIR:                   Thank you, qujannamiik. QIA,  
13   any remarks?

14   MR. WILLIAMSON BATHORY: Qujannamiik, Iksivautaaq.

15           I think there was a lot mentioned there in  
16   relation to the Fisheries Act and DFO. I believe DFO  
17   has yet to present, so we might have some questions of  
18   DFO at that point in time.

19           The one topic we'd like to raise is QIA has been  
20   working with both Baffinland and DFO to take community  
21   perspectives into consideration with respect to  
22   alterations to fish habitat and the authorizations DFO  
23   would be issuing, so we would be looking for an update  
24   on that topic in DFO's presentation. Qujannamiik.

25   THE CHAIR:                   Qujannamiik. Anybody else  
26   from Pond Inlet? Now, we might be able to move on to

1 Board Staff to ask questions to QIA.

2 NWB STAFF QUESTION QIA:

3 MR. JOSEPH: Thank you, Mr. Chairman, we  
4 have two questions for QIA. Sean Joseph, for the  
5 record.

6 The QIA stated during its presentation that it is  
7 not satisfied with most of the responses provided by  
8 Baffinland to QIA's final submission for the Type "A"  
9 water licence application. Could QIA confirm or  
10 indicate if there are any outstanding issues associated  
11 with the final submission that was provided for the  
12 water licence application, the Type "A" water licence  
13 application?

14 THE CHAIR: Thank you. Qikiqtani? If you  
15 need more time to prepare your answer, don't hesitate  
16 to ask for time. 2 minutes? Thank you.

17 (ADJOURNMENT)

18 THE CHAIR: Go ahead, Stephen.

19 MR. WILLIAMSON BATHORY: Qujannamiik, Iksivautaaq, and  
20 qujannamiik, Sean.

21 So that point was raised by QIA on Slide 10, and  
22 on Slide 10, the statement I made was: (as read)

23 QIA notes that many of the responses from  
24 Baffinland in their April 5th submission in  
25 relation to QIA's final comments of March  
26 22nd simply direct QIA back to where

1           information is provided in the application.

2       So here, Shaun, specifically I'm referencing the  
3       document filed as Attachment 1 by Baffinland to their  
4       April 5th submission. We note that that attachment has  
5       a number of items in it, just conferring with Jamie,  
6       likely over 50 items. We think if the Water Board was  
7       to go through that material, you would see the same  
8       thing that many of the responses were, in fact,  
9       directing back into the application itself.

10       There were several exceptions that we highlighted  
11       as well. There were four key areas that there does  
12       seem to be agreement between the parties on. And  
13       again, in relation to this statement, QIA said, We'll  
14       rest with our March 22nd filing in terms of the  
15       evidence before the Board.

16       If the Board would like more detail on this topic,  
17       it would be something we'd have to provide at a later  
18       point in the hearing because it is relatively detailed,  
19       and we would want to make sure that there's no  
20       ambiguity, so we had provided a general statement to a  
21       general form of response from the Proponent.

22       Qujannamiik.

23       THE CHAIR:                   Staff?

24       MR. JOSEPH:                  Thank you, Mr. Chair. Thank  
25       you to QIA. Sean Joseph for the record.

26       QIA, the answer that you provided will suffice if

1     you can provide the NWB with a list the items that you  
2     consider as outstanding issues relative to your final  
3     submission. It would be very helpful.

4     THE CHAIR:                    Thank you. Qikiqtani?

5     MR. WILLIAMSON BATHORY: Qujannamiik, Iksivautaaq.

6           We would just like to clarify exactly what the  
7     Board's looking for. Again, we felt we provided  
8     extensive comments on March 22nd to the Board.  
9     Baffinland had an opportunity to respond on April 5th.  
10    We weren't looking to make another submission to the  
11    Board in response to the adequacy of Baffinland's  
12    April 5th submission. We felt we've addressed it in  
13    the context of this presentation.

14          If, in fact, the Board is looking for a detailed  
15    examination of that April 5th submission, we would need  
16    time to prepare that. We're not certain that that's in  
17    the interest of parties at this hearing. So again,  
18    perhaps this is something that the Board would like to  
19    consider in terms of what exactly they would like QIA  
20    to supply for them, again in the interests of this  
21    hearing, that would help us.

22    THE CHAIR:                    Thank you. Staff?

23    MR. JOSEPH:                   Thank you, Mr. Chairman. Sean  
24    Joseph. Thank you, QIA.

25          We just had a look at your presentation again, and  
26    you provided a list of the items that you are in

1       agreement with. Is it safe to say then that the items  
2       that you have not listed under that section, Slide 11,  
3       is it safe to say that these items are considered  
4       unresolved items?

5       THE CHAIR:                   Qikiqtani? Go ahead, Stephen.

6       MR. WILLIAMSON BATHORY: Qujannamiik, Iksivautaaq.

7       Qujannamiik, Sean.

8           I believe the simplest answer would be to say in  
9       principle, yes, but we will rely on the Water Board to  
10      conduct a detailed determination based on the evidence  
11      supplied by the parties. We did not undertake a  
12      detailed revenue. It was one of the thoughts that we  
13      had was to arrive at the hearings with a much more  
14      substantial exhibit that would have done that and would  
15      have provided clarity for the Board, but timing before  
16      the hearings did not allow for it, which is why we're  
17      responding to that in principle.

18      THE CHAIR:                   Thank you. Staff?

19      MR. JOSEPH:                  Thank you, Mr. Chair. Sean

20      Joseph. Thank you, QIA.

21           We'll move on to the next question. There seemed  
22      to be the impression, based on QIA's presentation, that  
23      QIA believes that the AEMP is not adequate for the  
24      operational phase of the project. Could the QIA  
25      comment on whether or not it believes that the AEMP  
26      submitted in February 2013 is satisfactory for the

1 construction phase of the project?

2 THE CHAIR: Qikiqtani? Stephen?

3 MR. WILLIAMSON BATHORY: Qujannamiik, Iksivautaaq,  
4 qujannamiik, Sean.

5 I think in our presentation, there were a number  
6 of indications we gave that, at present, what is  
7 provided is a framework, and that we also heard from  
8 the Proponent a commitment to continue to revise that  
9 framework. I believe it was Mr. Curran committed to a  
10 third meeting that would take place in the near future.  
11 Again, we're looking forward to the transition from a  
12 framework to an operationally and construction-sound  
13 document.

14 THE CHAIR: Thank you. Staff?

15 MR. JOSEPH: Thank you, Mr. Chairman. Sean  
16 Joseph. Thank you, QIA, and that will be all,  
17 Mr. Chair.

18 THE CHAIR: Thank you. Teresa?

19 MS. MEADOWS: Thank you, Mr. Chair. Teresa  
20 Meadows, legal counsel for the Nunavut Water Board.

21 I just have three questions in relation to  
22 security. The first one is that we heard that the  
23 amount of security currently held by the QIA under  
24 existing instruments differed from the estimate that we  
25 saw in Baffinland Iron Mines Corporation's submission,  
26 and I'm just wondering if I can get some clarification

1 as to the amount of that security.

2 THE CHAIR: Thank you. Qikiqtani?

3 MR. WILLIAMSON BATHORY: Qujannamiik, Iksivautaaq  
4 qujannamiik, Teresa. Stephen Williamson Bathory, QIA.

5 Teresa, you were correct in that statement, that  
6 QIA believes the current number for security held under  
7 an IOL instrument is \$26.2 million. Over the lunch  
8 break, we had a moment to speak briefly with our legal  
9 counsel, and before the close of hearings, we're  
10 hopeful to be able to provide more evidence on that  
11 exact number, possibly in the form of verifying the  
12 letter of credit itself.

13 THE CHAIR: Thank you. Teresa?

14 MS. MEADOWS: Thank you, Mr. Chair. Teresa  
15 Meadows, legal counsel for the Nunavut Water Board.

16 The second question that I have with respect to  
17 security really focuses on the QIA's position regarding  
18 how to address double-bonding, and the issue of the  
19 Nunavut Water Board fixing in the licence an amount of  
20 security as an -- and the quotation is placeholder for  
21 subsequent changes.

22 And my question is it then goes on to say that, in  
23 the letter to the Minister, that there would be  
24 contemplated within that the removal later of the  
25 land-based amount of that security on evidence being  
26 supplied by the QIA. And my question really relates to



1 the nature of the evidence that's being contemplated  
2 there in terms of triggering that change, whether or  
3 not the QIA has given any thought to what that kind of  
4 evidentiary submission would look like in terms of the  
5 Board receiving it.

6 THE CHAIR: Thank you. Qikiqtani?

7 MR. WILLIAMSON BATHORY: Qujannamiik, Iksivautaaq,  
8 qujannamiik, Teresa. Stephen Williamson Bathory, QIA.

9 In terms of what form evidence could be provided  
10 in, that's very much a discussion that we would like to  
11 entertain. This isn't evidence we're looking to  
12 provide to satisfy a greater authority within QIA,  
13 rather an authority under the appropriate Act. It  
14 would be our suggestion it could be as simple as  
15 evidence of a liquid form of security that QIA would  
16 hold, the easiest example being a copy of the letter of  
17 credit, for example.

18 THE CHAIR: Teresa?

19 MS. MEADOWS: Thank you, Mr. Chair.

20 The second element of the concept here in terms of  
21 the Water Board fixing a placeholder amount for  
22 security for both land and water, which is subsequently  
23 replaced later, is that you reference that that would  
24 be a change to the licence obviously by taking out the  
25 land-based security out of the amount that would be  
26 held under the licence, under the water licence, and my

1 question to you is again the nature of that change  
2 that's contemplated, whether it's an amendment to the  
3 licence, whether you're contemplating flexibility under  
4 the licence in some other way because it's not clear to  
5 us from your submissions really what's contemplated  
6 there.

7 THE CHAIR: Thank you. Qikiqtani?

8 MR. WILLIAMSON BATHORY: Qujannamiik, Iksivautaaq,  
9 qujannamiik, Teresa.

10 I'd like to offer a response now and possibly come  
11 back to it at a later date in the hearing as well.  
12 Really what we proposed is to give complete discretion  
13 to the Water Board itself to draft a condition that  
14 would allow for this mechanism to take place. We did  
15 not go so far as to provide a draft licence condition  
16 but merely wanted to recognize that the water licence  
17 itself could establish that criteria. That was the  
18 nature of the suggestion.

19 THE CHAIR: Thank you.

20 MS. MEADOWS: Thank you, Mr. Chair. Teresa  
21 Meadows, legal counsel for the Nunavut Water Board.

22 Whenever I hear that the Water Board has complete  
23 discretion, I'm always happy with that answer, so thank  
24 you. I have no further questions. Thank you,  
25 Mr. Chair.

26 THE CHAIR: Thank you, Teresa. Anybody

1       else from Staff? Thank you.

2               We now move on to -- it is my understanding that  
3       the Pond Inlet community representatives have some  
4       questions for the Applicant, and we will go to them now  
5       from yesterday's presentation from the Applicant.

6       THE CHAIR:                   Are you ready? Questions to  
7       the Applicant. Go ahead.

8       POND INLET REPRESENTATIVES QUESTION BAFFINLAND:

9       MR. ALOOLOO:                Thank you, Mr. Chair. Thank  
10      you for giving us -- we thought we had been forgotten.  
11      I have a few questions to Baffinland.

12             The maps in Section 25, first of all, I want to  
13      have a look at. My questions, after I'm done with my  
14      questions, my fellow committee members I will give an  
15      opportunity. I am Jayko Aloofoo of the Baffinland  
16      Project Committee Chair of Pond Inlet. If you could  
17      show the slide, please, on either page number 25 or  
18      item number 25. I want to see that; I have questions  
19      to that.

20             Yes, I want to ask about this first, then I will  
21      ask you to show maps later, after they've answered my  
22      question on this. I will move on to other questions  
23      once my questions have been answered. I have perhaps  
24      eight questions.

25             Well, I'm a little surprised at the wording. I  
26      need clarification, so I'm going to ask about it.

1 Turns out this is page 22, I thought it was page 25,  
2 sorry about that. In the other slide, it had stated  
3 that Steensby Inlet's -- plans for the Steensby Inlet  
4 and the railway, that one with the number 22, when you  
5 look at its planning, I think that it's geared toward  
6 Milne Inlet. I'll read it in English, although you can  
7 see it up there, so it will help me understand. It  
8 states: (as read)

9 New and potential Type "B" water licence  
10 applications: New Type "B" application  
11 submitted on March 12, 2013. Scope of  
12 application covers: [INUKTITUT SPOKEN - NOT  
13 TRANSLATED] Construction of additional PWSP  
14 pond at Milne Inlet; construction of 5  
15 million litre fuel tank; extension secondary  
16 of contaminant (sic) of Milne Inlet fuel tank  
17 farm. [INUKTITUT SPOKEN - NOT TRANSLATED]  
18 Additional Type "B" application will be  
19 submitted for construction of winter road to  
20 access railway camp when required. [INUKTITUT  
21 SPOKEN - NOT TRANSLATED]

22 And then now they're discussing accessing the railway  
23 during winter, but I want to understand that, will you  
24 be planning for the railway to Mary River from Milne  
25 Inlet? Will you be planning for the railway to -- at  
26 this time, you're planning for the road, when you're

1 upgrading the road to Milne Inlet from Baffinland. It  
2 seems like this is geared towards Milne Inlet. I want  
3 clarification on that. Please answer me, thank you.

4 THE CHAIR: Applicant?

5 MR. MADSEN: It's Erik Madsen with  
6 Baffinland.

7 So regarding the winter road accesses, it was  
8 always a part of the project that the railway camps  
9 would be accessed using winter roads from Steensby into  
10 the Cockburn Lake area and from Mary River going the  
11 other way into the Cockburn Lake area where the  
12 Mid-Rail camp was. So if -- when that occurs, we will  
13 submit Type "B" water licence applications for the  
14 construction of those winter roads when it gets to the  
15 point when we're going to do them.

16 THE CHAIR: Thank you.

17 MR. ALOOLOO: Where through? When you're  
18 building roads through where?

19 MR. MADSEN: It's Erik Madsen with  
20 Baffinland.

21 So as part of the -- of our project, we have put  
22 forward different railway camps that have to be built  
23 along the way, so they would be accessed either from  
24 Steensby going down towards Cockburn Lake. I think  
25 they're identified on the maps, but like I said, these  
26 are potential Type "B" applications so when we apply to

1 go into those areas using winter roads, we'll have to  
2 apply to the Water Board, show the maps of the areas,  
3 and show exactly where they're going to be built and  
4 how we're going to build them.

5 I just want to indicate these are temporary winter  
6 roads to bring equipment and supplies into those areas  
7 when we start to build the railway.

8 THE CHAIR: Thank you. Did you understand  
9 his statement?

10 MR. ALOOLOO: Thank you, I did understand  
11 that. When the 22 speaks of Milne Inlet, it was  
12 apparently a part of Steensby's plans under the  
13 Type "B" licence, I understand that now, and that's how  
14 it seems to be, but I was concerned that when they will  
15 be planning for Milne Inlet, the railway, I had thought  
16 that they might want to add the line to Milne Inlet,  
17 railway line to Milne Inlet. I understand that now,  
18 thank you.

19 And the other item, the map of Mary River, the one  
20 with all the roads and septic, the lagoons, I want that  
21 shown again, please.

22 My other question is Type "A" and Type "B"  
23 licences, when applying for licences, when Baffinland  
24 is applying for licences to the lake and here, you'll  
25 be emptying the tanks, lagoons, when you will be  
26 planning for five years or more, and when there are at

1     least 4,000 more people in there, will the lagoons --  
2     will the treatment plant -- it seems like you're not  
3     planning for the treatment plant, you're not planning  
4     for -- doesn't seem like you're planning for Mary River  
5     when you have 4,000 people. Are you planning for the  
6     fact that you may have lots of people, and your sewage  
7     lagoon is very small?

8             I was thinking that with all the people going up  
9     there, as you're planning your project, you need a  
10    three-way lagoon or -- lagoon or treatment centre. You  
11    will need a good drainage area for this reason. Spills  
12    will collect in this pond, and they will spill over  
13    into the river and past it and perhaps even to the big  
14    lake, I don't know, perhaps even to the Steensby area,  
15    all the pollution from the lagoon runoffs will head  
16    into those ponds. So I'm saying build a three-stage  
17    sewage lagoon to plan for the many people, and are you  
18    planning to build a sewage treatment plant in  
19    preparation for the employees you will have in the  
20    future?

21            Thank you.

22    THE CHAIR:                    Thank you. Applicant?

23    MR. CURRAN:                    Thank you, Mr. Chair. It's  
24    Oliver Curran with Baffinland. Thank you for that  
25    question.

26            So I just have a couple points of clarification.

1 I guess the first point is on the number of employees  
2 at the mine site. There will not be 4,000 people in  
3 accommodations at the mine site. That's the first  
4 clarification.

5 During construction, it's anticipated the peak  
6 number of people at the mine site will be 1200 people,  
7 so for a four-year construction period, the most you  
8 would ever have is 1200, and then during operations,  
9 it's estimated that the number of people would be  
10 around 500.

11 The next point of clarification is this is our  
12 existing camp here, and this is where the existing  
13 discharge for treated sewage effluent is, and so the  
14 number in this camp going forward is not expected to  
15 increase, so this will stay relatively the same.  
16 However, when the project is built, the majority of the  
17 people will be in this area here, and this orange  
18 triangle shows the location where treated sewage  
19 effluent will be discharged.

20 So that's the next point of clarification is that  
21 the pond that is going to contain treated sewage  
22 effluent that will meet the criteria in the water  
23 licence, it's not going to be a sewage lagoon; it's  
24 going to be a pond to hold treated effluent; and that  
25 pond, to answer another portion of your question, that  
26 pond will be sized to accommodate the amount of treated



1       sewage effluent that's required for the project.

2             And I'll just refer you back to the final  
3       environmental impact statement, the Executive Summary  
4       and Volume 3 has all of those expected numbers in that  
5       table, and it's also in the water licence application.  
6       So I hope that answers your question.

7       THE CHAIR:                     Thank you.

8       MR. ALOOLOO:                 Thank you.   Thank you,  
9       Mr. Chairman.   Jayko Aloofoo from Pond Inlet.   I  
10      perhaps misunderstood it when it was being presented  
11      yesterday, and here specifically I referred to that  
12      triangle.   It automatically caused a concern because  
13      it's -- I believe that's Mary River there, and there  
14      was going to be discharge onto the -- even those  
15      treated sewage water even though it's treated.   All of  
16      the lakes south of Mary River, including all the  
17      streams, are all flowed down towards Igloolik, so I  
18      would like to see them monitored every year and perhaps  
19      the water inspected annually because all of the streams  
20      and rivers flow downstream towards Igloolik, and  
21      anything that is in these waters will automatically  
22      flow downstream towards Igloolik, which is why it's so  
23      critical that we have inspections of the water  
24      annually.   It's mainly a comment, so I don't require a  
25      response for this, so I just want you to take that into  
26      consideration.

1           On another matter, to return to Milne Inlet, if we  
2           can return to the Milne Inlet schematic map.

3           Thank you, Mr. Chairman. Jayko Aooloo from Pond  
4           Inlet. I understood yesterday based on this  
5           presentation that there will be a discharge, but I  
6           didn't quite figure out the location, although I was  
7           told that this square may be converted into a sewage  
8           lagoon, so I would like some clarification about that.

9           I do have a concern of this particular site,  
10          although here in Pond Inlet, although we have a lagoon  
11          such as this which is on top of a big hill, this  
12          proposed lagoon on top of the hill, I would like to  
13          find out, are you going to be choosing the cleanliest  
14          site or the dirtiest site? What criteria or what -- I  
15          would like to see the reason why it's being built.  
16          Because if it ever started leaking or seeping, all of  
17          the sewage will flow underground towards the surface  
18          water, and eventually, it would reach the marine water.  
19          And I also want to -- where would there be a discharge  
20          stream? Will it just have a treatment area which  
21          doesn't discharge? That would be fine.

22          Perhaps to direct this toward DFO or Baffinland,  
23          if they are aware of the information, does the DFO have  
24          regulations or legislation specific to sewage. In  
25          South Baffin, it's called qinarluk (phonetic), in North  
26          Baffin, we call it sewage lagoons where they pour the

1 sewage. Especially when there's fish-bearing lakes and  
2 streams and especially anadromous char that go back and  
3 forth, and DFO regulations prohibit any sewage, raw  
4 sewage being discharged to the marine, so I'd like to  
5 find out more about that one when DFO makes their  
6 presentation.

7 The reason why I'm raising it is I want to know if  
8 there's actual regulations or legislation pertaining to  
9 pollutants being discharged into fish-bearing lakes or  
10 marine areas. We also know this marine area very  
11 intimately. Narwhal molt in that area, where they  
12 slough off their top layer of skin and molt with a new  
13 skin, and then when they've molted, they then go.

14 As long-time residents of this area, we know the  
15 site to be a site where the narwhal molt, but due to  
16 the incessant noise, it stopped the narwhal from being  
17 able to molt in that area, which is why I want to find  
18 out whether DFO has legislation pertaining to the  
19 amount of sewage particulates which are allowed to be  
20 discharged to the marine.

21 So these were some of my questions related to  
22 Milne Inlet, so perhaps if I could get some responses  
23 to those questions, I'll move on to another issue.

24 Thank you.

25 THE CHAIR: Thank you, Applicant?

26 MR. CURRAN: Thank you, Mr. Chair. It's

1 Oliver Curran with Baffinland.

2 I'll answer your question directed towards  
3 Baffinland. So this square here on the map is our  
4 proposed landfarm location, so that's not proposed as a  
5 treated sewage effluent pond. That's proposed as a  
6 landfarm. And there is -- there would be no sewage  
7 lagoon anywhere on the site here. So this is labeled  
8 as the landfarm.

9 MR. ALOOLOO: Thank you. Thank you for that  
10 clarification.

11 I would also prefer clarification about whether it  
12 would be lined; will there be a lined landfarm, so that  
13 landfarm will be lined?

14 THE CHAIR: Thank you. Applicant?

15 MR. CURRAN: Oliver Curran with Baffinland,  
16 Yeah, the landfarm will be lined, yes.

17 THE CHAIR: Thank you.

18 MR. ALOOLOO: Thank you, Mr. Chairman.

19 Jayko Aloofoo from Pond Inlet again.

20 Another question which I had, I've kind of spoke  
21 it already when I was talking about small ponds and  
22 lakes from Mary River and all of the creeks and streams  
23 that will be used, although they're -- the sewage will  
24 be treated, I still encourage that the regulatory  
25 authorities conduct water inspections at creeks and  
26 water, because a lot of the water around that area has

1 landlocked char, and every stream inlet and river and  
2 creek has fish and in different stages of evolution,  
3 both from eggs all the way to adult, so we want to  
4 ensure they also have food species. And because of the  
5 importance of this area for harvesting purposes for  
6 this community, we would prefer that there be an annual  
7 water inspection, and I know that the Water Board will  
8 take this into consideration when reviewing this  
9 application.

10 So this is again mainly just a comment. Now,  
11 perhaps I should just raise the question here, what  
12 length of year do you have planned for cleaning up  
13 these many lakes? Thank you.

14 THE CHAIR: Qujannamiik. Applicant?

15 MR. CURRAN: Thank you, Mr. Chair. It's  
16 Oliver Curran with Baffinland.

17 So just to provide a little bit of context to your  
18 question, because I think you're getting now more into  
19 the monitoring side of things, which was just a comment  
20 that you had before. So the important thing to point  
21 out is these yellow dots on all of the maps, these are  
22 what we call the surveillance network program, and  
23 that's stations, and these are where -- this is where  
24 we're monitoring to ensure our various facilities are  
25 operating and meeting criteria. And then you mentioned  
26 before, so we're making sure that we met discharge

1 criteria prior to discharge to the environment. And  
2 then when we do discharge to the environment, you made  
3 a very good point, you have to ensure that you're  
4 monitoring in the environment.

5 And there's three maps at the very back of the  
6 room, aerial photographs, and I can talk about these a  
7 little bit later if anyone has questions, but these  
8 three here, and that shows where we've proposed to  
9 monitor in the environment, so to have stations within  
10 the streams to monitor the fish, the water quality, the  
11 sediment quality, and some of the benthics. So that  
12 will be done, and it will be reported on an annual  
13 basis as part of the water licence.

14 And the Aboriginal Affairs and Northern  
15 Development Canada inspector, they can inspect and take  
16 samples whenever they choose on their inspection, so  
17 that's always an option for the government agencies.

18 So I hope that provides a little bit of clarity  
19 with respect to monitoring and follow-up.

20 THE CHAIR: Thank you. Pond Inlet?

21 MR. ALOOLOO: Qujannamiik, Iksivautaaq;  
22 thank you, Mr. Chairman. Jayko Aooloo.

23 And to return to the Milne Inlet and these  
24 rivulets and streams, I'm not just talking about that  
25 particular area, I'm also talking about the area  
26 immediately adjacent to Mary River, and I included that

1 area as well with my question related to water  
2 monitoring, so I guess the same question applies to  
3 Mary River. Thank you.

4 THE CHAIR: Applicant?

5 MR. CURRAN: Thank you, Mr. Chair. Oliver  
6 Curran.

7 And you're right, monitoring does apply to the  
8 mine area as well. So again, these yellow dots here  
9 are our compliance points, so we would be monitoring  
10 discharge from all of these locations to ensure we're  
11 meeting criteria, and then again, in the Mary River and  
12 in Camp Lake and Sheardown Lake, this is where we would  
13 be doing monitoring of water quality, sediment quality,  
14 fish, fish health, and that would all be part of the  
15 aquatic effects monitoring program.

16 THE CHAIR: Thank you.

17 MR. ALOOLOO: Qujannamiik, Mr. Chairman.

18 Yes, that was a fairly good response, but with  
19 respect to my actual site where I was questioning, that  
20 wasn't mentioned. I was asking between Mary River and  
21 Steensby and all that area in between. A lot of the  
22 areas there flow downstream towards Igloolik,  
23 especially towards Inuktorlik Lake, the water will  
24 have -- the water quality and quantity will have to be  
25 checked, and I want to find out what -- I had tried to  
26 ask about the time period between monitoring the water.

1 Is there a timetable or a time schedule for water  
2 monitoring? Thank you.

3 MR. CURRAN: It's Oliver Curran with  
4 Baffinland.

5 So beyond this, the boundaries of this figure, we  
6 have some posters on the wall which show the broader  
7 area, so in Mary lake and beyond Mary lake. So as part  
8 of the aquatic effects monitoring program, we will be  
9 monitoring beyond the boundaries of this map, so we  
10 will be monitoring in Mary lake.

11 And I suppose the easiest way to put this is that  
12 we're going to be monitoring to ensure that the water  
13 quality is safe for fish health and animal health here  
14 and also in Mary lake. And so the effects of the  
15 operations are not expected to go beyond the Mary River  
16 where you would even be able to detect any effect, and  
17 we'll also have reference areas beyond Mary River.

18 So the area of sampling does go well beyond this  
19 map, and that sampling will ensure that there are no  
20 effects in Mary River, in Mary Lake, Camp Lake,  
21 Sheardown Lake, and we'll have all of the baseline  
22 data, the data from the last several years, to prove  
23 that.

24 THE CHAIR: Thank you. Prior to another  
25 questioning, please state your name, who you are, where  
26 you're from.



1 MR. ALOOLOO: Jayko Alooloo posing another  
2 question. Now that has been clarified, I thank you for  
3 that clarification.

4 Another question I have, in the future, the  
5 previous employees who used to work for Baffinland, I  
6 know some are still working, but we heard from them all  
7 the time from 2004 up to about 2006 that, in both Mary  
8 River and Milne Inlet, that there would never be a  
9 permanent camp or encampment.

10 Now, in looking at your project proposal, it  
11 states that there will be actual structures built.  
12 When did that corporate position change from not having  
13 permanent fixtures to actual permanent building?

14 It was brought up in the past that the reason why  
15 they would not want to develop a community at Milne  
16 Inlet or Mary River is if the mine died out, they would  
17 have to leave all of the buildings behind.

18 So I'm wondering when that particular position was  
19 changed, and why weren't the residents of the  
20 communities informed that they will now be building  
21 these camp structures and places to house their Staff.  
22 And during last night's presentation, we saw  
23 computerized digital pictures of the proposed  
24 development. I'm wondering when this philosophy  
25 changed in the corporation? Thank you.

26 THE CHAIR: Applicant?

1 MR. CURRAN: Thank you, Mr. Chair. It's  
2 Oliver Curran with Baffinland. Thanks for that  
3 question.

4 So the Mary River camp, the camp at Milne Port,  
5 the camp at Steensby, those are camps for workers of  
6 the Mary River project, so they'll be there for the  
7 life of the project. That's what we've proposed, and  
8 that's what we've always proposed as part of the draft  
9 environmental impact statement back in 2011, and the  
10 final environmental impact statement. So that hasn't  
11 changed. Those have always been proposed as camps for  
12 workers, not for residents, of course, but for workers.

13 And then the closure and reclamation plan, that  
14 plan would involve the removing of all of those -- all  
15 of that infrastructure once the project is -- has  
16 completed.

17 MR. ALOOLOO: Thank you, Mr. Chairman.  
18 Jayko Aloofoo. Thank you for all those clarifications.  
19 That has cleared up the matter somewhat.

20 This was continually brought up that you would  
21 never build permanent housing, so I just thought I  
22 brought it up.

23 The other matter as part of the public hearing  
24 process, if Baffinland's proposal was approved with all  
25 of the details listed out in the proposal, will there  
26 be some kind of signing ceremony? At least from my

1 perspective, that would be prudent, because with things  
2 continually evolving, if you have a document with  
3 signatories attached, it would allow us to see our own  
4 strength. So from my perspective, I would like to see  
5 some kind of signatory page with the Water Board and  
6 Baffinland in case the plans are changed midway through  
7 the project. We want to ensure that they stick to  
8 their project. This is, again, largely a comment.  
9 It's up to the corporation if they wish to respond.  
10 Thank you.

11 MR. MADSEN: It's Erik Madsen with  
12 Baffinland. Thank you for the question, Jayko.

13 It -- as far as the water licence goes, I'll maybe  
14 say a few things, and then maybe the Water Board can  
15 mention -- the water licence itself is actually signed  
16 by the Water Board, it's actually signed by the  
17 Minister of Aboriginal and Northern Affairs (sic), and  
18 we are -- it's then sent to us -- or to the Water  
19 Board, so --

20 But as far as -- you know, typically, you know,  
21 with large operations like this, mining operations,  
22 there are usually signing ceremonies between the  
23 company and, in this case, the Qikiqtani Inuit  
24 Association when the mine is built. There's usually an  
25 opening ceremony. Some of you might recall when the  
26 Meadowbank Mine opened over in the Kivalliq area, there

1 was a big ceremony there. I think maybe the Prime  
2 Minister even attended that one. I know he attended  
3 the ceremony when the Tahera Mine opened, so there  
4 usually is a ceremony when the mine is built, but as  
5 far as the water licence itself, it's signed by the  
6 Minister, and then just sent to the company.

7 THE CHAIR: Thank you.

8 MR. ALOOLOO: Thank you, Mr. Chair. Jayko  
9 Aloofoo with another statement. I understand your  
10 statement, thank you very much. I only have three  
11 questions. Bear with me.

12 That long lake that goes to Steensby Inlet that's  
13 being planned for the railway line, we had heard that  
14 there would be blasting, but we committee members of  
15 Pond Inlet are concerned about this, and we support the  
16 Igloolik people on that aspect because for the reason  
17 the bomb -- the detonations is a huge concern when you  
18 will be blasting near lakes and ponds, and this will  
19 need to be planned very carefully. Can anybody  
20 elaborate on blasting near fish-bearing lakes? Thank  
21 you.

22 THE CHAIR: Qujannamiik. Baffinland?

23 MR. CURRAN: Thank you, Mr. Chair. Oliver  
24 Curran with Baffinland. Thank you for the question.

25 It certainly has been a topic of discussion for --  
26 throughout the environmental assessment process and a

1     topic at these hearings. So just to reassure you that  
2     the -- that blasting activities along the railway were  
3     assessed as part of the environmental impact statement,  
4     and as we've discussed at great length in the past that  
5     Baffinland is committed to using best management  
6     practices, you know, for the -- during blasting  
7     activities.

8           And probably the most important point that relates  
9     to your question is that Fisheries and Oceans has very  
10    specific guidelines for blasting in and adjacent to or  
11    near fish-bearing water bodies, and as part of this --  
12    as part of the water licence and adhering to Fisheries  
13    and Oceans' regulations, we'll have to meet those  
14    guidelines, so there's no question about that. And the  
15    project certificate, the Nunavut Impact Review Board's  
16    project certificate issued to Baffinland has a number  
17    of conditions that have to be met to ensure that the  
18    company is adhering to those regulations.

19   MR. ALOOLOO:                   Thank you, Mr. Chair. Jayko  
20   Alooloo with another statement.

21           It has been stated that the long lake has a quota  
22    for the reason being that it may be hazardous during  
23    blasting for the railway line, and that's a very huge  
24    concern, and Nunavut Water Board will have to take that  
25    into serious consideration. There's that.

26           Then the second-last, this was stated already, that

1 we Baffinland project committee, we want -- as the  
2 Baffinland project committee, we want to state this  
3 also: As QIA had stated -- well, this became my  
4 statement too -- I thought that 25 years was too long,  
5 and as committee members have stated that tomorrow will  
6 be next year, but that's not the case. And for the  
7 hazards that there may be, it will be better if we look  
8 at the application licence every five years or even  
9 less than five years, for up to ten years. Don't  
10 approve it for 25 years. We would have no power  
11 whatsoever if the animals were polluted or if there was  
12 a huge accident or some major event, if Baffinland were  
13 approved for 25 years while we were waiting for  
14 25 years to come to completion.

15 Perhaps would the Minister have any power to help  
16 the Baffinland people if there was a major event to our  
17 people or our animal or if the waters were polluted?  
18 You will need to plan very carefully for this, I'm  
19 thinking, so every five years that will need to be  
20 reviewed. Thank you, Mr. Chairman.

21 THE CHAIR: Qujannamiik. Applicant?

22 MR. MADSEN: It's Erik Madsen with  
23 Baffinland.

24 I think that was just a comment made on the term  
25 of the licence to the Board there.

26 THE CHAIR: Teresa?

1 MS. MEADOWS: Thank you, Mr. Chair. Teresa  
2 Meadows, legal counsel for the Nunavut Water Board.

3 I just wanted to let you know that under the  
4 Nunavut Water and Nunavut Surface Rights Tribunal Act  
5 that there are provisions for the Water Board where it  
6 is in the public interest to cancel a licence. So once  
7 a licence is issued, it doesn't mean that there's -- if  
8 somebody is completely out of compliance or if there  
9 are huge issues that arise or if there are unforeseen  
10 circumstances that result in either major amendments  
11 being necessary for the water licence or the water  
12 licence to be actually cancelled, there is power for  
13 the Nunavut Water Board to do so.

14 And the second thing was the discussion of sort of  
15 the signing ceremony associated with the water licence.  
16 There is no formal signing ceremony of any kind, but  
17 basically the water licence is signed by the Chair of  
18 the Water Board, and it's issued by the Water Board,  
19 and then the Minister from Aboriginal Affairs and  
20 Northern Development Canada can determine, based on a  
21 decision of a water licence that's been issued and  
22 signed by the Chair, can determine whether or not that  
23 water licence should be granted and on those terms and  
24 conditions, and then the Minister makes their decision  
25 and gives an indication of whether or not that water  
26 licence can be issued as it's been provided to the

1 Board. And at that point, then the water licence is  
2 deemed to be effective.

3 So those are a couple of points of clarification.  
4 I don't know, Damien, if you had anything else that you  
5 wished to add to that, but I just thought I'd clarify  
6 that for you.

7 THE CHAIR: Qujannamiik. Before we go any  
8 further into this, I was given a note about 10 minutes  
9 ago requesting a coffee break, so we'll take a  
10 15-minute break, and we will reconvene where we left  
11 off.

12 (ADJOURNMENT)

13 THE CHAIR: Can we get back to our chairs,  
14 please? If you have questions, the floor is open.  
15 Thank you.

16 MR. ALOOLOO: Thank you, Mr. Chairman, Jayko  
17 Aloonoo.

18 It's my last question -- it's not really a  
19 question. More or less a statement. There was a  
20 statement yesterday regarding the fact that there's a  
21 marine council. We've also heard that we have a  
22 representative, and that there is now a marine council  
23 and perhaps an environmental review committee. With  
24 the people here being most impacted by this Mary River  
25 Project proposal, why aren't there any representatives  
26 of the community on this review committee? I believe



1     that there ought to be community representation because  
2     this community knows -- is the most intimate with the  
3     area around Mary River and the environment, and in  
4     particular, related to the marine environment, and if  
5     there is a committee, it has to include representatives  
6     from the local community, so I'm not sure exactly who  
7     is responsible for this.

8             So thank you, Mr. Chairman, this is not really a  
9     question, but more or less a comment. Thank you.

10    THE CHAIR:                     Anybody to answer that?

11    MR. CURRAN:                    Thank you, Mr. Chair. It's  
12    Oliver Curran with Baffinland. Thanks for the  
13    question.

14             So you're right, there is a terrestrial  
15    environment working group and a marine environment  
16    working group, which has all interested parties around  
17    the table including the Qikiqtani Inuit Association,  
18    which would represent Pond Inlet, and in fact, Enookie  
19    and Solomon Awa were both at the marine environment  
20    working group back in March.

21             And in addition to this, under the Inuit Impact  
22    Benefits Agreement, there will be an annual forum where  
23    the results of the marine environment working group are  
24    communicated to that forum, which again provides  
25    another avenue for input from the communities. Thank  
26    you.

1 THE CHAIR: Thank you. Pond Inlet?

2 MR. ALOOLOO: Qujannamiik. Thank you,

3 Mr. Chairman. Thanks for that clarification that  
4 there's already people representing our community.

5 It's important that we have local representation on any  
6 committee looking at Mary River.

7 I don't have any other comments at this time.

8 Thank you for providing me with the opportunity, but I  
9 believe my fellow committee members also have concerns  
10 to voice. I will start with Abraham. I believe they  
11 all have comments and questions.

12 Thank you, Mr. Chairman.

13 MR. KUBLU: Thank you, Mr. Chairman.

14 Abraham Kuglu from Pond Inlet, part of the Mary River  
15 review committee. I was appointed by the Hamlet  
16 Council to represent the community on this review  
17 committee.

18 I would like to start off with this comment: It  
19 has been approximately ten years and longer that Pond  
20 Inlet have been identified. McGill University has  
21 researchers that conduct studies, and over the ten-year  
22 period on the glacier where they are conducting  
23 studies, they have noted that there used to be a lake  
24 in the vicinity of their study area. The lake drained,  
25 and the land -- and they suspect that it was probably  
26 due to the permafrost melting, which caused the lake to

1 drain, and again, this is related to climate change,  
2 and this may become a bigger issue as the environment  
3 starts degrading due to permafrost melting.

4 What I want to comment on is that Milne River all  
5 the way up to Steensby, there are a whole number of  
6 lakes, rivers, and streams. Has Baffinland, in  
7 reviewing their railway route, if they observe any  
8 lakes that may be draining possibly due to the melting  
9 permafrost, how would you try to resolve that issue if  
10 you face a problem with melting permafrost causing  
11 terrain change due to climate change? Do you have any  
12 contingency plans related to the terrestrial changes  
13 either on the land or on the lakes, because it will  
14 definitely impact your ability to construct a railway?  
15 And I would imagine it would cost over \$50,000 a day  
16 just to deal with permafrost melting and the land  
17 shifting. So my question is do you have any  
18 contingency plans for climate-change-induced changes on  
19 the environment in the 20 years?

20 Thank you.

21 THE CHAIR: Thank you. Baffinland?

22 MR. CURRAN: Thank you, Mr. Chair. Oliver  
23 Curran with Baffinland. Thanks for that question.

24 I have a slide up here from our presentation to  
25 explain the engineering and construction design to help  
26 preserve the permafrost, so I'll just review that

1     again. These are the native of ice-rich soils. Then  
2     we have a thaw-stable sand and gravel here, which  
3     remains frozen, and then there's that embankment that's  
4     placed on top. And the aim here that the embankment is  
5     constructed or they aim to construct it during the  
6     wintertime, during the cold months, so that the  
7     permafrost extends up into the embankment.

8             Your question is a good one related to climate  
9     change, which is a global -- will be a global problem.  
10    Of course, as you mentioned that, you know, permafrost,  
11    you know, if it does begin to melt, it happens over a  
12    long period of time, decades. And there will be  
13    regular maintenance of the railway, and all railways  
14    across Canada, there's constant maintenance of those  
15    railways, and things do shift over time, and so you  
16    always are having to do maintenance and put in  
17    additional fill where there's slumping. So that's  
18    expected, and that is part of the contingency of this  
19    railway here.

20            So we would be doing regular track maintenance.  
21    We have special equipment that goes along the rail to  
22    identify if there are slumping areas where additional  
23    fill needs to be brought in, and that would all be part  
24    of the contingency if it was found that permafrost was,  
25    in fact, altering the integrity of the railway. So I  
26    hope that answers your question.

1           Thank you.

2       THE CHAIR:                   Thank you.   Abraham?

3       MR. KUBLU:                   Thank you, Mr. Chairman.

4       Abraham Kublu.

5           And on this last subject, I have a question on the  
6       security bonding. I also have some comments on this  
7       subject, both the terrestrial and water I believe have  
8       to be segregated. And the security should be different  
9       because the land pollution is a lot easier to clean up.  
10      Basically all you need is shovels to clean out the  
11      contaminated land.

12           Now, with respect to polluted water or  
13      contaminated water, you have to have certified divers  
14      that would have to clean up the polluted water. So  
15      from my perspective, I would prefer that the  
16      terrestrial and water security bonds be separated based  
17      on the different costs and the requirement for having  
18      certified divers, as well as the proper suction and  
19      drainage equipment due to the different requirements  
20      for cleanup in these areas. I just wanted to clarify  
21      that. That's it for me. Thank you.

22      THE CHAIR:                   Qujannamiik. Baffinland?

23      MR. MADSEN:                  It's Erik Madsen with  
24      Baffinland. Thanks for that question.

25           So I think the way that we have broken down the  
26      security bonding is exactly what, Abraham, what you're

1 suggesting is is land-based and water-based, and what  
2 we're suggesting is that there be one amount for that  
3 but that the Water Board and QIA and Aboriginal Affairs  
4 Canada recognize what's land-based and what's  
5 water-based.

6 You mentioned, you know, polluted water, one of  
7 the things that we have kept saying about this project  
8 is that there is no -- the benefits are there is no  
9 processing, and there's no chemicals that are being  
10 used with this operation, so that's a big, big plus,  
11 and we're not using a lot of water in the processing  
12 plant. There is no tailings pond. So the chances  
13 of -- you say, pollution, you know, we don't like to  
14 use that word, and we are quite confident that the  
15 water will be clean, but that's what the security bond  
16 is for exactly what you're saying, but it will be split  
17 between land and water and kept separate for those  
18 amounts.

19 MR. KUBLU: Thank you, Mr. Chairman.  
20 Abraham Kublu.

21 I want this noted, every year the snow conditions  
22 change. Some years it has more snow, and of course, as  
23 everyone knows, snow melts to water, and I think more  
24 consideration has to be taken into this issue.  
25 Anything that is in water can be downstream -- can be  
26 transported downstream very fast, whereas any land

1       contamination would likely remain there, and it's  
2       sometimes hard to prognosticate the type of rainy  
3       season we might have because we're not always aware of  
4       the environmental conditions, so these all may have an  
5       impact. I'll stop there for now.

6             Thank you.

7       THE CHAIR:                     Thank you. Baffinland?

8       MR. MADSEN:                    It's Erik Madsen with  
9       Baffinland. I just want to say thank you very much for  
10      those comments. Those are points well taken.

11            Thank you, Abraham.

12      THE CHAIR:                    Anybody else from --

13      MR. INAURAK:                  Thank you, Chairman. Enookie  
14      Inaurak, QIA member representing Pond Inlet.

15            I also thank Baffinland as well as our  
16      distinguished guests and staff, as well as the QIA and  
17      their staff.

18            I have a few questions, I'm not -- let me see,  
19      I've waited quite a while, so I won't be rushed in my  
20      questioning or my queries.

21            With respect to the licence application, if BIMC  
22      is to receive the water licence, I would like to see a  
23      schematic map of Mary River. Perhaps we can have that  
24      on the screen. Thank you.

25            Mary River is one of the important hunting sites,  
26      and it's used throughout the year in winter and summer

1 and springtime. Due to that reason and the usage of  
2 the area, if the water licence is approved, the waters  
3 in the two lakes will have to be monitored for its pH  
4 levels. If the pH levels are below 6 or if it's over  
5 9, the -- because the HTO has cabins in this area, in  
6 this area here, if the water or pH levels change,  
7 either the pH levels are too low or if it's too high,  
8 would the company inform the harvesters that the water  
9 may be unsafe to drink? Would you do that sort of  
10 public announcement style? Thank you. That's my first  
11 question.

12 THE CHAIR: Qujannamiik. Baffinland?

13 MR. CURRAN: Thank you, Mr. Chair. Oliver  
14 Curran with Baffinland. Thanks, Enookie, for that  
15 question.

16 It's a good question, and I can refer you to  
17 Schedule 6-B of the aquatic effects monitoring program  
18 framework where we identify what will be monitored, and  
19 pH is part of that monitoring program. And as stated  
20 throughout the last couple of days, we'll be monitoring  
21 pH in addition to a number of parameters, and the whole  
22 intent of the aquatic effects monitoring program is to  
23 ensure that we stay within the agreed-to criteria for  
24 metals and pH to ensure that we're not having an effect  
25 on the environment. And so if it was seen that we were  
26 approaching any boundaries outside of that area, we



1 would have to take action before we went outside those  
2 bounds. So I hope that answers your question.

3 THE CHAIR: Thank you.

4 MR. INAURAK: Qujannamiik, Mr. Chairman.

5 Enookie Inaurak, QIA.

6 I understood the response, but what I wanted  
7 clarification on will the company inform the hunters  
8 that the water may be unsafe to drink if they happen to  
9 stop there on their hunting travels? Would you inform  
10 them about the water quality?

11 Thank you.

12 THE CHAIR: Baffinland?

13 MR. CURRAN: Thank you, Mr. Chair. It's  
14 Oliver Curran with Baffinland. Thanks, Enookie, for  
15 that question. It's a good question.

16 And as we've talked about before under the Inuit  
17 Impacts Benefit Agreement, there will be a QIA  
18 representative on site at all times dedicated to  
19 environmental monitoring. So that QIA person would be  
20 there to understand what the data is, and that person  
21 would be available to communicate that information  
22 throughout the QIA and to the HTO if they had a  
23 concern.

24 THE CHAIR: Thank you. Go ahead.

25 MR. INAURAK: Thank you, Mr. Chairman.

26 Enookie Inaurak, QIA.

1           Yes, my question, I would like you to ensure you  
2   take careful consideration of that, and secondly, with  
3   the presentation by Baffinland, it was very  
4   understandable, and they have to be very careful,  
5   especially related to their mitigation measures.

6           However, whenever a project of this size is being  
7   developed, there's always a caveat. Even though we  
8   have all these mitigation measures listed, there's  
9   always a caveat, and the one thing that's not spoken  
10  to, what happens when there's an emergency or spill,  
11  what happens if the water gets polluted. None of us  
12  want to see that occur, and obviously Baffinland  
13  wouldn't want to see a spill occur either, but  
14  accidents happen.

15          So what happens if a spill happens? Do you have  
16  an action plan? And let me convert to the English to  
17  speak. I apologize to the interpreter. We see a  
18  mitigation plan, but we did not see details of action  
19  plan. If there is, what if? I can't be satisfied  
20  until I see all the action plan if there was  
21  contamination in my background. So I would want to see  
22  action plans related to these emergencies.

23          Another question I have is related to the  
24  environment or the terrestrial and wildlife. The  
25  waters will always continue to flow downstream.

26          Thank you, Mr. Chairman.

1 THE CHAIR: Thank you. Baffinland?

2 MR. MILLARD: Thank you, Enookie. It's Jim  
3 Millard from Baffinland.

4 It's a great question, and we do have an answer  
5 for that. We have something called an emergency  
6 response and spill contingency plan, which was  
7 submitted as part of the FEIS, and it's been  
8 subsequently updated on March the 31st. And in that  
9 plan, you will see at a conceptual level and a  
10 communication level what we do when we have a spill.

11 And, for example, we will -- the first step is to  
12 call the -- notify the spill line. The spill line will  
13 activate, will then notify the other authorities. If  
14 it's in water, they will notify Environment Canada. If  
15 it's in freshwater, it will be Environment Canada. If  
16 it's marine waters, it will be the Coast Guard who will  
17 be notified.

18 Now, as part of this larger project, we will be  
19 developing arrangements and coordination with the Coast  
20 Guard, for instance, so that we will always maintain a  
21 capacity to respond to a spill of any potential size.  
22 So I guess that is my response is that we will have the  
23 ability to respond either ourselves or in coordination  
24 with the Coast Guard.

25 Also, we will have an emergency response team  
26 trained on site and ready to go, and that is also

1 detailed in our emergency response plan.

2 The types of training that we will see will  
3 include spill training on the ocean, freshwater, and  
4 land, so we will have a trained team trained to a high  
5 level of standards.

6 THE CHAIR: Thank you. Go ahead.

7 MR. INAURAK: Thank you, Mr. Chairman. I  
8 also thank Jim for his response.

9 The last subject or the last question I want to  
10 query -- I will also comment briefly on another  
11 subject -- with my last question with Baffinland, will  
12 they be the only monitoring agency of the lands and  
13 water? Are there any other regulatory agencies  
14 conducting inspections? Will there be other  
15 inspectors, or will it just be Baffinland conducting  
16 these inspections?

17 Thank you.

18 THE CHAIR: Thank you. Baffinland?

19 MR. MILLARD: Thanks for the question,  
20 Enookie. It's Jim Millard, Baffinland.

21 I can't speak for the other agencies, but what I  
22 anticipate is going to happen is that we will have an  
23 AANDC aboriginal inspecting the water licence and any  
24 land permits that we have. We will have QIA conducting  
25 inspections. We will have DFO coming to site regularly  
26 to do inspections, as well as Environment Canada. I

1 mean, I can't speak for them, but this is what we've  
2 experienced in the past under our Type "B" licence, and  
3 I anticipate that that will continue to happen and  
4 probably happen with more frequency. But when the  
5 individual agencies give their presentations, I guess  
6 there will be an opportunity to discuss the inspection  
7 regime.

8 Also on the safety side, we have the mines  
9 inspector who regularly comes to site and will continue  
10 to come to site, and we also expect the Public Health  
11 officer from the GN to be coming as well.

12 THE CHAIR: Thank you.

13 MR. INAURAK: Qujannamiik, Mr. Chairman, and  
14 also thank you, Baffinland, for their response.

15 This isn't a question but rather voicing my  
16 support on this issue that has been voiced regarding  
17 this proposal to have the water licence term be  
18 25 years. I too would prefer that it be below  
19 25 years. I would imagine anything between six to  
20 eight years would be preferable because I believe a  
21 quarter of a century is way too long, in my own  
22 opinion.

23 Thank you.

24 THE CHAIR: Thank you. Anybody else from  
25 Pond Inlet?

26 MR. NUTARAK: Qujannamiik. My name is

1 Cornelius K. Nutarak, and I'm also a member of the Mary  
2 River review committee representing the community.

3 Let me start off with a little preamble. Now,  
4 when we look at the slide in Mary River, I was involved  
5 in part of the land selection, and we selected this  
6 land for our future development, especially when we  
7 looked at employment opportunity in the Arctic, and we  
8 didn't imagine it would take this much work to prepare  
9 for a project proposal.

10 I have three main questions here that I would like  
11 to pose, and Pond Inlet -- in Milne Inlet, the water  
12 that would be used by the camp, I believe it was  
13 alluded to that there will probably be a monthly  
14 inspection. I'm talking specifically about Milne Inlet  
15 here, and secondly, related to Milne Inlet again, if  
16 the water quality were to deteriorate, what plans does  
17 Baffinland have to mitigate that, and third, if the  
18 water were to be contaminated, how would you provide  
19 safe drinking water to the camp at Milne Inlet? It  
20 seems obvious that if there's an accident or a spill --

21 How do you work this -- yeah, that's Milne Inlet.  
22 Oh, I had moved to Mary River. Hold on. Sorry, I  
23 meant to go to -- I had moved to Mary River and just  
24 past Milne Inlet, so we could go back to Mary River.  
25 There it is.

26 This sewage discharge pipe that has been planned

1 and this whole -- the water flowing downstream, it's  
2 been identified that there will be monitoring stations  
3 in these yellow dots. Wherever any kind of technology  
4 developed or used in the environment, all equipment  
5 fails eventually, and that's why I'm trying to raise  
6 this question. With your water monitoring stations,  
7 let's just use this example from here all the way to  
8 Milne Inlet, if any of the water was contaminated, how  
9 would you ensure the safe drinking water for the  
10 impacted camp? Would you have monthly water  
11 deliveries, annual water deliveries?

12 Thank you.

13 THE CHAIR: Thank you. Baffinland?

14 MR. MILLARD: It's Jim Millard here from  
15 Baffinland. Thank you very much for that question.

16 We will have a very -- we'll have a regular  
17 sampling regime that happens as a requirement of the  
18 water licence. In fact, in most cases, the sampling  
19 regime that we do is internally, we have internal  
20 sampling that we do that exceeds the requirements of  
21 the water licence, but we will be doing sampling to  
22 adhere to the terms and conditions of the water licence  
23 at a minimum, and as I say, we usually exceed that.  
24 Those results we get back fairly quickly, often within  
25 a matter of days of sending them to the laboratory to  
26 indicate what the water quality is.

1           Once we identify what the water quality is, if  
2       there's an exceedance of the water quality, we need to  
3       inform our inspector and the Nunavut Water Board and  
4       other regulators right away. That's a requirement that  
5       we have to follow.

6           So there are lots of controls and lots of  
7       procedures and controls on site to prevent any type of  
8       incident like that from happening, and there are lots  
9       of checks and balances that -- in fact, daily  
10      checklists that we have to go through to make sure that  
11      our equipment is running properly. Types of sampling  
12      that we do to make sure that our equipment is running  
13      properly and efficiently and will not cause a problem.

14          In the event -- another thing I should mention too  
15      is that our water sources at Milne Inlet, you refer to  
16      Milne Port or Milne Inlet, in particular, all our water  
17      sources are upstream of our activities. Philips Creek,  
18      and we also have Km30 Lake, which is, well, 30  
19      kilometres away from camp upstream. In the event that  
20      we have -- in the very unlikely event we have a  
21      problem, we will make sure that all our employees in  
22      that area have clean water to drink. So we will bring  
23      the water in from some other location in the meantime  
24      if there was some sort of emergency like that, and  
25      certainly that would be communicated to the communities  
26      as well on a timely basis.



1 THE CHAIR: Thank you.

2 MR. NUTARAK: Qujannamiik. Thank you,  
3 Cornelius Nutarak.

4 I didn't notice, it was probably stated, how would  
5 you deliver the water if the water was -- did become  
6 hazardous, if you could clarify that?

7 THE CHAIR: Baffinland?

8 MR. MILLARD: Yeah, Jim Millard, Baffinland.

9 We're talking about, I assume, potable water for  
10 drinking; that's what we're talking about?

11 MR. NUTARAK: (NONVERBAL RESPONSE)

12 MR. MILLARD: It would be delivered by truck  
13 from another camp or whatever we have to do. We have  
14 tanker trucks that deliver water. So we could -- if  
15 the issue, for instance, if we had an emergency at  
16 Milne Inlet, we would truck our water in from Mary  
17 River, and vice versa, if we had a problem at Mary  
18 River, we would truck our water from Milne Inlet.

19 MR. NUTARAK: Thank you. Those are my  
20 statements.

21 THE CHAIR: Anybody else from Pond Inlet?

22 MS. INNUALUK-KUNNUK: I'll try to be quiet. I'm  
23 Joanna Innualuk-Kunnuk. I am with QIA.

24 I want to discuss social issue, but my question I  
25 want to ask is on page 44. It states between Mary  
26 River and Steensby Inlet that aircraft could land on

1 the railway line during construction, and I'm guessing  
2 there will be a road outside of the railway line, and  
3 will the roads be wide enough for aircraft to land on?  
4 It does not say how many areas there will be for  
5 aircraft to land on, and reading the English version,  
6 it seems it's a little confusing. I want to know since  
7 aircraft will be landing on those railway line, will  
8 the railway line or road be wide, and how many places  
9 in the railway line will be wide enough for aircraft  
10 to land on.

11 Thank you.

12 THE CHAIR: Thank you. Baffinland?

13 MR. BEAULAC: Fernand Beaulac with  
14 Baffinland.

15 The reference to using aircrafts to transport  
16 workers to work sites along the railway line is not  
17 something that will be a common occurrence. It may be  
18 in certain circumstances where you have work going on,  
19 say, close to a river crossing, and you have to bring  
20 in emergency material or people, you can land a small  
21 Twin Otter aircraft on the construction road that is  
22 already there, okay? We're not talking here about a  
23 regular airstrip that is used day-in, day-out,  
24 24 hours, 365 days a year. It's occasional use.  
25 That's what the reference is.

26 THE CHAIR: Thank you.

1 MS. INNUALUK-KUNNUK: Thank you for a clear answer.

2 I'm Joanna.

3 And does -- this has probably been approved by  
4 Nunavut Impact Review Board, they probably know all  
5 about this, and I want to say that Mary River with all  
6 the ore, at this time, we have no problems with it  
7 where it is at now, but we do have problems with the  
8 removal because that does affect us, removal of ore.  
9 We never had any problems with the ore that was in  
10 place, and our culture as Inuit has not been affected.  
11 Well, it has been affected ever since Mary River was  
12 being worked on, and we know that plants will erode,  
13 and it's obvious that plants -- there will be plant  
14 erosion.

15 For example, before the community of Pond Inlet  
16 became a community, there was growth everywhere, but  
17 there's not that much growth around here now, and I  
18 believe that will happen for that site in Mary River.  
19 And the trash, like plastics, if birds start eating the  
20 garbage, along with assorted insects, I'm concerned  
21 about the welfare of the birds and insects when they do  
22 start eating pollution.

23 So we have discussed the planning of Mary River  
24 very deeply. The land will be affected. The water  
25 will be affected. The animals will be affected. Our  
26 land will be affected in all ways. We eat what we have

1 killed, animals or fish. We eat them that's because we  
2 like them, and we're used to them. And when we see  
3 caribou, we think they're delicious, and I don't think  
4 that's going to change.

5 It is stated that the mine won't be a community,  
6 and we eat the caribou meat that hunters have caught  
7 from that area, and we're not used to the fact that if  
8 Pond Inlet people go up into that -- if -- go out onto  
9 the land, we go up west into that area or to Bylot  
10 Island during the spring, summer, and we see lots of --  
11 we're becoming accustomed to ships passing through  
12 while we're away from the community.

13 Our children, grandchildren, great-grandchildren  
14 will be used to this more than we will be once shipping  
15 has taken route, but our lives in the community, here  
16 in the community, and perhaps in other communities,  
17 we're used to it. We're comfortable with our lives  
18 today, and it will completely change.

19 Once money arrives, it changes people. It changes  
20 our lives completely. It changes our family  
21 relationships. Some people are poor today and some of  
22 them aren't. There's all kinds of people. When we get  
23 huge amounts of money coming in, booze and drugs have  
24 no choice but to follow. I am concerned about this as  
25 we have our children being taken away to foster homes  
26 by Social Services because we are alcoholics and

1 junkies and we scold our children too much, we slap  
2 them, we make them hungry, we don't love them, they can  
3 have all these -- or anything of these reasons.

4 Mary River will very definitely affect our lives.  
5 Even if our lives are destroyed, who will look at us?  
6 I don't know. Whether they will even look at us in our  
7 lives, I don't know, but our environment and animals,  
8 the caribou, the fish, seals, narwhal will be taken  
9 care of, and they will take care of our environment,  
10 but it's okay to destroy our lives? That seems to be  
11 the situation.

12 And the reason I'm so concerned about this project  
13 is that as we're going -- as our lives are controlled  
14 more and more by law, it is becoming harder to survive.  
15 We as mothers, as homemakers, as grandmothers with our  
16 grandchildren, we love our families very much. This is  
17 our traditional -- traditional obligation since we  
18 lived in igloos, and this had been delegated to us  
19 women. And although times are changing, women have  
20 more rights, and we can do what men can do now, we have  
21 basically men's rights, but many of us are as mothers  
22 loving our children, we can't let that go.

23 With many of us -- with many -- it sounds like  
24 many mothers will be concerned about children,  
25 grandchildren if they start getting into things that we  
26 don't appreciate them wanting to do. It will be very

1     regrettable, and will anybody see this or not? This  
2     was not our culture too much before. Suicide wasn't so  
3     much our culture before, but it seems like daily habit  
4     due to all the negativity in our community, and we can  
5     just say, Oh, is that right. And it's not supposed to  
6     be that way.

7             It should not even be like that at all. It's very  
8     regrettable, but we have no choice but to agree, so we  
9     go to move forward. For that reason, I am concerned  
10    that our new lifestyles will -- because we will change  
11    very much. They say on the radio that \$12 million are  
12    coming into the community now. Perhaps those who are  
13    poor will go hungry no more. Perhaps the people who  
14    ask for food and donations won't be hungry anymore, and  
15    even we were stopped being hungry, booze and drugs and  
16    other vices will be used, will follow once the project  
17    is going.

18            And if I'm an alcoholic or junkie, I'm going to be  
19    turned down for a job at Baffinland because Baffinland  
20    people don't want those kind of people or that kind of  
21    activity in their mines, even though I am great  
22    employee, I will be turned down if there are traces in  
23    my body.

24            And the work-ready program is a very good program  
25    for our lives because it makes you look -- and this was  
26    set up by Baffinland, and we really appreciate it and

1     very glad about it because it makes you look at  
2     yourself, and I support the program, but there needs to  
3     be a little negativity with that program. If I don't  
4     show up before 8:30, my certificate achievement  
5     participation will be marked as achievement or  
6     participation.

7             For example, I showed up all day stated, or I just  
8     showed up. So those who just showed up won't get a  
9     chance at jobs? Will they need to retake the program,  
10    or what will be the situation? We were the first wave  
11    to take the course, and it was very good to help you  
12    understand our lives and how you can budget money  
13    through your lives, and how we can borrow from banks,  
14    and how we can have civilized discussions with each  
15    other. When these things are being taught to our  
16    fellow human beings I'm glad because it's part of  
17    planning for life.

18            But we will be damaged or destroyed in some ways.  
19    Perhaps we'll stop caring about our family members when  
20    we -- perhaps we'll stop caring about people when we  
21    see them -- when we see their children being taken  
22    away, perhaps this will become normal and common, and  
23    we'll just let them do that. So the statements I'm  
24    making will affect our lives. I don't have any more  
25    statements.

26            Thank you.

1 THE CHAIR: Qujannamiik. Baffinland?

2 MR. CURRAN: Thank you, Mr. Chair. Oliver  
3 Curran with Baffinland. Thank you very much for your  
4 comments.

5 The points you bring up, we've certainly heard it  
6 throughout this process, and they're very important  
7 points for the North Baffin region as well as  
8 Baffinland, and we've certainly taken these sorts of  
9 comments into consideration related to the  
10 socioeconomic parts of the project.

11 So I'll answer your questions in three themes.  
12 There's the socioeconomic portion you mentioned, which  
13 will -- I'll answer -- relating to the work-ready  
14 program we have active right now in Pond Inlet. And  
15 then you also spoke about potential impacts to plants  
16 and insects and wildlife in general, and then you also  
17 spoke briefly about waste management.

18 So we do have a work-ready program in place to  
19 address a lot of the concerns you have spoken about  
20 related to personal decisions that people have to make,  
21 whether they work at the mine site or don't work at the  
22 mine site, a lot of problems that can come when income  
23 comes to a family, or when your husband or wife are  
24 away for prolonged periods of time at work.

25 So although those questions don't pertain to the  
26 Type "A" water licence, you know, I just want to assure



1     you that Baffinland has taken those concerns very  
2     seriously and has worked them into a work-ready program  
3     that we are currently deployed in Clyde River, Pond  
4     Inlet, Arctic Bay, and Igloolik and Hall Beach, so all  
5     of the North Baffin communities.

6           As far as the potential impacts on birds and  
7     plants and insects, through the environmental  
8     assessment, we identified those potential impacts, and  
9     through project design, we've done our best to engineer  
10    controls into the project to ensure that things like  
11    dust and discharge to the aquatic environment, that all  
12    of those sorts of emissions are minimized, and then we  
13    do an assessment to understand, after they're  
14    minimized, what the impacts could be, the expected  
15    impacts. And Baffinland is very confident, and we've  
16    gone through a multi-year process here in discussions,  
17    we're very confident that those mitigation measures  
18    will result in not having adverse effects to wildlife  
19    in the area.

20          And somewhat related to that is our waste  
21    management. So at site right now and into the future,  
22    we have very strict rules and regulations on how  
23    garbage is dealt with, how hazardous materials are  
24    dealt with. So you mentioned plastic out in the  
25    landscape, and animals coming into contact with that,  
26    all the garbage generated at site has to be strictly

1     dealt with, and it's not going to be dispersed on the  
2     landscape at all. It either ends up in a landfarm or  
3     it's incinerated, or the third method is if it's  
4     hazardous in nature, all of that hazardous material has  
5     to be brought off of site, so it's removed from site  
6     completely.

7             So in that, I can assure you that all three major  
8     points you brought up have been addressed throughout  
9     the environmental assessment process, and through  
10    management plans and all the commitments the company  
11    needs to adhere to going forward. So thank you for  
12    those comments.

13   THE CHAIR:                    Thank you. Any other  
14   questions or comments?

15   MR. PANIPAKOOCHO:            Thank you. It's my turn now,  
16   Elijah Panipakoocho, Pond Inlet, the Elder of the Pond  
17   Inlet community. Perhaps I'll sharpen my tongue first  
18   so I can make great statements.

19             I'm mostly asking questions, short questions  
20   because I too am a semi-Elder now. The things we've  
21   learned in our lives are useful to our lives and to our  
22   jobs.

23             I'll relate a short story, first of all, in 1962,  
24   around that time, in Mary River, I too worked there,  
25   not all jobs, but we would do our jobs with no  
26   concerns, no meetings like we do today. We never had

1     any meeting. We'd just show up and start working with  
2     no concerns whatsoever about anything, whether we would  
3     be affected negatively, positively, whether we'd be  
4     affected by the water or life. We had no concerns at  
5     all whatsoever, and we did our jobs for two years.

6             We built a road down to Mary River -- no, to Milne  
7     Inlet and Mary River, and we rushed like nobody's  
8     business. We worked all night, and we would earn \$8 a  
9     day, and we remember this well because we experienced  
10    it.

11            And then the project was halted. We didn't have  
12    jobs anymore. Afterward, the road we had created when  
13    we started having all-terrain vehicles, we would use  
14    that road to go caribou hunting instead. And once we  
15    had skidoos, we would use those skidoos -- the road to  
16    go caribou hunting.

17            There was no visible size of impacts as we only  
18    did the job for two years, did the project for  
19    two years. The road we made was great; it was nice and  
20    flat, and it was the best, but after four years, the  
21    road we had created we would laugh at when we would  
22    drive along, and it -- it's like some drunk person  
23    created the road, it was very flat, and it was very  
24    bumpy and potholes. It looked like somebody half  
25    asleep created that road. And when people ask, Did you  
26    do the lousy job on the road, and we told them, We

1 weren't drunk, but we'd be tired when working on the  
2 road.

3 But afterwards, you could see the changes to the  
4 land due to the road like permafrost melt. Due to the  
5 loss of snow up here, we're not getting warmer during  
6 the winter, but it is noticeable that we're getting  
7 less and less snowfall, and for that reason, the  
8 permafrost is starting to melt more. In the past, we  
9 could not go by dog team, transporting coal from Sam  
10 River due to the deep snow. We don't see that anymore;  
11 we just see a thin layer of snow. This has changed due  
12 to climate change, but through my eyes, from my  
13 understanding, that the snow is becoming less and less,  
14 and the glaciers are melting more and more, and it's  
15 obvious that glaciers will be gone in the  
16 not-too-distant future.

17 So the question I had for the Nunavut Water Board  
18 let me relate instead, because will think I talk too  
19 much because I do tend to talk too long. The dust from  
20 the ore, when it goes into the ocean water, whether  
21 it's negative, I don't know. The so-called chemicals  
22 in the English language, they used that at the  
23 Nanisivik Mine to grind the ore with, and it is stated  
24 by Baffinland that they just crush the ore into pebble-  
25 sized pieces without using any chemicals, and they say  
26 that's a good thing.

1           The dust pollution from that, if that were to go  
2   into the lakes or onto the land, and it had turned out  
3   to be harmful, then how long after being on the ground,  
4   for how many years, and even though you ingest it, you  
5   touch it, how many years will it take before it stops  
6   being a hazard to the land and water? That is my first  
7   question.

8   THE CHAIR:                   Qujannamiik. Baffinland?

9   MR. CURRAN:                 Thank you, Mr. Chair. Oliver  
10  Curran with Baffinland, and thank you for those  
11  comments and your question.

12           Relating to your comment on what happens if ore  
13  dust gets in the marine environment. We've heard that  
14  concern or reference related to the Nanisivik mines up  
15  in Arctic Bay where they had a lead and zinc  
16  concentrate, which is like a powder, and so that's a  
17  very fine, finer than sand, and so it can travel  
18  greater distances.

19           This is an example of the iron ore that will be  
20  produced from the Mary River mine. So this is actually  
21  a chunk of iron ore, so it's 65, up to 70 percent iron  
22  ore, so it's an iron oxide, and iron oxide is inert in  
23  water, meaning that it doesn't dissolve, it doesn't go  
24  anywhere. So when it's crushed, it's crushed into a  
25  size like this, which is, you know, kind of like the  
26  width of a golf ball, and the fine material that comes

1 from crushing is like this, it's like pea-sized. So  
2 this, the wind can't blow this. So this is the dust  
3 we're talking about. It won't be blowing any far  
4 distance. And even if it were, you know, we could --  
5 if you put this in water, this doesn't have any -- it  
6 doesn't dissolve and have any hazardous effect. So it  
7 doesn't dissolve in water like other metals do. So I  
8 hope that adds a bit of clarity to your question.

9 THE CHAIR: Thank you for that. Did you  
10 understand his statement?

11 MR. PANIPAKOOCHO: Thank you, Mr. Chair. I am  
12 Elijah Panipakoocho, the same person talking. I  
13 understand that. Thank you for that, for clearing that  
14 up.

15 The other item that I want to ask about we used to  
16 work at Panarctic, I'll use that as an example, at a  
17 drilling rig site. Those drilling rigs, when we were  
18 to move them, I used to be one of the managers too to  
19 the place where we would move them to. I was a heavy  
20 equipment operator. The drilling sites, we would clean  
21 the site with vehicles, and then we would drill using  
22 drillers, and we would stuff dynamite or explosives  
23 into four -- four landfills, perhaps 20 feet into the  
24 earth we would blast. We used those thick explosives  
25 that we used, big thick explosives, lots of them.

26 After it was drilled, the explosive would be

1 inserted into the hole, and I thought we would cover it  
2 up with sand, but they didn't bother covering up the  
3 dynamite or explosive, but they would add instead those  
4 cereal looking things called TNT, and they said that  
5 was a booster for the explosive. The booster for the  
6 explosive was said to be a dust contaminant also. If  
7 you know how hazardous that material is, how more  
8 hazardous that material is, then the explosive you will  
9 be going to use, I want to find out about that.

10 THE CHAIR: Qujannamiik. Baffinland?

11 MR. MADSEN: It's Erik Madsen with  
12 Baffinland. Thanks for that question.

13 So as far as what types of explosives we'll be  
14 using, during the construction phase, we'll be using  
15 what's called packaged explosives. They will come, you  
16 know, with sticks of dynamite. They'll be already  
17 packaged, and that's what will be used during the  
18 construction phase.

19 Once we build the mine, we will build an actual  
20 what's called an emulsion plant, which will be a  
21 building that will mix, will produce explosives, so we  
22 will bring in -- in order to make explosives, you need  
23 ammonium nitrate, which is basically fertilizer, so you  
24 can buy bags of fertilizer, but we'll bring in bulk  
25 ammonium nitrate, and then we'll mix it with diesel  
26 oil, and there's a few other components that we add to

1     that, and then we'll make a mixture, a slurry of  
2     ammonium nitrate will be explosives, and that's what  
3     will be used in the large open pit. We'll drill holes,  
4     like you said, in the open pit, and then we'll fill  
5     those holes with that watery emulsion explosive, and  
6     then that's the type of explosive we'll use during the  
7     operation of the mine.

8             So there will be two phases -- types of  
9     explosives, one type for the construction phase, and  
10    then in operations, there will be another emulsion-type  
11    of explosive.

12            And the use of explosives obviously is that, you  
13    know, after the 9/11, September 11th, the use of  
14    explosives became even stricter in the world after that  
15    event occurred, so Natural Resources Canada, who has  
16    representatives here today, they'll talk a little bit  
17    about their role in explosives, so we have to follow  
18    the regulations by Natural Resources Canada for the  
19    mixing of explosives, as well as the storage of  
20    explosives.

21            Now, during the construction phase of the project,  
22    that falls under the Nunavut Mines Safety Act, so  
23    initially it will be under the mines inspector, but  
24    then it will transfer over to Natural Resources Canada  
25    for that building that we will build. It's called an  
26    emulsion building to build -- to run the -- to produce



1 the explosives. So it's highly regulated, and we have  
2 to follow all the requirements by Natural Resources  
3 Canada and the mine inspector when we deal with those  
4 explosives.

5 THE CHAIR: Thank you. Any other  
6 questions, issues?

7 MR. PANIPAKOOCHO: Still me, Elijah Panipakoocho.

8 My last question that I want to ask, I am highly  
9 trained in mining because we did go to school for  
10 mining as mining was being prepared. The different  
11 types of ores we dealt with, some were good, some  
12 weren't. It's either good or -- the uranium ore were  
13 said to be unhealthy to the body. We knew about this,  
14 where we had heard about this, and it's -- it was said  
15 that it would take 140 years for them to stop being  
16 radioactive.

17 This area has none of that, so it seems like this  
18 project is not that much of a concern to life, well, to  
19 health actually. And as stated, you wouldn't  
20 necessarily negatively impact the waters. So I now  
21 want to ask whether -- are there any traces of uranium  
22 in the mine?

23 And by accident, if somebody had an accident that  
24 hunters don't know about, and I won't (sic) want to be  
25 informed immediately that if this does go through by  
26 Nunavut Water Board first to be all informed of each

1     other what -- if the water was contaminated and wasn't  
2     potable anymore, if we all knew about it and were  
3     informed about it, then we could take means to prevent  
4     it from damaging our bodies. I want that taken into  
5     consideration, better consideration, and perhaps there  
6     should be a document that people can read and how long  
7     it will be dealt with, be clearly stated.

8             This will be less of a worry, because we hunters  
9     won't stop going up there as long as we can, and I go  
10    up there more than once a year sometimes, winter,  
11    summer to go hunting because I do love caribou meat  
12    very much. So I would want to know in advance if I was  
13    a hunter going up there to hunt. That's that.

14            And my very last statement, the marine dealing,  
15    from what I know, dealing with the marine is good, and  
16    I know that -- oh, salts, not marine. I do know that  
17    southerners use salt to clear snow and ice off the  
18    runway, and I know the type of snow (sic) being used at  
19    Mary River is good. And the salt spills along the land  
20    when they're too visible, they would need to be picked  
21    up and stored probably because geese, and baby geese  
22    especially, eat pebbles, and I'm sure they would eat  
23    those salt pieces thinking they were pebbles, and that  
24    have been a part of my concern. Thank you, that's  
25    about most of my statements. Thank you. If you give a  
26    good report about that, that would be great. That's it

1       for me. I've stated what I had wanted to say in my  
2       questions. I have now ended.

3       THE CHAIR:                       Qujannamiik. Baffinland?

4       MR. MILLARD:                    Jim Millard of Baffinland.

5       Thank you, thank you very much for your questions.

6             On the uranium, presence of uranium in the ore or  
7       in the rock in the area, I can assure you that the  
8       concentration of uranium that we see in the rocks and  
9       the ore of the project area is the same or lower as you  
10      would see on average anywhere in the world. So there's  
11      no special concentration of uranium at the site. So  
12      that's based on many hundreds and hundreds of samples,  
13      perhaps thousands of samples that we've -- or more than  
14      a thousands samples that we've taken since starting our  
15      characterization programs for the waste rock and ore  
16      at -- for Deposit No. 1 at Mary River.

17            Your second question with regard to impacts to the  
18      surrounding environment due to other means like dust  
19      and that sort of thing, and how it might affect  
20      wildlife, we have baseline studies that we've done to  
21      look at the potential effects on wildlife, and these  
22      baseline studies are there and provide sound  
23      information as to what the conditions are right now  
24      with regard to, for example, the vegetation on the --  
25      on the tundra.

26            Once we start operating, we'll be going back and

1 doing additional testing in those very same places,  
2 measuring vegetation, the concentration of metals in  
3 vegetation near the mine site and far away from the  
4 mine site to see if there's any changes. That's just  
5 an example of what we will do, and those results will  
6 be published every year in our annual reports, so based  
7 on the requirements of the NIRB project certificate, we  
8 have to produce annual reports, and those reports will  
9 be made known and, I would imagine, communicated  
10 through public meetings such as this to the residents  
11 of Pond Inlet.

12 As far as the salt is concerned, yes, we have used  
13 salt on site in the past to -- for drilling purposes.  
14 And in the future, we will still use small quantities  
15 of salt, and we will make every effort to ensure that  
16 wildlife aren't going to be impacted by our use or --  
17 of salt, and if we have salt spills, it's our intention  
18 to always clean those up and dispose of that material  
19 properly.

20 I hope that answers your questions.

21 THE CHAIR: Capiche? Next.

22 MR. NASHOOK: I am Joel Nashook with the  
23 Baffinland project committee, co-chair, vice-chair.

24 I do too have questions on page 125. I am a  
25 little concerned. It is stated the pit would fill  
26 itself over 85 to 150 years. Looking at that number,

1 did you come to these numbers by saying that if it took  
2 that long, it would fill itself up, and I think that if  
3 we did -- if we did manually fill up that hole that the  
4 numbers would change. As it fills itself up without  
5 human assistance that seems to be the number indicated,  
6 and I believe the number would change if the people did  
7 help fill up the lake with the pH levels.

8 Thank you, Mr. Chair.

9 THE CHAIR: Thank you. Baffinland?

10 MR. MADSEN: Erik Madsen with Baffinland.

11 Thanks for that question.

12 So you're right there, to fill the pit just by  
13 allowing it to naturally fill with rain and snow melt  
14 and filling, you know, over that time period, the  
15 modellers have modelled that size of the pit, and it's  
16 determined it would roughly between 85 and 100,  
17 150 years if -- you know, just for natural  
18 precipitation going in.

19 But as you indicated, one of the things that we  
20 were asked to do was to, at the end of the operation,  
21 was to fill the pit, accelerate the filling of the pit  
22 by pumping water into it, and the estimate that we  
23 looked at, it did come up if that was an option, it  
24 would take roughly, approximately four years to fill  
25 the pit with water. So that was something we put  
26 forward. It was asked at the last technical meeting,

1 and it's something that was discussed yesterday.

2 That potentially could be an option moving  
3 forward, but we first want to -- right now we do not  
4 think that's necessary, but as we learn more from  
5 ongoing drilling and characterization of the rock  
6 moving forward, we will be required to report that  
7 information on an annual basis to the Water Board, and  
8 we will constantly look at that. And as we move  
9 forward, one of the probably clauses in the licence  
10 will state that we, as part of that, we'll have to look  
11 at the mitigation measures and options for dealing with  
12 that pit moving forward, and that's -- one of them  
13 might be accelerating the filling of the pit moving  
14 forward, but right now, we don't think that there's --  
15 the data we have shows it's not going to be an issue.

16 THE CHAIR: Thank you. Any other  
17 questions?

18 MR. KUBLU: Qujannamiik, Iksivautaaq.  
19 Joel Nashook.

20 And from what I understand when you fill it,  
21 accelerate, you are stirring sediments, and that could  
22 be something else too.

23 I have one more, on page 64, key water management  
24 features, on the fourth dot, it says: (as read)

25 The smaller east pond (400 metres (sic)  
26 capacity) will not be required until later

1               years of mining operation and will discharge  
2               to existing drainage that reports to Mary  
3               River.

4       When that smaller east pond is being used, will we be  
5       notified about its -- about the pond being used?

6               Thank you.

7       THE CHAIR:                       Qujannamiik. Baffinland?

8       MR. MILLARD:                    Jim Millard here from  
9       Baffinland. Thank you very much for your question.

10              What we're talking about here, just to clarify --  
11              doesn't seem to be working -- my colleague will point  
12              it out. There it is there.

13              So that is the so-called east pond that you're  
14              referring to, and what's going to happen is that we  
15              will start the development by focussing in on the west  
16              side of the waste rock stockpile, and all that drains  
17              to the west side of the -- and towards Camp -- Camp  
18              Lake.

19              At a certain point in the development, many years  
20              into the development, we will be putting waste rock  
21              into that drainage, and then we will require that pond,  
22              and that pond will drain into Mary River at a discharge  
23              point, and then from Mary River to Mary Lake. So the  
24              water in that pond will be contained and held, and it  
25              will be sampled before it's released.

26              Now, your question with regard to notification of

1 using that pond, well, yes, we will be providing  
2 construction -- for-construction-issued drawings and  
3 reports to the Water Board and to QIA prior to  
4 constructing that pond. So that's the notification  
5 that we will be giving.

6 And then after it's constructed, we will provide  
7 the as-built drawings to show you exactly what it looks  
8 like and how it will be used. In fact, there will be a  
9 manual as to how we plan to use that pond. And the --  
10 just to add, the effluent coming out of that pond, like  
11 the water coming out of that pond we anticipate to be  
12 fairly good quality right now, but it will be regulated  
13 and sampled for under the water licence, so ...

14 THE CHAIR: Thank you, Baffinland. Any  
15 other questions?

16 MR. NASHOOK: Yes, Mr. Chairman. I  
17 appreciate the response. I have no more comments at  
18 this time. Thank you.

19 THE CHAIR: Any other questions from Pond  
20 Inlet?

21 MR. ALOOLOO: Thank you, Mr. Chairman, Jayko  
22 Aloofoo. I believe Abraham wanted to make a final  
23 comment, maybe if he can come to the table. Thank you,

24 MR. KUBLU: Thank you. Abraham Kublu,  
25 part of the Mary River review committee appointed by  
26 the Hamlet of Pond Inlet.



1 I want to thank Baffinland, as well as the Nunavut  
2 Water Board, as well as Nunavut Impact Review Board. I  
3 want to express my appreciation, and I'm glad we have  
4 new friends even though they don't live in the same  
5 community, and one of our long-lost friends when they  
6 return to attend public meetings, I'm very grateful  
7 that, as one of the committee members, that I have the  
8 opportunity to see other people, and I'm also thankful  
9 to the QIA for compiling subjects and for requesting  
10 feedback from the review committees, as well as  
11 submitting our comments and concerns.

12 To my fellow committee members, I know that they  
13 have other duties, but due to their passion, we spent  
14 endless hours, and on more than one occasion, we spent  
15 over 12 hours meeting over a single issue, so I'm very  
16 thankful to the people of Pond Inlet that our voices  
17 have been heard, and I'm glad that we won't be spending  
18 all of our time at public meetings, so I would prefer  
19 meetings before the public hearing so that we deal with  
20 a lot of the information needs. So if there's any  
21 preparation meetings before public hearings, I urge all  
22 of my fellow residents to attend to get information.  
23 That's it for me, thank you.

24 THE CHAIR: Thank you.

25 MR. ALOOLOO: Yes, I just want to thank  
26 everyone. My name is Jayko Aloofoo, and I'm very

1 grateful for the opportunity we were provided, both  
2 myself and my fellow committee members, so thank you  
3 very much.

4 THE CHAIR: Qujannamiik. It is also my  
5 understanding that a representative of Nunavut  
6 Tunngavik Inc. has joined us and wishes to make a  
7 statement to the Board, and if I can have NTI's  
8 representative come to the intervener table.

9 And before, perhaps before you start, I should ask  
10 you how long your statement is going to take. If it's  
11 going to take longer than half an hour or  
12 three-quarters of an hour, you may want to reconsider  
13 until tomorrow. If it's 10 minutes, very good.

14 MR. IRNGAUT: Thank you, Mr. Chairman. Paul  
15 Irngaut, Nunavut Tunngavik. I can make a brief  
16 presentation, or I can explain 15 minutes, if required.

17 THE CHAIR: Teresa?

18 MS. MEADOWS: Thank you, Mr. Chair.

19 PAUL IRNGAUT, affirmed

20 PRESENTATION BY NTI:

21 MR. IRNGAUT: Thank you, Mr. Chairman. My  
22 name is Paul Irngaut. I'm with the Nunavut Tunngavik  
23 Incorporated. I envy that you have many participants  
24 at your meeting.

25 I'd like to apologize, first of all, that I was  
26 unable to travel in on Monday, and yesterday, the plane

1 just stopped at Iqaluit, so I was able to arrive only  
2 this morning, so my apologies.

3 As I stated earlier, I represented Nunavut  
4 Tunngavik Incorporated from the Wildlife Division.  
5 However, with respect to this Nunavut Water Board  
6 public hearing, I'm also tasked to represent the  
7 organization. I'm only replacing Adla Itorcheak, who  
8 had arrived, but unfortunately, he had to return to  
9 Iqaluit. He was just here while I was unable to  
10 attend.

11 I'm very grateful that the Nunavut Water Board has  
12 coordinated this hearing and here in Pond Inlet. If  
13 you look at Article 13.3.12, you are implementing that  
14 provision.

15 I think we are all aware that Mary River, as  
16 everyone should be aware, is situated on Inuit-owned  
17 land, Pond Inlet Parcel 17. Inuit through the Nunavut  
18 Tunngavik Inc., NTI, are the title holders of the land  
19 in the area where Baffinland wants to mine.

20 In Deposit No. 1, which is the proposed mine, is  
21 situated entirely within the lease. However, it is one  
22 of the grandfathered leases due to it having already  
23 been in the system prior to Nunavut becoming created.  
24 So, in essence, it was a grandfathered mineral lease.

25 Due to that situation, the administration as well  
26 as the calculations of the royalties are administered

1 by AANDC. The royalties are calculated according to  
2 the Northwest Territories and Nunavut Mining  
3 Regulations, and that's what they use their foundation  
4 for, establishing royalty.

5 And due to the fact that Inuit owned the minerals  
6 fee simple-wise, all royalties and fees that will be  
7 collected by AANDC, then once the fees have been  
8 transferred or have been collected by AANDC, they are  
9 transferred to NTI.

10 There are three main policies I will be referring  
11 to, specific Nunavut Tunngavik policies related to  
12 mining and minerals. The first is the Nunavut  
13 Tunngavik mining policy, the second policy is related  
14 to the reclamation of the land policy, and the third  
15 relates to royalty resource policy.

16 With respect to the mining policy of NTI, it  
17 states that NTI will support and promote mineral  
18 development if the following conditions are met.  
19 First, all impacts to social life and culture, our  
20 wildlife and the wildlife habitat, that they minimize  
21 the potential impacts and Tunngavik would support  
22 those.

23 The second criterion is that the benefits that are  
24 to occur to Inuit, for example, employment  
25 opportunities, education and training, business and  
26 investment opportunities, if we can maximize these

1 benefits, then Tunngavik would be in support. And part  
2 of Nunavut Tunngavik's reclamation policy outlines that  
3 NTI and the three regional Inuit associations, and as  
4 the regions have continued to maintain the lands, that  
5 once the land has been developed and development  
6 project is over, that they have to reclaim it to a safe  
7 and stable condition and to ensure that this  
8 reclamation, that the reclamation be compatible with  
9 the surrounding undisturbed landscape to minimize the  
10 impact, that the project developer conduct their  
11 operations in a way to minimize reclamation  
12 requirements during the operations of the mine so that  
13 there's less work at the closure of the mine.

14 We have also heard that best practices will be  
15 use. Nunavut Tunngavik supports the best practices  
16 principle and especially to ensure that the communities  
17 that are impacted are involved, especially when mines  
18 are at the reclamation stage.

19 Finally, with respect to the NTI resource revenue  
20 sharing or policy, this is a very important policy for  
21 Nunavut Tunngavik, as well as the regional Inuit  
22 associations, and again, this will determine how the  
23 royalty revenue will be allocated and distributed to  
24 our beneficiaries, and this is outlined in the policy.  
25 It's obvious that the current policy doesn't impact  
26 this -- the revenue because it's only after AANDC

1 collects the royalty that it is transferred to NTI.

2 And the reason why I'm bringing this up and  
3 mentioning it is because many of our beneficiaries have  
4 questions about resource royalties and how they will be  
5 distributed, especially those collected from this  
6 project. These policies, including the ones I've  
7 mentioned here, are available either at the NTI offices  
8 directly or via the Internet website at  
9 [www.tunngavik.com](http://www.tunngavik.com).

10 What I want to state is that the regional Inuit  
11 associations, we give them more control, and we allow  
12 them to take the lead whenever there's a nonresource  
13 project proposal, and this is to ensure that our policy  
14 of the people most impacted are the ones most involved,  
15 so we try to collaborate with the regional Inuit  
16 associations on any of the projects that may occur  
17 under -- in their regions. Thank you.

18 THE CHAIR: Thank you. From here, we will  
19 adjourn the public hearing portion of the day to our  
20 proceedings. Tonight at 7:00 PM back here, we will  
21 continue the community sessions with short  
22 presentations by the interveners and the Government of  
23 Nunavut and questions by the public, and we will return  
24 to the last day of our public hearing tomorrow at 9 AM,  
25 and thank you, and see you all tonight.

26 (AFTERNOON ADJOURNMENT AT 4:49 PM)

1 (EVENING PROCEEDINGS RECOMMENCED AT 7:15 PM)

2 COMMUNITY INFORMATION SESSION:

3 THE CHAIR: Welcome back everyone. Let's  
4 get back to our seats, if we can, or our chairs,  
5 whichever one you like.

6 Tonight is our Community Session Number 2. Good  
7 evening and welcome to this community session  
8 associated with the Baffinland Iron Mines Corporation  
9 Type "A" water licence application for the Mary River  
10 Project.

11 My name is Thomas Kabloona, and I'm the  
12 Chairperson of the Nunavut Water Board, and I would  
13 like my fellow Board Members to introduce themselves to  
14 you, starting to my left.

15 MR. AGLUKARK: My name is David Aglukark,  
16 Sr., and I'm from Arviat, Nunavut, and I am a Board  
17 member of the Nunavut Water Board.

18 MR. MRAZEK: My name is Ross Mrazek. I am  
19 a Board Member with the Nunavut Water Board.

20 THE CHAIR: Thank you. And one of our  
21 Board Members is also here joining us as an observer,  
22 Joseph Pameolik from Arviat.

23 And now I would like to turn over this session to  
24 Damien Cote, Executive Director of the Nunavut Water  
25 Board. The floor is yours.

26 OPENING REMARKS BY NWB EXECUTIVE DIRECTOR:

1 MR. COTE: Thank you very much,  
2 Mr. Chairman. Welcome once again, as the Chairman  
3 explained, to the Nunavut Water Board community  
4 presentation for the Mary River Project Type "A" water  
5 licence. This community session began last night, as  
6 many of you will recall, and we are continuing this  
7 evening.

8 Before starting, I do need to note that, once  
9 again, this evening, this session is being broadcasted  
10 live on local radio. Additionally, it's my  
11 understanding that there is also a broadcast on the  
12 Internet by way of pod cast. As was noted yesterday,  
13 if that is -- if people feel uncomfortable speaking on  
14 the record with those outlets being available to us, we  
15 do welcome your feedback in other forms as well, and  
16 please approach Staff as needed to share some of your  
17 thoughts if you don't want to do so because of the  
18 broadcast.

19 Also as a preliminary note, we have interpretation  
20 available, and we do have earpieces available at the  
21 back.

22 So again, my name is Damien Cote, I'm the  
23 Executive Director of the Nunavut Water Board. I have  
24 with me here tonight a few of my colleagues. I'll  
25 introduce them one by one. At the back of the room at  
26 the sign-in desk over there is Megan Porter, Licence



1 Administrator Assistant. Megan, could you please wave?

2 Thank you.

3 At the table with me here is Sean Joseph,  
4 Technical Advisor. We have David Hohenstein, Director  
5 of Technical Services. Behind me is Ben Kogvik, Board  
6 Secretary and Interpreter. On my right is Teresa  
7 Meadows, lawyer of the Nunavut Water Board.

8 We're also fortunate to have among us two friends  
9 from the Nunavut Impact Review Board. I believe  
10 they're both here. I'm seeing one. We have Amanda  
11 Hanson, Director of Technical Services, at the table,  
12 and I believe at the back table, we have Jaswir  
13 Dhillon, Technical Advisor, with the NIRB.

14 I'd also like to highlight that we have,  
15 hopefully, still many members among us that were with  
16 us during this public hearing that we've been holding.  
17 Among them are Government agencies and regulators who  
18 you'll hear from tonight. We have, I believe, NTI  
19 representatives in the room, Qikiqtani Inuit  
20 Association, we have members from the communities of  
21 Igloolik, Arctic Bay, Clyde River, and Hall Beach. Of  
22 course, we also have community members from Pond Inlet,  
23 and we do thank you for welcoming us in your community.

24 We're also thankful for the help of our Pido  
25 technician, who is providing us with the sound system  
26 tonight. And we also have a court reporter with us.

1       They're both behind me.

2           A few housekeeping items before we begin. There  
3       is a sign-up sheet at the entrance, and hopefully  
4       you've all signed in. We have copies of the  
5       presentations, I believe, in both Inuktitut and English  
6       available also at the sign-in desk. There are  
7       washrooms through these doors. We have two exits, one  
8       at the entrance and one behind me, and we might still  
9       have coffee and a few snacks right outside these doors  
10      should you wish to grab some of them.

11          Tonight what we have on the agenda builds on what  
12      we covered yesterday. Yesterday, we had a short  
13      presentation from the Nunavut Water Board. There was  
14      also a presentation from the Applicant, and we had  
15      questions that began to the Applicant. Tonight what we  
16      hope to do is start with a few more presentations. I  
17      believe these ones will be fairly short. In this  
18      order, we will welcome the Qikiqtani Inuit Association,  
19      the Government of Nunavut, Aboriginal Affairs and  
20      Northern Development Canada, Environment Canada,  
21      Fisheries and Oceans Canada, Natural Resources Canada.

22          Once we're done these presentations, again, I  
23      think they'll average about 10 minutes each, we'll have  
24      a question-and-answer period for the remainder of our  
25      time together this evening.

26          When we do get to the questions and answers, I

1 would ask that when you get to the microphone, you  
2 identify yourself for the record, please. As we did  
3 last evening, if you are here, we will have a sheet of  
4 paper for you to write your name on.

5 We also carry on the tradition of giving respect  
6 to our Elders. We, therefore, invite any Elders among  
7 us this evening to approach one of the Staff members  
8 that we received should you wish to contribute anything  
9 to this evening's session.

10 So that being said, I think we're just about ready  
11 to start. At this time, we have a screen and  
12 microphone. I would invite representatives from the  
13 Qikiqtani Inuit Association to give us a short  
14 presentation.

15 COMMUNITY PRESENTATION BY QIA:

16 MR. AWA: Thank you, Mr. Chairman. My  
17 name is Solomon Awa, and I'm working with QIA -- I'd  
18 like to apologize, my nose started bleeding. I wasn't  
19 punched by any means.

20 The QIA, in representing Inuit in the region and  
21 in trying to protect Inuit rights, as well as their  
22 interests, as well QIA works with governments and works  
23 to further the Inuit interests of the region.  
24 Additionally, QIA also is negotiating with BIMC on the  
25 IIBA, and further, QIA is managing the Inuit-owned  
26 lands -- surface Inuit-owned lands within the Baffin

1 region. So within these four areas, QIA conducts most  
2 of its activities.

3 As well, one of our purposes is to involve the  
4 communities in various decision-making processes, and  
5 we would like it noted that QIA advances Inuit  
6 interests, and QIA conducts reviews of project  
7 proposals. They check out the project proposals as to  
8 their compliance with legislation, and they also try to  
9 include community representatives in coming up with the  
10 decision on Inuit-owned land.

11 There is also the Mary River review committee  
12 composed of Jayko Alooioo, Elijah Panipakoocho, Abraham  
13 Kublu, Joanna Innualuk (sic), Joel Nashook, and there's  
14 also a member from QIA as well from Pond Inlet and  
15 Clyde River, Jerry Natanine is the QIA representative  
16 for Clyde River.

17 Mr. Chairman, I further want to state that we also  
18 have committee members who have been involved from the  
19 outset stemming from other communities, and Solomon  
20 Qanatsiaq, who originates from Hall Beach, has been  
21 instrumental in the Baffinland project committee, as  
22 well as Olayuk Naqitarvik, who represents Arctic Bay.  
23 They have been heavily immersed in reviewing the Mary  
24 River Project as well as Elizabeth (sic) Quassa, who  
25 has been involved, representing our community from the  
26 outset of the review. So if you wanted to ask anyone

1     how we proceeded from the beginning to the outset, they  
2     are good people to ask. So I'm just trying to  
3     summarize in a concise manner the activities QIA has  
4     undertaken. Thank you, Mr. Chairman.

5     MR. COTE:                     Thank you, QIA. So as  
6     indicated, what we'll do is we'll go through all the  
7     presentations, and then we'll return to questions and  
8     answers at the end.

9             Next on the list, I would invite representatives  
10     from the Government of Nunavut to offer a presentation  
11     or some remarks. Qujannamiik. Thank you.

12     COMMUNITY PRESENTATION BY GN:

13     MR. SUVEGA:                 Mr. Chairman, Board Members.  
14     My name is Pauloosie Suvega, and I'm representing the  
15     Nunavut Government.

16             I don't have a formal presentation tonight,  
17     although I believe we have an opportunity tomorrow, and  
18     we've primarily given our share of presentation time to  
19     the community members so that they'll have more time to  
20     ask questions, that is with your forbearance,  
21     Mr. Chairman. Thank you.

22     MR. COTE:                     Next on my list would be  
23     representatives from Aboriginal Affairs and Northern  
24     Development.

25     COMMUNITY PRESENTATION BY AANDC:

26     MS. COSTELLO:                Good evening, Mr. Chair, and

1 good evening to the residents of Pond Inlet. My name  
2 is Karen Costello, and I'm with the Nunavut regional  
3 office of Aboriginal Affairs and Northern Development  
4 based in Iqaluit. We do have a short presentation, so  
5 I'll just allow the Board Member -- the Staff member a  
6 chance to pull it up.

7 Once again, good evening. My name is Karen  
8 Costello, and I'm the director of Resource Management  
9 with Aboriginal Affairs and Northern Development based  
10 in Iqaluit. I would like to thank the Nunavut Water  
11 Board for this opportunity to make a brief presentation  
12 to the community members here in Pond Inlet. I am  
13 joined this evening by Murray Ball, the Manager of  
14 Water Resources with the Nunavut regional office.  
15 Behind me and, I'll ask the individuals to wave, I'm  
16 joined by Jean Allen, Water Management Specialist with  
17 Water Resources, Erik Allain, our Manager of Field  
18 Operations. Supporting us and the other Federal  
19 departments is legal counsel Ken Landa with the  
20 Department of Justice.

21 Thank you very much to the hamlet and the people  
22 of Pond Inlet for such a warm welcome. It is a  
23 beautiful community, very vibrant, and we're always  
24 happy to come here.

25 Throughout the course of this hearing, you've  
26 heard Aboriginal Affairs mentioned many times. For the

1 benefit of the community members, I'd like to remind  
2 them that Aboriginal Affairs and Northern Development  
3 Canada has a role in ensuring that resource development  
4 takes place in a responsible and sustainable manner  
5 through processes that are laid out within the Nunavut  
6 Land Claim Agreement. We're also governed by various  
7 acts and regulations of the Government of Canada.

8       Aboriginal affairs has been involved in a review  
9 at Baffinland's Mary River Project for some time. Our  
10 Land Administration division is responsible for the  
11 management of Federal public land through the issuance  
12 of land use permits and leases, as well as quarry  
13 permits and leases. Our Impact Assessment division  
14 participated in the review of the final environmental  
15 impact statement and will continue to participate in  
16 the review of the NIRB annual reports, as well as any  
17 potential amendments to the project certificate.

18       The water resources division is currently  
19 participating in the review at the Type "A" water  
20 licence application. They are providing advice and  
21 feedback to the Nunavut Water Board regarding the  
22 Type "A" water licence application. The Water  
23 Resources division will continue to review the water  
24 licence management plans, monitoring reports, annual  
25 reports, and any supplemental documents throughout the  
26 life of the Mary River Project.

1           The department's Field Operations division  
2   inspects for compliance with water licences in Nunavut  
3   and will be responsible for doing so for all water  
4   licences associated with the Mary River Project. They  
5   will also inspect for compliance with terms and  
6   conditions of any land use permits and leases issued  
7   for Crown land.

8           As we heard last night from the Nunavut Water  
9   Board, there's been various stages to the Type "A"  
10  water licence application review. The department has  
11  completed -- has contributed to this review in the  
12  various stages outlined on the slide above. The  
13  department would also like to point out that it has  
14  participated in meetings with the Applicant regarding  
15  the aquatic effects monitoring program framework, pit  
16  lake water quality, the 2013 work plan, and closure  
17  cost estimates for the 2013 work plan.

18          At this point, Aboriginal Affairs would like to  
19  thank the Qikiqtani Inuit Association and our  
20  colleagues and other Federal Government agencies for  
21  technical discussions on issues during the review. The  
22  department would like to acknowledge the contribution  
23  that Baffinland has made to the efficiency of the  
24  review process by providing detailed summaries of  
25  comments and issues at each stage.

26          In closing, I would like to remind the community,



1 as I mentioned a few moments ago, that Aboriginal  
2 Affairs will be involved in the Mary River Project on  
3 an ongoing basis as the project moves forward. This  
4 will involve inspections and monitoring and reviews of  
5 annual reports to the Nunavut Water Board and the  
6 Nunavut Impact Review Board. Thank you.

7 MR. COTE: Thank you, Aboriginal Affairs.  
8 Again, we'll have questions a little later on. Thank  
9 you.

10 Next would be Environment Canada, please.

11 COMMUNITY PRESENTATION BY EC:

12 MR. DAHL: Thank you, Mr. Chair. We have  
13 a short presentation.

14 While he's working on that, I'd like to thank the  
15 Water Board for organizing the meeting, and the  
16 residents of Pond Inlet for welcoming us into your  
17 community. My name is Mark Dahl, and I'll be providing  
18 a brief overview of Environment Canada's role in the  
19 review of the Mary River Project and of our mandate.  
20 I'm joined by Anne Wilson, who is our water quality  
21 expert on the project. Perfect.

22 Unfortunately, I'm not bilingual, so I can't vouch  
23 for the translation; I'm hoping that it's good.

24 In this presentation, I'll give you -- I'll  
25 briefly outline Environment Canada's mandate, and I'll  
26 highlight some of the legislation that supports and

1 influences our review, and I will outline the role that  
2 Environment Canada has played during a review of the  
3 Mary River Project.

4 Environment Canada has a broad mandate that  
5 includes the responsibility to review project proposals  
6 for potential environmental impacts related to water  
7 quality, waste management, migratory birds, species at  
8 risk, among other things. Environment Canada's  
9 responsibilities from environmental management and  
10 protection are mandated through the Department of the  
11 Environment Act. Environment Canada delivers these  
12 responsibilities by participating in project reviews as  
13 an expert department and by providing scientific and  
14 environmental information to regulators and the Water  
15 Board.

16 For a water licence review, Environment Canada's  
17 efforts focus on issues related to water quality as  
18 well as on waste management and air quality as they  
19 relate to water quality. Environment Canada also has  
20 responsibilities under the Fisheries Act, which we  
21 administer in partnership with the Department of  
22 Fisheries and Oceans.

23 Under the Fisheries Act, Environment Canada is  
24 responsible for the prevention and control of  
25 pollutants affecting fish. Subsection 36(3) of the  
26 Fisheries Act is a general prohibition against the

1 deposit of deleterious substances into waters  
2 frequented by fish. Environment Canada also has  
3 pollution-prevention-related responsibilities under the  
4 Canadian Environmental Protection Act or CEPA for  
5 short.

6 There are a number of regulations, guidelines, and  
7 codes of practice under CEPA that are designed to  
8 protect the environment from the introduction of toxic  
9 substances. There are two listed on this slide as  
10 examples. Specifically those deal with products that  
11 are generated through poor burning of our -- burning of  
12 wastes at the -- not at incinerators, dioxins and  
13 furans.

14 Within the context of that legislative framework,  
15 Environment Canada provides advice and recommendations  
16 to the Nunavut Water Board and the Nunavut Impact  
17 Review Board on issues related to our mandate.  
18 Environment Canada's role in the review of this project  
19 began with the environmental assessment stage, during  
20 which Environment Canada reviewed Baffinland's  
21 environmental impact statement to determine if there  
22 were any concerns related to our mandate.

23 As a result of this review, Environment Canada  
24 provided advice and recommendations to the Nunavut  
25 Impact Review Board on a range of topics related to our  
26 mandate. We're happy to say that the majority of the

1 issues raised by Environment Canada were resolved  
2 through the environmental assessment process, and the  
3 remainder were addressed through conditions included in  
4 the NIRB project certificate. Environment Canada's  
5 role in the water licencing process is similar to that  
6 of -- in the EA process, except that our review is more  
7 focussed on water-related issues.

8 As a result of the review of Baffinland's Type "A"  
9 application, Environment Canada submitted written  
10 comments raising a variety of issues related to water  
11 quality, including waste management, discharge limits,  
12 and monitoring. We have met and will continue to meet  
13 with Baffinland to discuss issues and to try to come to  
14 agreement on how best to address those issues. We have  
15 been successful in resolving the majority of issues  
16 that we raised; however, a few remain outstanding.

17 Specifically, Environment Canada still has  
18 concerns regarding the release of nutrients, discharge  
19 limits on sewage and mine water, as well as discharge  
20 water quality after mine closure. We have submitted a  
21 written intervention to the Water Board highlighting  
22 these issues, and we will be discussing them in more  
23 detail during the public hearings taking place this  
24 week here in Pond Inlet. We are confident that these  
25 issues can be addressed through conditions in the water  
26 licence. Thank you.

1 MR. COTE: Thank you, Environment Canada.

2 I would now like to invite the Department of Fisheries  
3 and Oceans.

4 COMMUNITY PRESENTATION BY DFO:

5 MS. WILLISTON: Good evening, Mr. Chair,  
6 Members of the Board, the community of Pond Inlet, and  
7 those who have travelled from Hall Beach, Igloolik,  
8 Clyde River, and Arctic Bay.

9 My name is Georgina Williston, and I'm a Fisheries  
10 Protection Biologist with Fisheries and Oceans Canada.  
11 Fisheries and Oceans Canada is responsible for the  
12 management, protection, and conservation of fish,  
13 marine mammals and their habitat. This includes sea  
14 coast and inland fisheries in Canada.

15 During the review of the Type "A" water licence  
16 application submitted by Baffinland, Fisheries and  
17 Oceans Canada has provided expert advice to mitigate  
18 impacts to fish and fish habitat. Fisheries and Oceans  
19 Canada is also a regulator under the Fisheries Act.

20 For the Mary River Project, we have determined  
21 that certain aspects of the project will result in the  
22 harmful alteration, disruption, or destruction of fish  
23 habitat, which we also call HAD. Impacts in the  
24 freshwater environment are the result of the  
25 installation of watercourse crossings and some lake  
26 encroachments, which are associated with the

1 construction of the railroad and the access road.

2 Baffinland is currently working on a fish habitat  
3 offsetting plan to ensure that there is no net loss to  
4 the production of fish habitat -- or to the no-net-loss  
5 of fish habitat productivity. Once this plan is  
6 finalized, DFO will be able to issue a Fisheries Act  
7 authorization.

8 So that concludes my brief presentation on  
9 Fisheries and Oceans Canada's role in the review of the  
10 Mary River Project and the Type "A" water licence  
11 application, and I will be available tonight and for  
12 the remainder of the week to answer any questions you  
13 may have. Thank you.

14 MR. COTE: Thank you, DFO. I would now  
15 like to invite representatives from Natural Resources  
16 Canada.

17 COMMUNITY PRESENTATION BY NRCan:

18 MS. CAVALLARO: Good evening. My name is Kate  
19 Cavallaro. I am a Senior Environmental Assessment  
20 Officer with Natural Resources Canada. Here with me  
21 tonight is Dr. John Kwong, a Senior Environmental  
22 Scientist in mine waste management and footprint  
23 reduction with CANMET Mining in the minerals and metals  
24 sector of Natural Resources Canada.

25 We would like to thank the Nunavut Water Board for  
26 the opportunity to speak at these hearings and the

1 residents of Pond Inlet for welcoming us to their  
2 community.

3 Tonight I am going to briefly explain NRCan's  
4 mandate and role in the Mary River Project.

5 Natural Resources Canada is the department  
6 responsible for the federal policies and programs  
7 including science and technology research related to  
8 Canada's mineral, energy, and forest resources.  
9 Specific to the Mary River Project, Natural Resources  
10 Canada is a regulator under the Explosives Act for the  
11 manufacture and storage of explosives.

12 Natural Resources Canada was a party to the  
13 Nunavut Impact Review Board's environmental assessment  
14 review in parallel with the Water Board's process,  
15 providing advice related to our regulatory role but  
16 also advice from scientists in the department who are  
17 involved in research relative to mine development.

18 At the Water Board's request, we are participating  
19 in these hearings to provide our views on the waste  
20 rock geochemical program for the project, which will be  
21 presented in greater detail during the intervenor  
22 presentations tomorrow.

23 This completes my brief, very brief, presentation  
24 for this evening. I'm happy to answer any questions  
25 you may have.

26 MR. COTE: Thank you, NRCan. The Nunavut

1 Water Board earlier today also received a request from  
2 Mr. Frank May from Arctic Bay to address us this  
3 evening, so I'd open the floor to Mr. Frank May.

4 It appears as though Mr. May is not with us at the  
5 moment. As such, we'll -- looking at the clock,  
6 perhaps we can start with questions, comments on the  
7 presentations that we've just heard. Also on the  
8 presentations that were offered yesterday, both from  
9 the Applicant, Baffinland, from the Nunavut Water  
10 Board, and everything we heard this evening. So the  
11 floor is open.

12 Again, I would kindly ask you to write your name  
13 on the piece of paper that Jaswir will be circulating.  
14 She's right there behind, and the mic is available for  
15 those who would like to offer a contribution.

16 PUBLIC QUESTIONS PRESENTERS:

17 MR. QAMANIQ: David Qamaniq. Thank you for  
18 choosing Pond Inlet as the location for their hearing.  
19 Thank you to the Water Board.

20 When the Water Board was reviewing the location,  
21 the mayor and I were lobbying intensely for the  
22 selection of Pond Inlet, so I thank you for having  
23 selected that.

24 I have four remaining questions due to the time  
25 constraints we had yesterday. My first question  
26 relates to when the mine closure stage, due to the fact



1       that there will have to be landfill and land mediation,  
2       and here we're talking about Steensby Inlet, Milne  
3       Inlet, and Mary River Mine locations.

4           Once the mine has been completed, all materials  
5       that won't be shipped back will be landfilled. What  
6       type of plan does Baffinland have with respect to the  
7       unused material? Is your plan to collect everything  
8       together and landfill it all at once, or would you  
9       segregate it and separate it into various locations?

10          Further, containment areas, whether they would  
11       have liners to prevent seepage of the dump and landfill  
12       material.

13          I have three other questions I would like to  
14       raise, but they're rather short that I will pose after  
15       I get a response to this question. Thank you.

16       MR. COTE:                   Thank you for the question.  
17       I'll pass it over to Baffinland.

18       MR. MILLARD:                This is Jim Millard,  
19       Baffinland. Thank you for the question.

20          At site closure, we will be separating or putting  
21       the materials into different categories. There will be  
22       hazardous materials, which will have to be shipped,  
23       shipped south. There's no question, for proper  
24       disposal and a regulated recycling or disposal  
25       facility, and that could include hazardous chemicals of  
26       different types, it could include batteries, that sort

1 of thing. So that stuff will go south.

2 There will be stuff that we can salvage and sell,  
3 and that will have some value that we will be putting  
4 onto -- shipping down south as well, and that could  
5 include equipment, different types of equipment,  
6 generators, who knows, depending on what the lifespan  
7 that might be left for some of these equipment --  
8 pieces of equipment.

9 The last category would be stuff, materials that  
10 we could dispose of in landfills. That would include  
11 nonhazardous materials. And when I say "nonhazardous",  
12 I mean materials that, when they're exposed to rainfall  
13 or oxygen over time, will not degrade and produce  
14 deleterious or harmful substances or poisons. That  
15 stuff, we will, in accordance with our abandonment and  
16 reclamation plan, because there may be limitations in  
17 that abandonment and reclamation plan as to what we can  
18 landfill and what we can't landfill, so we would --  
19 that plan is going to change over time, so in  
20 accordance with our abandonment and reclamation plan,  
21 we would use landfill disposal as appropriate.

22 MR. COTE: Thank you, Baffinland. Back  
23 to you, sir.

24 MR. QAMANIQ: Thank you, David Qamaniq once  
25 again.

26 You didn't answer whether you're going to have one

1 giant landfill. Are you going to have separate  
2 landfills, let's say, at Steensby Inlet, at Milne  
3 Inlet, and Mary River, or are you going to collect  
4 everything from these three locations and have one  
5 giant landfill? I would like to get that clarified.  
6 Thank you.

7 MR. MILLARD: Yeah, that's -- Jim Millard,  
8 Baffinland. That's a very good question.

9 I don't exactly have a final answer for you yet  
10 on that. We could -- right now, we would like to leave  
11 those options open. We have a permitted landfill right  
12 now as planned for Steensby Inlet and Mary River, and  
13 that's likely the two locations where things would be  
14 landfilled. We don't have a permitted -- or we --  
15 sorry, we will have a permitted landfill at Steensby  
16 and at the mine site or Mary River mine site, but  
17 currently that's not planned for Milne Port. So those  
18 are the two locations currently where we can landfill,  
19 and I would expect in the future we will as well.

20 MR. COTE: Thank you, Baffinland. Back  
21 to the floor.

22 MR. QAMANIQ: Qujannamiik. David Qamaniq  
23 once again.

24 My following question, I would like to state in  
25 English since I used to learn the English language  
26 here, and I want to start to speak in English, so I

1 will ask my next question.

2 My question is what is the mechanism or what is  
3 the maximum manpower required during peak operation of  
4 the mine? Thank you.

5 MR. COTE: Baffinland?

6 MR. CURRAN: Thank you, Mr. Chair. Oliver  
7 Curran with Baffinland. Thanks for that question.

8 During peak operations, during the mining  
9 operations, the manpower would be approximately 450  
10 people. Thank you.

11 MR. COTE: Thank you, Baffinland. Back  
12 to the floor.

13 MR. QAMANIQ: Thank you. David Qamaniq.  
14 The other question is what it is the per capita water  
15 assumption per day?

16 MR. COTE: Baffinland?

17 MR. CURRAN: Thank you, Mr. Chair. Oliver  
18 Curran with Baffinland. Thanks for the question.

19 So we've assumed 400 litres per person per day,  
20 but Jim Millard is just going to verify that number to  
21 make sure it's correct. Thank you.

22 MR. COTE: Thank you, Baffinland. And  
23 perhaps when you do reach the number, if we can share  
24 it. Back to you, sir.

25 MR. QAMANIQ: Thank you. David Qamaniq.  
26 What criteria Water Board will consider to determine

1       annual water volume extraction? Thank you.

2       MR. COTE:                       I'll direct that question to

3       David Hohenstein, Director of Technical Services.

4       MR. HOHENSTEIN:                Thank you, Damien. I'm sorry,

5       I have to apologize, I was talking to my colleague

6       here, and just to get a correct understanding of the

7       question, maybe I could have you repeat it once more.

8       I apologize.

9       MR. QAMANIQ:                   What criteria will the Nunavut

10      Water Board will consider to determine annual water

11      volume extraction?

12      MR. HOHENSTEIN:               Thank you very much.

13           Our criteria would be based on what the Applicant

14      has included in their application, and the basis for

15      that -- well, the volumes in the locations that they're

16      requiring, and the information that we receive at the

17      public hearing based on, you know, the water sources

18      and the capabilities of those water sources to handle

19      the withdrawal from those water sources.

20           So initially, it's based on what the Applicant is

21      looking for as far as volumes, and then we would assess

22      it based on the capability of those water sources to be

23      able to allow for that, that amount of water.

24      MR. COTE:                       Thank you, Dave.

25      MR. QAMANIQ:                   Qujannamiik.

26      MR. COTE:                       Thank you for the questions.

1 Did we have an answer, Baffinland? More time? Okay.  
2 So it's back to the floor. I see we have someone with  
3 a microphone. Go ahead, sir.

4 MR. QANATSIAQ: Is it my turn? Can you hear  
5 me? Okay. Thank you, first of all, thank you to the  
6 Chair. I am from Hall Beach, Solomon Qanatsiaq. I  
7 represent the clerk and Elders, let me state that  
8 first.

9 We Hall Beach community members, first of all,  
10 want to thank QIA and the Baffinland people. We're  
11 glad that we have people working for those people, and  
12 they do keep us well-informed about events, and I  
13 wanted to state that first.

14 What we're planning for, we're trying to use to  
15 move forward with Baffinland. It's not an easy  
16 project. There are many obstacles that are brought up.  
17 Listening to the hearing, it becomes understandable  
18 that you need to take this route. Our reasons,  
19 basically our reasons that we care about for up here is  
20 our food, but there's a "but" with regards to some  
21 animals. This project can affect some animals. These  
22 statements made regarding rivers, actual rivers, Mary  
23 River is in high land, and it flows in either direction  
24 to Arctic Bay's ocean and to the Iqaluit lake, and to  
25 the ocean and to Iqaluit. That is a high mountain, and  
26 it flows in all directions, and so for that reason that

1 has been stated.

2 Have those studies, those actual rivers near that  
3 mountain been studied in depth? And we always push  
4 either the Nunavut Water Board or Fisheries and Oceans  
5 to push us for support, and I believe that they should  
6 train an Inuk that they will bring along to their  
7 sessions.

8 When you can't speak English, you can't do  
9 anything when you can't speak English. Those who can  
10 speak English without jobs, they are fluent in English,  
11 and it's obvious that they need to be pushed to get  
12 more jobs -- more jobs need to be created for these  
13 people to have jobs. There are many of us that are  
14 unilinguals. Many of us haven't gone to school at all  
15 whatsoever.

16 We're not as in -- we're not totally dependent  
17 on -- well, we eat more than native foods now, but we  
18 still eat native foods, and some of our children and  
19 grandchildren, they won't even eat traditional food, or  
20 perhaps that's just me. I always have traditional  
21 food, but my children and grandchildren grew up on  
22 southern food, and that's what they want to eat, and we  
23 will need to support those kinds of people later on in  
24 our future, those who can't eat traditional food, those  
25 who don't desire our original foods. We will  
26 definitely need to provide more support for them in the

1 future, and the lack of jobs is stated often. When we  
2 try to create jobs, we run into rules and regulations,  
3 and we can't turn anywhere, and sometimes that's the  
4 situation. How can we deal with these laws? How can  
5 we beat the laws, us northerners?

6 Back when Nunavut was starting up, we wrote down  
7 the names of places that we wanted to use, and we were  
8 told you can't own lakes, so we didn't mark them down.  
9 That was what we were told. Who owns these lakes and  
10 ponds? Who owns the water? They're roadblocks to our  
11 projects, not just with Baffinland but for our own  
12 personal selves, it's that way.

13 In the north, when we try to create opportunities  
14 for economic development, when you're dealing with it,  
15 you think we need to try and teach our kids, but you  
16 will find out that those who are affected -- something  
17 will be affected, perhaps the animals' food or the  
18 animals themselves or perhaps the Inuit. I'm not sure  
19 which one will be impacted the most, and we will need  
20 to consider these issues. That's not a small job.

21 We will need to make sure we know all these things  
22 and try and take very good care of them. Will we be  
23 able to understand? Only we will have to try and know  
24 and plan for these things, because they will say I'm  
25 hurting now for that reason. I do wish that we could  
26 work harder.



1           We do support Baffinland to get the mine going so  
2   that we will know for the first time that Inuit mining  
3   ore. We do know there are mines up there, but we've  
4   never had a mine on Baffin Island. And you can see  
5   that mountain at Mary River from far away, and you're  
6   going to chop it right off. Once they're done, they  
7   said they'll reclaim it to the way it formerly was, and  
8   you think what could they erect in that place, even  
9   think that. Some great indicate -- that mountain is a  
10  great indicator because you can see it from far off.

11           Thank you very much. I had wanted to say that.  
12   Thank you very much.

13   MR. COTE:                   Thank you, sir, for those  
14   comments. I'll ask Baffinland to respond.

15   MR. MISSAL:                Thank you very much. Greg  
16   Missal with Baffinland. Mr. Chair, Damien. Thanks for  
17   those comments, Solomon.

18           Solomon raised, I think, a lot of good points in  
19   the comments that he made tonight, and the things that  
20   he said are very consistent with what we typically hear  
21   in Hall Beach. There's a lot of interest in jobs and  
22   training and employment opportunities from the people  
23   in Hall Beach. There seems to be a lot of concern  
24   there about what the younger generation will do in  
25   terms of employment and their futures, and Solomon's  
26   echoing that here tonight again, so -- and we did touch

1 on that last night as well, but thanks for those  
2 comments, Solomon.

3 I think there was one question Solomon had about  
4 rivers near the Mary River deposit, which I'll ask  
5 Oliver to responsible to that question.

6 MR. CURRAN: Thanks, Greg. It's Oliver  
7 Curran with Baffinland, and thanks, Solomon, for that  
8 question.

9 So, yeah, with regards to the monitoring of lakes  
10 and rivers around the mine site, we have more than five  
11 years of baseline data collected, so we've already --  
12 we've been there since 2005, 2006, collecting water  
13 quality data, sediment data. We've been looking at  
14 metals in the fish. So trying to understand what the  
15 existing environment is like.

16 And then with the aquatic effects monitoring  
17 program going forward, we will continue to collect that  
18 information around the mine site as well as in  
19 reference areas far away from the mine site, and that  
20 will be able to -- then we'll be able to determine if  
21 we're having any significant changes to the  
22 environment.

23 And as part of our management plans and as part of  
24 adaptive management within the aquatic effects  
25 monitoring program, if there are indications or trends  
26 showing that we are having an effect, to the extent

1       that it would put fish life or benthic life or the  
2       ecology of those lakes and rivers at risk, then we have  
3       to make changes to ensure that that stops, so we would  
4       have to change the way we operate. We may have to  
5       change the way we treat our water, these sorts of  
6       things. So -- and that all would be regulated as part  
7       of the water licence that we're at these hearings today  
8       and over the last few days. So I hope that addresses  
9       your questions related to monitoring.

10       And then with regards to the previous question  
11       from David, I just wanted to confirm, we had estimated  
12       approximately 450 litres per person per day in our  
13       environmental impact statement, so the number is  
14       450 litres.

15       MR. COTE:                       Thank you, Baffinland, and  
16       thank you for the answer to the previous question.

17       What I propose to do is take one more question, I  
18       did see a hand, and after that question and answer,  
19       we'll take our break for the evening, so one more  
20       question for now, and we'll reconvene after the break  
21       as well for more questions.

22       THE CHAIR:                       Olayuk had his hand up.

23       MR. COTE:                       The gentleman at the front, I  
24       think, had his hand up. Thank you. Thank you,  
25       Mr. Chair.

26       MR. NAQITARVIK:                Olayuk Naqitarvik, Arctic Bay,

1 resident of Arctic Bay. I have quite a number of  
2 questions, but I'll try not to ask them all. I will  
3 ask a few, and sometimes I may not be understandable  
4 because I speak like a native from Arctic Bay.

5 Firstly, let me pose this query. We have spent  
6 about 21 years in planning for Mary River, and with the  
7 company that now owns the mineral rights at Mary River,  
8 I will use this example, and again, Arctic Bay tends to  
9 use Nanisivik. Nanisivik was also taken over by a  
10 different corporation, in particular, near the closure  
11 where the ownership kept changing hands. With the  
12 plans in place, with the ownership changing hands or  
13 the private company being bought out, will these plans  
14 continue to be implemented irrespective of the  
15 ownership of the company? That's my first question.

16 MR. COTE: Thank you, sir. Baffinland?

17 MR. MISSAL: Greg Missal with Baffinland,  
18 Corporate Affairs.

19 Olayuk, thanks very much for that question.  
20 It's -- we've had that question come up a fair bit in  
21 Arctic Bay, because people there are very familiar with  
22 the ownership changes around the Nanisivik Mine as  
23 Olayuk said particularly near the end of the mine life.

24 I think most everyone who's here knows that  
25 Baffinland did have a change in ownership about -- I  
26 guess, it's about two-and-a-half years ago now. At the

1 time -- or previous to that, I should say, Baffinland  
2 was a public company that was considered a junior  
3 exploration company. It had shares that were publicly  
4 traded on the Toronto Stock Exchange.

5 And the project had always been a well known  
6 deposit and project, and then two-and-a-half years ago,  
7 there was a lot of interest from big companies from  
8 different parts of the world, and one of the companies  
9 that ended up buying a large share of Baffinland was  
10 called ArcelorMittal, and ArcelorMittal is a very large  
11 steel company that has its head office in London,  
12 England. It's the largest steel producer in the world,  
13 and it operates in over 60 countries all around the  
14 world, so it's a very large company.

15 Along with that, there was a slightly smaller  
16 investment fund out of the United States that purchased  
17 30 percent of Baffinland, and between the two of  
18 those -- those two companies, they took Baffinland from  
19 it being a public company to being a private company,  
20 but now there's only two shareholders, those two  
21 companies. Before we used to have many shareholders,  
22 and now we only have two, those two companies.

23 The plans that you're hearing about here today and  
24 the plans that we took through the Nunavut Impact  
25 Review Board process were plans that those two  
26 companies came up with and agreed to, so those are

1 plans that are very current and that the current  
2 ownership has instructed us to pursue.

3 That also goes for the early revenue phase; that  
4 was something that was, I guess, an important decision  
5 that was made by our shareholders, because they're the  
6 ones that are required to spend the money essentially  
7 to do -- to actually pay for the work that we need to  
8 do at the site. So they decided that they had to go  
9 with the early revenue phase, so that was a change,  
10 you're right, Olayuk, and we've heard a fair bit about  
11 it here over a last couple of days, and as we've  
12 indicated, we're going to be putting in an amendment  
13 application to the Nunavut Impact Review Board at the  
14 end of June.

15 So we're going to be starting the project a little  
16 bit differently than what we had originally planned to  
17 do, but it's an essential step, because there just  
18 isn't money available in the world at the moment to  
19 build big projects like this, and we're seeing many  
20 projects all around the world that are being either  
21 slowed down or postponed or cancelled because of the  
22 difficult financial markets, but we wanted to come up  
23 with a way that we could still advance Mary River and  
24 get it going, and so that's why we have the change in  
25 plans that we did early this year in January.

26 So thanks, Olayuk, for that question.

1 MR. COTE: Go ahead, sir.

2 MR. NAQITARVIK: Prior to our break, I want to  
3 ask another question. With respect to Steensby Inlet,  
4 there was a depth-sounding or there's a plan to dredge  
5 the bottom, where they'll be dredging the sea bottom to  
6 make it deeper. Has DFO conducted any studies on the  
7 benthic organizations or some of the organizations to  
8 conduct a study on what inhabits that zone; is it just  
9 clams or other benthic organizations? Has there been  
10 any kind of study done, because when you dredge, you're  
11 going to be bringing up a lot of these organisms,  
12 and is it acceptable regulatorily to allow the  
13 destruction of habitat and organisms? I just wanted to  
14 ask that prior to our break.

15 Thank you.

16 MR. COTE: Thank you, sir. I'll direct  
17 that question to Georgina at DFO, please. And I'm  
18 advised that Environment Canada may also wish to  
19 contribute to the answer.

20 MS. WILLISTON: Good evening. So if I  
21 understand it correctly, the question is about dredging  
22 at Steensby Inlet and whether or not that would impact  
23 the benthic organisms.

24 So we would review that portion of the project  
25 under the Fisheries Act. I talked about it a little  
26 bit before, so it's Section 35 of the Fisheries Act,

1     which says no harmful alteration, disruption, or  
2     destruction of fish habitat, so we would ask Baffinland  
3     for information on that area, what's in that area, what  
4     clams are there, what kinds of fish are using it, are  
5     there marine mammals using it. And when we get all  
6     that information, we look at that, and we decide is  
7     that acceptable, is that -- you know, can they do that,  
8     can they not do that. And if they can do it, then is  
9     that going to result in a harmful alteration,  
10    disruption, or destruction of fish habitat. And then  
11    if it does, then we're going to work with Baffinland to  
12    try and avoid that. And if we can't, then we end up in  
13    this situation where we have, in other parts of the  
14    project, where we need to offset for that, and that's  
15    where we ask for a fish habitat offsetting plan, which  
16    Baffinland is working on for other parts of the  
17    project, and then hopefully by them developing that  
18    plan, then we can enhance habitat or repair habitat  
19    somewhere else to offset the damage or the destruction  
20    of habitat that might be occurring where they want to  
21    dredge.

22           I hope that answers the question.

23    THE CHAIR:                   Thank you, DFO. Did anyone at  
24    Environment Canada wish to comment?

25    MR. DAHL:                   Mark Dahl for Environment  
26    Canada.



1           Environment Canada actually permits disposal at  
2    sea, so if they do ultimately dispose of the material  
3    after dredging, they'd have to come to Environment  
4    Canada for -- in order to do that. And that  
5    application process is fairly involved, and it would  
6    require additional information.

7           As Jim mentioned from Baffinland yesterday, the  
8    information was not provided in the final EIS, and it  
9    was not provided -- it's not covered by this water  
10   licence. If that activity takes place, Baffinland will  
11   be providing more information, which will include  
12   characterization of the bottom where the material is  
13   being dredged from and where it's going to go.

14          Thank you, Mr. Chair.

15   MR. COTE:                    Thank you, Environment Canada.  
16   At this time, Mr. Chairman, I wonder if you would agree  
17   to a 10-minute break?

18   THE CHAIR:                   (NO VERBAL RESPONSE)

19   MR. COTE:                    Thank you. So we'll take a  
20   10-minute break.

21   (ADJOURNMENT)

22   THE CHAIR:                   Can we get back to our seats,  
23   chairs, and reconvene? Thank you.

24   MR. COTE:                    Thank you, Mr. Chairman. It  
25   certainly looks as though the fish that we brought, I  
26   believe, from Cambridge Bay is well appreciated, so I

1 think we're happy to see that. Hopefully you've  
2 enjoyed it. Thanks to NIRB for helping us bring that  
3 all the way from Cambridge Bay.

4 So we are ready to continue our discussion this  
5 evening. We left off in the middle of questions and  
6 answers, so we are prepared to start again with  
7 questions and answers.

8 Again, if you're just joining us, these are  
9 questions and answers that can be on any of the  
10 presentations and to any of the interveners, so the  
11 floor is open.

12 Again, I would ask that you write your name down.  
13 We have Jaswir at the back of the room and state your  
14 name also in the microphone. So the floor is open.

15 MS. INUTIQ: My name is Jeannie Inutiq.

16 There was a person who made a statement on the  
17 table there, I believed, about the impact on the  
18 wildlife. However, I grew up in Nanisivik, and I  
19 was -- we lived there at the closure of the mine as a  
20 family.

21 At that time, at least from the outside, the  
22 animals didn't display any unnatural behaviour. There  
23 was also a lake situated close to Nanisivik when  
24 explosions would go off at a set time, the houses would  
25 shake, and the people of Arctic Bay would go fishing at  
26 that lake. There was caribou around the vicinity of

1 the mine. And usually on the weekends, my husband  
2 would go to the north side. He once caught three  
3 caribou and returned on the same day. And we went seal  
4 hunting on the newly formed sea ice, we caught seal,  
5 and I actually caught a seal right next to the dock in  
6 Nanisivik.

7 We've heard that families broke up. Based on my  
8 own experience, actually our family got together in the  
9 mine. When we had to return back to Arctic Bay, I was  
10 unable to see some of my children because, in  
11 Nanisivik, everything was so structured. When we went  
12 to Arctic Bay, I kind of left them alone.

13 I was also a participant in the work-ready  
14 program, and I support your project, and hopefully, I'm  
15 understandable. Thank you.

16 MR. COTE: Thank you for those comments.  
17 I'll give Baffinland an opportunity to respond.

18 MR. MISSAL: Thanks very much, Damien.

19 Not too terribly much to say, as you said, it was  
20 a comment. Other than to, you know, thank you for  
21 sharing that with us, and thank you for mentioning  
22 work-ready program, and if anybody wants to talk to us  
23 more about the work-ready program, it's a little bit --  
24 obviously a bit separate from our Water Board hearing  
25 work, but if you want to talk -- speak to any of us  
26 from Baffinland about that, we can definitely talk to

1       you when we're finished tonight.

2       Thank you.

3       MR. COTE:                       Thank you, Baffinland. We're  
4       going back to the floor. Go ahead.

5       MR. KILLIKTEE:                Thank you. I was very -- I  
6       was getting ready to speak up, started being silent.

7       Thank you, Mr. Chairman. My name is Jaykolasie  
8       Killiktee, the Mayor of Pond Inlet.

9               Firstly, I want to again welcome the new people  
10       who arrived this afternoon and who have come to attend  
11       the public hearing for the water licence hearings. I  
12       would like to welcome you, one and all, especially  
13       those who arrived this afternoon.

14              While you are in Pond Inlet, if you experience  
15       anything inhospitable or if you experience any hunger  
16       while you are visiting our community, please inform us  
17       so we can resolve any problems you may run into. So  
18       please make sure you communicate with the hosts. It's  
19       very hard to resolve any problems when we're not aware  
20       of them.

21              So we continue to offer our hospitality and to  
22       welcome visitors to our community, and yet again, as an  
23       offer -- while I'm still trying to welcome you, many of  
24       you will start leaving after this hearing.

25              Thank you, Mr. Chairman. Many of you have been  
26       commenting on -- I may be commenting on -- I don't have

1     any specific questions, so, first of all, I wanted to  
2     express my gratitude to Baffinland that whenever a  
3     public hearing is in Pond Inlet, they provide a  
4     presentation, and they also offer a lot of information  
5     that's available to the public on the walls, so we're  
6     grateful for that information you have been  
7     disseminating to our community residents, and we're  
8     happy to receive the responses you provide. So first  
9     of all, my gratitude to Baffinland.

10        As Inuit, we're not animal activists by any means.  
11     I think everyone's aware of that fact. I think you've  
12     heard, on more than one occasion, where Inuit have been  
13     protective of animals and their environment.

14        With respect to the project footprint area as well  
15     as the marine component where they want to ship the ore  
16     through, it is one of the prime harvesting areas of  
17     Pond Inlet residents, the route that Baffinland is now  
18     proposing. Although I've stated we're not animal  
19     rights activists by any means, unlike southerners, we  
20     don't have the ability to farm off our lands, and,  
21     therefore, our marine mammals and our terrestrial  
22     animals are the equivalent of our farm animals.

23        Whenever we refer to wildlife, this is primarily  
24     due to the fact that wildlife are our sources of  
25     sustenance, and we want to ensure we protect our  
26     wildlife for future generations.

1           If I were -- grew up in the south, and I was an  
2   agrarian, and my farm was damaged, I would clammer for  
3   compensation, and in that reciprocal way, Inuit  
4   consider wildlife as their farm, and I think it's been  
5   mentioned on more than one occasion that -- of the  
6   special relationship between Inuit and wildlife.

7           Whenever you go to a land that hasn't been  
8   inhabited for a while, it's generally quite pristine.  
9   The waters and the lakes are very clean. And the area  
10  around Milne river, specifically around Deposit No. 1  
11  where they want to develop a mine, the Inuit preference  
12  would be to see a nice, clean site with no unsightly  
13  facility to keep the environment and the waters clean  
14  and pristine and to ensure the marine environment as  
15  well is protected. If that's the kind of outlook or  
16  objective that the company holds, then we are on the  
17  same page.

18          With the development of Mary River, Inuit have  
19  generally had a lot of concerns on these issues. We  
20  are aware of mining operations outside of Nunavut where  
21  some of the lakes are so contaminated that the lakes  
22  cannot be used by any humans, the fish cannot be  
23  harvested and some of the lands cannot be used due to  
24  their contamination based on our knowledge of these  
25  past experiences. That's why we're so protective of  
26  our environment, and although we don't like to think of

1 negative thoughts, that's, to us, is a worst-case  
2 scenario.

3 It's something -- it's something we know occurs in  
4 other parts of the world. I know for a fact, which  
5 we've heard also on the news, there was an incident in  
6 the south where the waters were so contaminated, the  
7 fish were unsafe to eat, and the water was unsafe, and  
8 so we are aware of other occurrences outside of  
9 Nunavut, and that is the biggest concern Inuit have.  
10 Additionally, a lot of Inuit will never revert to the  
11 western diet, primarily due to the fact we've never  
12 grown up with store-bought items, and that's why the  
13 older generation as Inuit, we tend to revert back to  
14 wildlife as our foundation -- as being our foundation.

15 Another concern which I hold, which is shown on  
16 the map, is related to sewage lagoons. Even if the  
17 treated water is discharged to Mary River, it's still a  
18 concern. Baffinland has been very clear in detailing  
19 how they will clean up the sewage, and that will be  
20 treated prior to its discharge, but Inuit are loathe to  
21 drink any water near any kind of sewage lagoon, and  
22 even if someone says it's safe, we still treat it with  
23 suspicion. I think that's why Inuit consider this as  
24 the biggest concern, even if you treat the sewage water  
25 and discharge it, Inuit will still continue to have  
26 concerns.

1           I think we've had experience and are aware of  
2   other organizations that have stated that they will  
3   protect the environment such as DFO, Natural Resources,  
4   Environmental (sic) Canada, and other departments that  
5   have voiced their regulatory role. Even though that  
6   may be the case, residents of Pond Inlet continue to  
7   hold concerns, which is why we're voicing them.

8           We believe and the wage economy -- and we  
9   appreciate that there will be jobs opening, but the  
10   caveat always appeared, and that's -- that's our top  
11   priority is to protect the environment and to ensure  
12   our waters remain clean, and that includes the marine  
13   water.

14          The Mary River review comments about rivers and  
15   discharging treated sewage water is something I wanted  
16   to voice, and I'm just adding my comments to what the  
17   Mary River review committee alluded to earlier in their  
18   presentations, so I would like to thank one and all for  
19   this opportunity and especially the Water Board Members  
20   for listening to our concerns, as well as their Staff.  
21   We are very appreciative of your time, and we are quite  
22   aware, as Pond Inlet residents, that due to Mary River  
23   that everybody's working to our best interests and to  
24   protect the environment.

25          And one of my own personal objectives, which I've  
26   stated to the Mary River review committee, we have to



1 have a safe, clean, clear mine operation if Mary River  
2 is to proceed, so we have to ensure it's done in the  
3 safest manner, and to ensure our residents are not  
4 placed in any hazardous situation and to not denigrate  
5 our environment.

6 I will stop there for now and am grateful for the  
7 opportunity to speak, and I'm also very happy that Pond  
8 Inlet residents are provided an opportunity to voice  
9 their concerns and their comments as ordinary residents  
10 of the community. And again, we'd like to welcome the  
11 Nunavut Water Board, their Staff, and the organizations  
12 attending. Thank you.

13 MR. COTE: Thank you, Mr. Mayor, and  
14 thanks, again, welcoming all of us so warmly to Pond  
15 Inlet.

16 You made mention of a few parties in your remarks.  
17 I'll open it up both for Baffinland, and I also heard  
18 quite a few agencies being mentioned, so the floor is  
19 open. Perhaps we can start with Baffinland, and if  
20 there's anything from the agencies, then we'll go to  
21 you afterwards. Go ahead, Baffinland.

22 MR. MILLARD: Thank you, Damien. Thank you  
23 very much, Mr. Mayor, for making those comments,  
24 because I think they're very important comments because  
25 I think what's important for everyone to keep in mind  
26 that's here this evening is this is a very big process

1     that this project has been going through that started a  
2     very long time ago, and it's been about five years now,  
3     pretty much five years ago when Baffinland first put  
4     its project description in to the Nunavut Impact Review  
5     Board.

6             During that five years, there's been a great deal  
7     of communication and dialogue that's gone on with the  
8     communities in the North Baffin, as well as with Cape  
9     Dorset and Kimmirut as well. Baffinland's put a lot of  
10    effort into making sure the communities are as well  
11    informed as possible. We've had a number of workshops  
12    that have taken place, with some of them even being  
13    located at Mary River, where some of the people who are  
14    here tonight had the opportunity to come and visit Mary  
15    River and see some of the site firsthand themselves.

16            And of course, this whole process has come about  
17    as a result of the Land Claim Agreement, which, you  
18    know, has determined what we have to do through the  
19    NIRB process, and now the reason we're here, through  
20    the Nunavut Water Board process. And throughout that  
21    whole process, there's a tremendous amount of  
22    involvement of communities and Inuit in this process,  
23    and we've had a lot of input during the last five  
24    years. We've made modifications to the project as a  
25    result of things that we've heard in the communities,  
26    and the people have had a direct impact in getting this

1 project to where it is today, and it's taken an awful  
2 long time, but now we're getting very close.

3 So we're at a very important point here, and  
4 it's -- I think it's very significant that we have all  
5 five North Baffin communities being represented here  
6 tonight and throughout this Water Board hearing  
7 process, and I think a lot of effort has been put into  
8 this, and obviously, we're grateful for it, but, you  
9 know, we hope that everyone else has also benefitted  
10 from being part of the process as well.

11 Thanks, Damien.

12 MR. COTE: Thank you, Baffinland. Did  
13 anyone from any of the agencies wish to comment?  
14 Seeing no one, then we'll return to the floor for any  
15 questions, comments.

16 MR. OMIK: Hi there. I'm ecstatic to  
17 see -- I'd like to welcome the Nunavut Water Board. I  
18 live just up the street here. If you look for my  
19 house, you're welcome to come in, and perhaps you could  
20 find it by asking where I live. And to the Baffinland  
21 representatives, thank you, and thank you for returning  
22 continually to our community, as well as the Government  
23 representatives and the Nunavut Water Board Staff,  
24 welcome to our community.

25 I'm just a regular hunter these days, but I know  
26 that Baffinland knows me because I continue to go

1 hunting in their vicinity, and I sometimes go past Mary  
2 River when I'm fine and on a hunting trip.

3 Today, to everyone present, I'd like to make this  
4 comment, it's to everyone here, we all know that in  
5 1970, David Aglukark and I started the land claim  
6 process all the way up to 1996, and we were working  
7 towards the best interests of Inuit. Josiah Kadlutsiak  
8 was one of our leaders at the time, and some of them  
9 have passed on unfortunately who were the leaders of  
10 the 1970s.

11 As the second generation, our priority was to  
12 protect Inuit interests, whether it be land-based,  
13 whether it be future Inuit lands, whether it be  
14 wildlife habitat, birthing/calving areas, as well as  
15 the future governance, as well as the Inuit political  
16 arena. I know that we have to make some -- at that  
17 time, we had to also look at the geological properties  
18 of the lands, because we were allowed to select lands  
19 for development purposes.

20 So to that end, the Inuit in the community  
21 identified lands, and perhaps David, who is now on the  
22 Nunavut Water Board, was one of the Inuit who had  
23 expectations about development in the future, that we  
24 would eventually see a mine developed on Inuit lands,  
25 that the jobs would open up. And representing the  
26 Inuit of that era, we were looking at the young people

1     when we were -- we used to have big time -- or big  
2     issues to deliberate on as to what are our youth going  
3     to do in the future, what opportunities will we leave  
4     for our descendants.

5             In negotiations with the Federal Government, they  
6     do -- the Federal Government does offer welfare, but as  
7     most of you may know, the high cost of food here  
8     prohibits people from obtaining a healthy food basket  
9     with the allowances they get. So what opportunities  
10    are we going to leave to our youth?

11            As we were identifying these lands, again we were  
12    negotiating with the Government, we lost some of the  
13    prime pieces of land. We were, fortunately, able to  
14    grab some mineral resource areas, and a lot of what we  
15    worked towards is where we're at today. It's taken  
16    many years to reach this process.

17            Again, I'm just -- I haven't been involved, but  
18    I've heard about it, with the Nunavut Land Claims  
19    Agreement in place, it seems sometimes we are left in  
20    the cold, and we sometimes hear about possibly a bad  
21    outcome due to the bad planning perhaps, whether we  
22    hear about Nunavut Tunngavik, QIA, Environment Canada.  
23    Again, every one of these agencies are listed in the  
24    Nunavut Land Claims, even the HTOs are mentioned in the  
25    Land Claim. They are here representing their  
26    interests. I know that I am represented very well by

1 the various organizations present at this hearing. I'm  
2 not trying to say that I'm being misrepresented, I'm  
3 not saying that, but I know for a fact that I haven't  
4 been misrepresented. As Mary River has started  
5 developing whenever I go to Mary River, we are very  
6 welcomed, and sometimes we are even given a place.

7 The mineral Deposit No. 1 that Inuit selected was  
8 selected for future development. With that  
9 being the case, when we look at the local municipal  
10 governments, let's say Pond Inlet, Arctic Bay, and  
11 perhaps Clyde River, Igloolik, and Hall Beach, these  
12 will be the most impacted communities by the project  
13 and contained within the Nunavut Land Claims Agreement.  
14 In my estimation, it seems they're not even included.  
15 The HTOs, the institutions of public government have  
16 the most power under the Land Claim, at least the way I  
17 perceive it. I've pretty much finished my commentary.

18 Now, to Baffinland, to the Water Board, I have a  
19 few statements. If you would like to respond, you may.

20 Today, the Nunavut Water Board conducts public  
21 hearing and a technical review, which is attended by  
22 experts. I don't know whether they're scientists or  
23 particularly lettered university researchers.

24 To use myself as an example, if I were to go to  
25 Ottawa, Edmonton, or Vancouver, and I were going to  
26 conduct a bird study, and let's say I had a two-week

1 field season, I don't even think I would find out  
2 within that two-week period where the birds go in those  
3 cities, where they nest, where they roost. And yet, I  
4 said, based on my experiences up here, I'm one of the  
5 esteemed experts.

6 So to the Water Board, to Nunavut Tunngavik, you  
7 have to support the residents because we can be  
8 involved in research. We can be involved in actual  
9 research pretty much like the scientists in the  
10 university researchers conduct. We can write up the  
11 research, we can take pictures, and a lot of times  
12 we've observed how they conduct research, and perhaps  
13 we may even conduct better research than the  
14 scientists. There may even be some new discoveries  
15 based on truth and not theoretical issues. I wanted to  
16 make that comment in front of the entire group that's  
17 going to be dealing with this issue.

18 As I stated earlier about our youth, one of our  
19 biggest worries of the day back then was what kind of  
20 opportunity will we provide to the youth, which is why  
21 I'm fighting to see this developed. I want to see this  
22 proceed to the next step. When you become a  
23 wage-earner, as you age, you may note we are having  
24 difficulties in trying to look after our grandchildren,  
25 and someone voiced already, since they don't eat the  
26 country foods, we have to purchase store-bought foods.

1 I think every community is in that same situation.

2 I've observed and noted that, within the Land  
3 Claim, that the parties are trying to follow the  
4 agreement to the letter to try to fulfil it, and that's  
5 why I'm not worried. Now, with respect to rivers and  
6 lakes, practically every year, the water is renewed,  
7 and I know for a fact that every year, the water is  
8 flushed out and replaced by other waters.

9 And secondly, the marine environment, the sea here  
10 completely oxidizes metal and rusts it. Especially  
11 marine water will eat away at metal even without any  
12 kind of acidification.

13 Additionally, another thing you have to be aware  
14 of as the Nunavut Water Board is that the communities I  
15 mentioned have the same type of lands and projects.  
16 Maybe not to the extent that we are being faced with.  
17 We also have a dump here in Pond Inlet, and the -- it  
18 actually is downstream of -- it discharges and seeps to  
19 the marine area, so we no longer hunt in that  
20 particular location. I'm not trying to be -- or rock  
21 the boat, but I'm just trying to ensure we prepare for  
22 our future.

23 This is my question, and the last one -- my last  
24 question here I'd like to pose to Baffinland. There is  
25 a road, a Tote Road from Milne Inlet to my daughter's  
26 namesake Mary River. There's quite a number of Mary's



1 in this room. It's usually pronounced wrong. The  
2 crack is actually in the butt, in the behind. When we  
3 hear about nilooyak (phonetic) as being the crack when  
4 we go to Baffinland or to the Water Board or to the  
5 Nunavut Government, we hear that it's called Mary  
6 River, but I think we should all come up with the same  
7 nomenclature.

8 So my question to you is, I spoke to this issue,  
9 and about the Tote Road and perhaps the future railroad  
10 from Mary River to Steensby. As a hunter, if you  
11 happen to be in a place where all the animals are  
12 scared, you go all over the place, trying to locate  
13 them. And again, we're talking about animals that  
14 haven't been bothered by anybody and that are just in  
15 their natural cycle, but here in Pond Inlet, we've run  
16 into our own set of difficulties just so people are  
17 aware due to this main reason. Our main routes, can  
18 they -- can there be assistance to the hunter to make  
19 the route more accessible, or will the company work  
20 with the hunters to alleviate the barriers we face in  
21 the environment, because if you do not assist the  
22 hunters, the hunters may turn around and no longer  
23 support the project.

24 If there are specific areas where the company is  
25 willing to assist the hunters, then that will be  
26 another group that will put their support behind the

1 project, and again, we're talking about between here  
2 and Steensby, there's a lot of terrain that -- and it's  
3 quite obvious that there are certain sections that are  
4 impassible, so it would be prudent for the company to  
5 ensure that where there's impassible areas that they  
6 make a cross-over or some kind of a crossing pathway.  
7 So that's my question. Thank you.

8 MR. COTE: Thank you, sir. There were I  
9 think a few questions in there. The Water Board will  
10 provide an answer. Before we do so, I'll pass it to  
11 Baffinland for the questions that were targeted to  
12 them.

13 MR. MISSAL: Greg Missal with Baffinland.  
14 Thank you, Damien.

15 I'd like to thank Sam for those comments. Sam has  
16 always been a supporter and comes to most all of our  
17 meetings here in Pond Inlet when we're here, so it's  
18 always appreciated to hear from him.

19 Sam's brought up some of the issues -- or the  
20 issue that he raised at the end of his comments  
21 regarding some hunter access. We've talked with Sam a  
22 little bit more about it. It's things like stream  
23 crossings in some locations. There's some rock faces,  
24 some steep areas. And when we talked with Sam about it  
25 before, you know, we said that's something that we --  
26 you know, we'll sit down with the HTO or -- and some of

1     their members and see what -- if there is something we  
2     can do where -- we can't guarantee that we can fix all  
3     of these issues, but that we're willing to talk with  
4     them and see what they see as barriers to some of their  
5     routes, and see if there is a solution, a practical  
6     solution that fits in with what we're doing.

7             So thanks again for bringing that up, Sam.

8     MR. COTE:                     There was a mention in a  
9     question I think targeted to the Water Board with  
10    respect to community -- representatives from the nearby  
11    communities of Arctic Bay, Hall Beach, Igloolik, and  
12    Clyde River. I realize people have come to our meeting  
13    today at various occasions, but just to share this with  
14    everyone again, for the purposes of our public hearing  
15    and the community sessions here, the Water Board has  
16    undertaken, as was requested at our technical meeting,  
17    to bring community representatives from four  
18    communities.

19            So the Water Board did that and brought to this  
20    public hearing community representatives from Hall  
21    Beach, Igloolik, Clyde River, and Arctic Bay, and  
22    looking around, I see that many of them are working  
23    just as many hours as we are this week, and we're  
24    grateful to have them among us today, so we are  
25    benefitting from their input as well this week.

26            I'll pass it over to Ben Kogvik for more --

1 another answer to another question, I think, which was  
2 targeted to the Water Board.

3 MR. KOGVIK: Thank you, Mr. Chair. I want  
4 to add to his statement. First of all, I want to say  
5 that I'm glad to see Sam, and he knows very well the  
6 Nunavut Water Board's processes, as he has sat on the  
7 Board in the past.

8 As I have stated, the procedures for the Nunavut  
9 Water Board, when the Nunavut Water Board is  
10 contemplating issues such as requests made to the Water  
11 Board, we take into consideration Inuit traditional  
12 knowledge, and that we're very proud of, along with  
13 information from actual scientists -- real, not actual  
14 scientists, but scientists from down south, and we put  
15 the information together to find out which is the best  
16 solution, and we do use those information to come to a  
17 decision, and I wanted people to know that. Inuk does  
18 know this, but I wanted to inform the others about  
19 that. Thank you.

20 MR. COTE: Thank you, Ben. Hopefully  
21 that answers many of the questions that were raised.  
22 I'll turn it back to the floor for additional questions  
23 and comments.

24 MR. KUPPAQ: Can you hear me? Am I on?  
25 Thank you, Mr. Chair. I am Timothy Kuppaq from Hall  
26 Beach.

1           It's not a question, just a statement I will be  
2     stating. I won't point anybody out. I won't try and  
3     hurt anybody at all. I will make a flat statement, not  
4     a question.

5           I have been born a very long time ago now, and I  
6     have been born inside a snow igloo, and while I was  
7     growing up by dog team and seal oil lamps, I grew up in  
8     that tradition, and when they only ate animals, that I  
9     grew up in that tradition. For that reason, I feel  
10    very strongly the words, statements made by Pond Inlet  
11    people as their animals will be most affected in their  
12    ocean and at Milne Inlet.

13          For that reason, I support very strongly the  
14    people of Pond Inlet, but also at town hall meetings,  
15    I've never heard anybody say this: How can we protect  
16    our youth? I've never heard anybody say that, and I  
17    was thinking this -- well, it's not my only thought. I  
18    don't want to hurt anybody, but today and perhaps  
19    tomorrow, if the weather is fine, we will see youth  
20    outside playing hockey sticks -- or with hockey sticks.  
21    That's the only thing left for them to do. They're  
22    always welcome. They always welcome people, and  
23    they're not fighting anybody, or they're not against  
24    anybody. Those youth are always open and welcoming.  
25    How can we start to help these youth? How else can we  
26    help these youths? The programs, things that we use to

1     try and help them with, we can't really use to help  
2     them with now due to the fact that the laws of the  
3     government created by the government are holding us  
4     back in respect to how we can help our youth.

5             As Solomon had stated, he made a true statement,  
6     even though we're fathers and mothers, they know that  
7     if you boil a fish, their child or grandkid, when they  
8     come in, they'll say, What's that horrible smell. And  
9     that is completely true, Solomon, that statement. So  
10    let's try and protect our youth as we protect our  
11    animals.

12            For that reason, Baffinland group, I'm tired of  
13    waiting for them to get their project. I support them  
14    so much. Hurry up and get your project off and running  
15    so we can start to help our youth. If at least one  
16    youth decided to think -- if one youth thought, I'm  
17    glad I got money, and since he is happy, he can think  
18    that if I get more money, I'll get -- I'll be even  
19    happier. That's my only statement. Just a statement.

20            Thank you.

21    MR. COTE:                    Thank you for the comment. I  
22    have a note on process. I've consulted my Chairman, we  
23    will continue, assuming there are more questions and  
24    comments for approximately 10, 15 more minutes. We  
25    were planning on ending -- we were scheduled to end at  
26    9, but I think we're happy to continue a little longer.

1 If there are any more comments and questions, I think  
2 we'll go on for another 10, 15 minutes.

3 MR. C. SANGOYA: Thank you. The Water Board  
4 and the Nunavut Impact Review Board with my  
5 understanding from them, and perhaps I'll have a  
6 question, and then I got a statement from them.

7 This morning I stated that us Inuit hunters, there  
8 are many roadblocks from either the Water Board or  
9 Fisheries and Oceans, that's completely true, and we  
10 were supposed to be treated equally with the companies,  
11 but Baffinland had been improved, and they hadn't  
12 informed the HTO beforehand.

13 Within the Land Claims Agreement, the HTOs do have  
14 power and muscle, and they will need to be used if our  
15 hunting areas will be used from Milne Inlet to Pond  
16 Inlet, and from Milne Inlet to Mary River and beyond.  
17 These procedures -- these areas will have to be used,  
18 and the routes for marine and terrestrial routes,  
19 they're all our hunting areas.

20 And the other statement, the Water Board, one of  
21 them -- the Water Board is protecting all sites with  
22 fish, and they're stated that mining companies can't  
23 work near those areas, but we've seen already that the  
24 lake with fish at Mary River is being used for water  
25 and for discharge, and when they breed, the fry go into  
26 the little lakes, ponds connected to them, and all

1     those ponds are just dumping sites for waste rock. But  
2     either the Nunavut Water Board or DFO did not say  
3     anything about that, but if we did that, they would  
4     shut us down immediately. And for that reason,  
5     Baffinland is breaking NIRB's or DFO's rules, but so  
6     what.

7             And caribou routes, as hunters we've seen them,  
8     and they called it a hill yesterday, it's not a hill.  
9     The lake is called Ratituq (phonetic), an area towards  
10    Igloolik has been closed and shut down, and the trails,  
11    caribou trails, has been closed down too in the area  
12    with the hill. These roads have closed off the  
13    caribou's migration routes. The Nunavut Impact Review  
14    Board didn't do anything about it. We Inuit were told  
15    not to do anything like this. We weren't even allowed  
16    to cache caribou meat up there. Won't it be okay?  
17    Will they just be approved when they have destroyed the  
18    lands and routes? They can be approved, but we're  
19    called criminals. They're just visitors; they should  
20    take second precedents.

21            Jobs are created. As per their statements,  
22    written statements, not all Pond Inlet people will have  
23    jobs. They say they gave Pond Inlet people jobs, but  
24    every year I go up there to look at them, and they're  
25    all from Newfoundland. There was never any Pond Inlet  
26    people working there. They say they're trying to



1 protect us, but there are always more Newfoundland  
2 people working up there, and this is the absolute truth  
3 because we see it yearly.

4 And hunters that go up there aren't welcomed any  
5 more. Two groups of hunters were turned away or  
6 unwelcomed this winter. Last year, they were okay, and  
7 they were welcoming and the year before, but this year,  
8 no. Looking into the future, it seems to be this is  
9 what they're saying to me, the hunters and Baffinland  
10 will be enemies.

11 Mr. Chair, I want you to notice and realize this,  
12 that we were living here first. We need to be listened  
13 to also. What these guys want is desirable, but  
14 they're not the only ones. There will be negative  
15 impacts from this.

16 Thank you.

17 MR. COTE: Thank you, sir. What I'll do  
18 in response is I will give Baffinland an opportunity to  
19 respond, I will then invite DFO, should they wish to  
20 comment, as DFO was mentioned, and I'll invite Teresa  
21 Meadows with the Water Board to offer some remarks on  
22 behalf of the Water Board.

23 So, Baffinland, go ahead.

24 MR. MILLARD: Thank you very much, Damien.

25 So Caleb made quite a number of comments, I think  
26 most of which we've heard previously over the years of

1 coming to meetings here. I'll just go through them  
2 quickly again.

3 I think the first thing that Caleb talked about  
4 was Baffinland getting special treatment or not having  
5 to follow rules. I think from a Baffinland  
6 perspective, I'm not aware of any rules we haven't  
7 followed. I think we as a mining company are watched  
8 very closely in terms of the things we do and any of  
9 the impacts that we are making. We're very careful in  
10 terms of reporting. We think we're very respectful in  
11 terms of the land. We're very respectful in terms of  
12 talking to the communities. We come and visit the  
13 communities in the North Baffin very regularly in Pond  
14 Inlet as well as the other four North Baffin  
15 communities, and as I said, I'm not aware of any rules  
16 that we have broken at any point in time along the way,  
17 and we certainly don't believe that we get any special  
18 treatment.

19 Regarding the HTO, and I think Caleb said that we  
20 didn't ask for their approval, I think there's a few  
21 important facts that we need to talk about in terms of  
22 the HTO. Going back a number of years, back five, I  
23 guess it's five, six years ago, Baffinland initiated  
24 what is -- has been the largest traditional studies,  
25 tradition knowledge studies that has ever been  
26 undertaken in the North Baffin for the Mary River

1 Project. Those traditional knowledge studies included  
2 all of the HTOs and HTAs from the North Baffin  
3 communities. They were extensively involved in the  
4 collection of that traditional knowledge.

5 In addition to that, the HTOs and HTAs have been  
6 provided all of the environmental assessment  
7 information throughout the Nunavut Impact Review  
8 Board's process. They've actively participated in  
9 workshops that have occurred at the Mary River site or  
10 in the communities, when they've been conducted in the  
11 communities. When we travel to the communities for  
12 community meetings, we almost always arrange meetings  
13 with the hamlet council.

14 You know, Jaykolasie is here tonight; he can tell  
15 you that when we come and meet with them, HTO members  
16 join the hamlet council here in Pond Inlet and get  
17 regular updates from us in terms of what our plans are  
18 or what we're doing with the project. The HTO is a  
19 very involved group with the review process for Mary  
20 River, and they've done a good job providing  
21 information all along the way and feedback to us,  
22 valuable feedback, and we appreciate the contribution  
23 that they've made.

24 Regarding jobs at Mary River, as we talked about a  
25 fair bit last night, but I'll go over it again because  
26 it's come up, the work at Mary River has been very

1 seasonal up until this point. There was one year in  
2 2008 when the bulk sample work was done, and that  
3 required a number of people from the communities in the  
4 North Baffin to work there. We had almost 200 people  
5 from the North Baffin communities working there, but  
6 that's been the only year when there's been regular  
7 work there. Other than that, it's been seasonal work.  
8 Some years we've had bigger programs than others. In  
9 some years, there's been very small programs or almost  
10 no programs, like in 2009. That was a year when the  
11 company was having a difficult time raising money to do  
12 work, and essentially very little happened on the site.

13 So I think from a community perspective, it  
14 probably is challenging to understand, you know, why  
15 there's been the ups and downs of employment at Mary  
16 River, but there hasn't been sustained work that's been  
17 going on at Mary River on a year-around basis, but  
18 that's the point we're at now where we'll finally be  
19 able to start doing year-round work with the  
20 construction of the mine site. Once the construction's  
21 completed, then we'll go into full operations at the  
22 mine site, year-round operations. So you will see a  
23 difference in terms of the number of people that are  
24 going to be involved and working at Mary River. We  
25 haven't -- we haven't been at the stage that we're at  
26 now before this time, so things are very different

1 starting now.

2 And then finally, Caleb made the comment about  
3 hunters not welcome at the site. I've never heard that  
4 hunters have not been welcomed at the site. They're  
5 always welcomed. They're given meals. If they need  
6 fuel, that's provided. We consider the hunters an  
7 important part of the area and the region that we work  
8 in, and we'll certainly continue to cooperate with  
9 them.

10 So thanks for the opportunity to respond to those  
11 points.

12 MR. COTE: Thank you, Baffinland. Would  
13 anyone at DFO wish to comment?

14 MS. WILLISTON: Good evening. It's Georgina  
15 Williston for DFO. I thank Caleb for his comments. He  
16 had some good ones before that. Also I've tried to  
17 talk with him a little bit and get some more  
18 information.

19 The comment about -- I guess the Fisheries Act  
20 applies to all Canadian Fisheries waters, so we review  
21 Baffinland's project the same way we review anyone  
22 else's, so there's no distinction between anyone  
23 applying to DFO for an authorization. We review  
24 everyone's the same way. So just to make that clear.

25 If anyone else wanted to talk to me about a  
26 project, I've heard the hamlet wants to put in a

1 bridge, by all means, we review everyone's application  
2 the same way.

3 There was another comment about -- it was maybe  
4 the Water Board talked a little bit about the Water  
5 Board protecting areas with fish. DFO also will  
6 protect areas with fish and fish habitat. We review  
7 any sort of infrastructure crossings, water intakes,  
8 sewage outfalls for impact-sufficient fish habitat.  
9 The water quality is done by our colleagues at  
10 Environment Canada or Aboriginal Affairs.

11 And I've heard a couple times now about rocks  
12 being dumped into water bodies or lakes and not -- I've  
13 been to Baffinland site. I haven't seen this. Maybe  
14 perhaps afterwards I'll talk to Jim Millard, who is at  
15 the site often, and maybe he can help clarify this for  
16 us, but as far as I know, DFO has not approved  
17 Baffinland to dump waste rock into any lakes, and if  
18 they wanted to do that, that would involve a DFO  
19 review, and we would have to determine if that was  
20 acceptable or not.

21 And that's all I have. Thank you.

22 MR. COTE: Thank you, DFO. I'll pass it  
23 to Teresa Meadows for the Water Board.

24 MS. MEADOWS: Thank you, Damien. Teresa  
25 Meadows, legal counsel for the Nunavut Water Board.

26 Speaking on behalf of the Board, I can assure you,

1 the same as Georgina did for Fisheries and Oceans  
2 Canada, that the regulatory process that's been  
3 applicable to Baffinland Iron Mines Corporation is  
4 exactly the same regulatory process that would be  
5 applicable to anyone applying for a Type "B" licence,  
6 originally when they applied for their Type "B"  
7 licence, to authorize advanced exploration and a bulk  
8 sample, and now subsequently, the application for the  
9 Type "A" water licence.

10 The process is exactly the same as anyone who  
11 would be applying, but I also want to reassure you and  
12 make it clear that no decision has been made with  
13 respect to the Type "A" water licence. That's the very  
14 reason that we are here for the public hearing with  
15 respect to the Type "A" water licence. The Board has  
16 made no decisions, and they are in your community, in  
17 Pond Inlet, and they've invited the community  
18 representatives from the other four communities to hear  
19 from you. We are here to listen, we are here to hear  
20 all the evidence, and then the Board will be making its  
21 decision. So no decision has been made at this point.

22 You may have heard discussions throughout the day  
23 today and yesterday with respect to what was called a  
24 draft water licence. That is not a licence that's been  
25 drafted by the Water Board. That was a licence that  
26 was prepared as a tool to assist in narrowing the

1 issues that were discussed at this hearing by  
2 Baffinland Iron Mines Corporation and with some  
3 consultation from some of the other parties, but the  
4 Nunavut Water Board has not prepared a draft licence,  
5 has not made any decision at this point and is here  
6 simply to listen, as we always do in the public  
7 hearings that we have, with respect to any Type "A"  
8 water licence that is before us.

9 Thank you.

10 MR. COTE: Thank you, Teresa. As per my  
11 earlier comment, I think at this time, we'll be  
12 prepared to entertain one more question or comment. We  
13 apologize if you were hoping to ask questions. Do  
14 remember that tomorrow morning again, under the  
15 guidance of our Chairman, we will reconvene in the  
16 public hearing that we've been carrying on for the last  
17 two days, but for the purposes of the community  
18 presentation and our session this evening, we'll take  
19 one more question, and then I think we'll adjourn with  
20 the permission of the Chairman for the evening.

21 So at this time, I'd welcome one more question  
22 from the audience.

23 MS. QUASSA: Whoa, I'm getting tired. Good  
24 evening, thank you. I'm Elisapee Quassa from Igloolik.

25 Before we lose our Baffinland people, I want to  
26 ask them a short question: You had planned to go



1 through Steensby, but that had been halted. Now, this  
2 summer, will there be ships travelling to Steensby to  
3 offload material, equipment? And are you discussing  
4 this, are you trying to buy it, or are there -- well,  
5 you need contractors for that side. That is my only  
6 question regarding Steensby Inlet, offloading at  
7 Steensby Inlet, or if it's being put up for sale while  
8 it's on hold. So I don't want to lose that, so I  
9 wanted to ask that.

10 Thank you.

11 MR. COTE: Thank you for the question.  
12 Baffinland?

13 MR. CURRAN: Thank you, Mr. Chair. Oliver  
14 Curran with Baffinland. Thanks, Elisapee, for that  
15 question.

16 So, yeah, as we've communicated earlier in our  
17 presentation with the early revenue phase, the company  
18 is still very much committed to the larger project, so  
19 eventually building the rail to Steensby Port, that's  
20 still very much an objective of the company, but due to  
21 the global economy, in order to get a portion of the  
22 project or to get the project underway, the capital  
23 investment required for the early revenue phase is much  
24 less. There's already an existing Tote Road. There's  
25 already existing infrastructure at Milne Port. So the  
26 early revenue phase is a much more tangible or do-able

1 aspect of the project, so that's where the focus is for  
2 2013.

3 So for this summer 2013, there will be no ships  
4 going to Steensby. There will be no construction at  
5 Steensby Port in 2013, but like I said before, it's  
6 still very much an objective of Baffinland to  
7 eventually be able to finance and build the larger  
8 project, which would involve the construction at  
9 Steensby Port and eventually moving ore through  
10 Steensby through Foxe Basin and Hudson Strait.

11 So I hope that clarifies your question, Elisapee.  
12 Thank you.

13 MR. COTE: Thank you, Baffinland. At  
14 this time, I'd like to thank everyone who came out this  
15 evening to attend this community session and last  
16 evening as well. I'd like to thank those who perhaps  
17 listened from home on the radio or even on the Internet  
18 somewhere on our planet. I believe thanks to all the  
19 agencies for their presentations and to all the  
20 interveners this evening. To our interpreters, to our  
21 sound technicians, and to our stenographer, thank you.

22 Mr. Chairman, with your permission I think at this  
23 time, we'd be prepared to adjourn the meeting.

24 THE CHAIR: Thank you, Damien, for  
25 chairing today's session, and I hope to reconvene  
26 tomorrow morning again at 9 AM, same place, same time.

1 We'll see you all tomorrow morning, and thank you for  
2 your patience.

3 (WHICH WAS ALL THE EVIDENCE TAKEN AT 9:44 PM)

4 \_\_\_\_\_  
5 CERTIFICATE OF TRANSCRIPT:  
6

7 I, Karoline Schumann, certify that the foregoing  
8 pages are a complete and accurate transcript of the  
9 proceedings, taken down by me in shorthand and  
10 transcribed from my shorthand notes to the best of my  
11 skill and ability.

12 Dated at the City of Calgary, Province of Alberta,  
13 this 8th day of May, 2013.  
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15  
16

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18 Karoline Schumann, CSR(A)

19 Official Court Reporter  
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## EXHIBITS

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Proposed Mary River Project Public  
Hearing Presentation, dated April 2013  
[English].

EXHIBIT 5 - Qikiqtani Inuit Association                      262  
Proposed Mary River Project Public  
Hearing Presentation, dated April 2013  
[Inuktitut].

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