



NWB Tools

Valerie Kogvek <valerie.kogvek@nwb-oen.ca>

## NIRB 16MN056: Notice of Release of Screening Decision Report for Agnico Eagle Mines Ltd.'s "Whale Tail Pit" Project Proposal

Info at NIRB <info@nirb.ca>

Thu, Aug 18, 2016 at 5:20 PM

To: tracey.mccaie@aandc.gc.ca, landsmining@aandc.gc.ca, georgina.williston@canada.ca, elizabeth.patreau@dfo-mpo.gc.ca, rob.johnstone@canada.ca, pnrean-pnreen@tc.gc.ca, karen.kharatyan@nwb-oen.ca, dirlands@kivalliqinuit.ca  
Cc: Ryan Vanengen <ryan.vanengen@agnicoeagle.com>, stephane.robert@agnicoeagle.com, jamie.quesnel@agnicoeagle.com, larry.connell@agnicoeagle.com, "Besner, Rachelle" <rachelle.besner2@canada.ca>, Distribution List <info@nirb.ca>

Dear Tracey McCaie:

Please find attached the Nunavut Impact Review Board's (NIRB or Board) Notice of Release of Screening Decision Report for Agnico Eagle Mines Ltd.'s (Agnico Eagle) "Whale Tail Pit" project proposal (NIRB File No. 16MN056). The Cover Letter and Screening Decision Report for this file are attached for your review.

**Therefore, pursuant to Section 12.4.4 of the NLCA and 89(1)(a)(i) and (ii) of the NuPPAA, the Board recommends to the Minister that Agnico Eagle Mines Ltd.'s "Whale Tail Pit" project proposal requires review pursuant to Article 12, Part 5 or Part 6 of the NLCA and Part 3 of the NuPPAA.**

As such, pursuant to Section 12.4.7 of the NLCA:

*Where NIRB indicates to the Minister that a proposal requires review, the Minister shall:*

(a) refer the project proposal to the Minister of the Environment for review, including a review of both socio-economic and ecosystemic impacts, by a federal environmental assessment panel in accordance with Part 6 where:

(i) the project proposal involves a matter of important national interest and a federal Minister determines that, for reasons stated in writing, the project proposal would be best reviewed under Part 6, provided that:

A. a review pursuant to this subparagraph shall occur only on an exceptional basis and shall reflect the primary objectives of section 12.2.5;

B. such determination shall be made within 90 days or within a further consecutive 90 day period where the federal Minister notifies

NIRB in writing that such an extended period is required to make the determination; and

C. such determination shall be made following consultation with the Minister of the Environment, the territorial minister responsible for the environment and NIRB; or

(ii) the project proposal is to be carried out partly within and partly outside the geographic area to which this Article applies, unless the Minister, the Minister of the Environment and NIRB agree that the project proposal will be reviewed pursuant to Part 5;

(b) notwithstanding paragraph (a)(ii), where the only activity relating to the project proposal to be carried out outside the geographic area to which this Article applies is the transportation of persons or goods, refer the project proposal to NIRB for a review pursuant to Part 5, unless the Minister determines that the transportation of persons or goods is a significant element of the project and that it is more appropriate for the review to be conducted by a federal environmental assessment panel in accordance with Part 6 and the Minister of the Environment agrees with that determination;

(c) where a proposal is not to be reviewed by a federal environmental assessment panel, refer the proposal to NIRB for a review of the ecosystemic and socio-economic impacts in the Nunavut Settlement Area; or

(d) where the proposal is not in the national or regional interest, inform the proponent that the proposal should be abandoned or modified and resubmitted to NIRB to be dealt with in accordance with Section 12.4.4.

The NIRB remains available for consultation with the Minister regarding this report as necessary. If you have any questions or require clarification, please do not hesitate to contact the NIRB's Executive Director, Ryan Barry at (867) 983-4608 or [rbarry@nirb.ca](mailto:rbarry@nirb.ca).

Best regards,

Natasha Lear

Environmental Administrator

Nunavut Impact Review Board

P.O. Box 1360 (29 Mitik)

Cambridge Bay, NU, X0B 0C0

Phone: [867-983-4600](tel:867-983-4600)

Toll Free: [1-866-233-3033](tel:1-866-233-3033)

Fax: [867-983-2594](tel:867-983-2594)

E-mail: [info@nirb.ca](mailto:info@nirb.ca)

Web: [www.nirb.ca](http://www.nirb.ca)

Public Registry: [ftp.nirb.ca](http://ftp.nirb.ca)

---

### 3 attachments



**160818-16MN056-Notice of Release of SDR-OT3E.pdf**  
151K



**160818-16MN056-Cover Ltr Re Screening Decision Report-OT3E.pdf**  
169K



**160818-16MN056-Screening Decision Report-OEDE.pdf**  
1775K