

**NIRB FEIS Conformity Determination Review Table 1.** Evaluation of the Agnico Eagle's submission(s) for the Whale Tail Pit Expansion Project proposal to determine whether, the submission(s) satisfies the minimum EIS requirements set out in NLCA Section 12.5.2 and NuPPAA subsection 101(3).

Note: Items highlighted in red signify that the section does not appear to meet the requirements of the minimum EIS Guidelines.

Requirements under Section 12.5.2 of the NLCA	Requirement under NuPPAA subsection 101(3)	Location within Project Proposal			Notes
		Volume	Chapter	Page Numbers	
(a) project description, including the purpose and need for the project;	(a) a description of the project, the purpose of, and need for, the project;	Volume 1	1.1 to 1.10	1-37	Presence of information verified. Quality of information to be assessed during technical review.
(c) anticipated effects of the environment on the project;	(b) the anticipated effects of the environment on the project, including effects associated with natural phenomena, such as meteorological and seismological activity, and climate change;	Volumes 4 and 5	4.2.3; 5.3.3.2; 5.5.3.5	77-79; 130-133; 167-169	Effects of the project on the environment are discussed in the referenced sections, as per below guideline. However, only Section 4.2.3 discusses effects of environment on project. (i.e. Geotechnical hazards including slope movement, differential or thaw settlement, frost heave, and ice scour - reference Section 5.3.3 provided does not contain a thorough discussion of subject information.)
(b) anticipated ecosystemic and socio-economic impacts of the project;	(c) the anticipated ecosystemic and socioeconomic impacts of the project, including those arising from the effects referred to in paragraph (b);	Volumes 4, 5 and 6	4.0 to 4.4; 5.0 to 5.5; 6.0 to 6.5	74-110; 112-177; 178-279	Presence of information verified. Quality of information to be assessed during technical review.
	(d) the measures proposed by the proponent to:				
(d) steps which the proponent proposes to take including any contingency plans, to avoid and mitigate adverse impacts;	(i) avoid and mitigate adverse ecosystemic and socio-economic impacts, including contingency plans,	Volumes 4, 5 and 6	4.0 to 4.4; 5.0 to 5.5; 6.0 to 6.5	74-110; 112-177; 178-279	Presence of information verified. Quality of information to be assessed during technical review. Lacking monitoring and mitigation plans as identified in Volume 8, Table 8.2-1.
(e) steps which the proponent proposes to take to optimize benefits of the project, with specific consideration being given to expressed community and regional preferences as to benefits;	(ii) optimize the benefits of the project, with specific consideration given to expressed community and regional preferences in regard to benefits,	7	7.4.1 to 7.4.2	304-305	Presence of information verified. Quality of information to be assessed during technical review.
(f) steps which the proponent proposes to take to compensate interests adversely affected by the project;	(iii) compensate persons whose interests are adversely affected by the project, and	7	7.4.2	305	Referenced as "n/a - compensation is confidential". No detailed non-confidential information provided. Quality of information to be assessed during technical review.
	(iv) restore ecosystemic integrity after the permanent closure of the project;	8-F	8-F.1	Full Document	Presence of information verified. Quality of information to be assessed during technical review.
(g) the monitoring program that the proponent proposes to establish with respect to ecosystemic and socio-economic impacts;	(e) any monitoring program of the project's ecosystemic and socio-economic impacts that the proponent proposes to establish;	Appendices 8-A to 8-F	8-A.1 (Waste Rock Management Plan); 8-A.3 (Thermal Monitoring Plan); 8-A.4 (Landfarm Design and Management Plan); 8-A.5 (Incinerator and Composter Management Plan); 8-B.2 (Water Management Plan); 8-B.3 (Water Quality and Flow Monitoring Plan); 8-E.3 (Groundwater Monitoring Plan); 8-E.4 (Conceptual Whale Tail Pit Offsetting Plan); 8-E.5 Operational ARD-ML Sampling and Testing Plan); 8-E.8 (Archaeology Management Plan); 8-F.1 (Interim Closure and Reclamation Plan)	Full Documents	Lacking monitoring and mitigation plans as identified in Volume 8, Table 8.2-1. The following plans were not provided to support the review of the FEIS Addendum, including but not limited to: Meadowbank Tailings Storage Facility Management Plan for Whale Tail Pit Expansion; Tailings Storage Facility Operation, Maintenance and Surveillance Manual; Water Quality Monitoring and Management Plan for Dike Construction and Dewatering; Landfill Design and Management Plan; Operation and Maintenance Manual - Sewage Treatment Plant; Air Traffic Management Plan; Transportation Management Plan - All-weather Private Access Road; Whale Tail Pit Hual Road Management Plan; Ammonia Management Plan; Bulk Fuel Storage Facility Environmental Performance Monitoring Plan; Emergency Response Plan; Hazardous Materials Management Plan; Oil Pollution Emergency Plan; Shipping Management Plan; Marine Mammal Management and Monitoring Plan; Spill Contingency Plan; 2018 Freshet Action and Incident Response Plan; Air Quality Monitoring Plan; Greenhouse Gas Reduction Plan; Erosion Management Plan; Aquatic Effects Management Program; Core Receiving Environment Monitoring Program; Habitat Compensation Monitoring Plan; Meteorological Monitoring Plan; Noise Monitoring and Abatement Plan; Socio-economics Management and Monitoring Plan; Occupational Health and Safety Plan; Terrestrial Ecosystem Management Plan; and Migratory Birds Protection Plan;
(h) the interests in lands and waters which the proponent has secured, or seeks to secure;	(f) the interests in land and waters that the proponent has acquired or seeks to acquire;	Volume 1	1.1.5	12	Presence of information verified. Quality of information to be assessed during technical review.
(i) options for implementing the proposal; and	(g) options for carrying out the project that are technically and economically feasible and the anticipated ecosystemic and socio-economic impacts of those options; and	Volume 1; Appendix 2-E	1.1; 2-E	1-13; Full Document	Presence of information verified. Quality of information to be assessed during technical review.
(j) any other matters that NIRB considers relevant.	(h) any other type of information relating to a matter within the Board's jurisdiction that the Board considers relevant in the circumstances.	Volumes 1, 2, 3, 4 and 7	Throughout documents	n/a	Presence of information verified for topics including but not limited to: technical innovations, Inuit Quajimaningit, consultation principles, significant effects analysis, valued ecosystem components, sustainability analysis, planned future developments and application incorporation of current facilities approved pursuant to Project Certificate 004.

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Note: Items highlighted in **red** signify that the section does not appear to meet the requirements of the minimum EIS Guidelines.

Requirements under Section 12.5.2 of the NLCA	Requirement under NuPPAA subsection 101(3)	Location within Project Proposal			Notes
		Volume	Chapter	Page Numbers	
	<b>Additional Items from Scoping Meetings of Whale Tail Pit Project:</b>				
	a) Project description	Volume 1	1.0 to 1.10-6	1-37	Presence of information verified. Quality of information to be assessed during technical review.
	b) Information on the use of Meadowbank mine facilities	Volume 1	1.2 to 1.3	13-29	Presence of information verified. Quality of information to be assessed during technical review.
	c) Gap between the closure of Meadowbank and commencement of Whale Tail; Whale Tail and Whale Tail Expansion project timelines.	Volume 1 and 3	1.4; 3.3	29; 58	Presence of information verified. Quality of information to be assessed during technical review.
	d) Shipping impacts to wildlife	Volume 3; Appendix 3-A	Table 3.4-2; 3-A (Addendum Marine Environment Summary)	66; Full Document	Presence of information verified. Quality of information to be assessed during technical review.
	e) Compensation from the project; benefits to communities	Volume 7; Appendices 3-C and 7-B	7.4; Table 3-C-10; 7-B-1	303-307; 3-C-32; 1-25	Presence of information verified. Quality of information to be assessed during technical review.
	f) NIRB monitoring of the project	Volume 8; Appendices 8-A to 8-F	All Chapters	308-318	Presence of information verified. Quality of information to be assessed during technical review.
	g) Description of fish out program, impacts to fish, monitoring and mitigation measures	Volume 6 and 8; Appendix 8-B.2 and 8-E	6.5 (Fish and Fish Habitat); 8-B.2 (Water Management Plan) Section 3; 8-E.4 (Conceptual Whale Tail Pit Expansion Offsetting Plan)	247-280; 22-26; Full Document	Presence of information verified. Quality of information to be assessed during technical review.
	h) Description of dewatering process and mitigation measures	Volume 1 and 6; Appendix 8-B.2 and 8-B.3	1.2.6.3, 1.4; 6.3.3.1.3, 6.5 (Fish and Fish Habitat); 8-B.2 (Water Management Plan) 3.1.4.3; 8-B.3 (Water Quality and Flow Monitoring Plan) 2.3.1	23, 30; 223, 247-280; 23	Presence of information verified. Quality of information to be assessed during technical review.
	i) Closure plans	Volume 1 and Appendix 8-F.1	1.2 and 1.4; 8-F.1 (Interim Whale Tail Closure and Reclamation Plan)	1-31	Presence of information verified. Quality of information to be assessed during technical review.
	j) Impacts to caribou, migration routes, and monitoring and mitigation plans	Volume 5 and Appendix 3-C	5.5, 5.5.2, 5.5.5.2; 3-C-3 (Addendum Pathway Analysis)	147-156	Updated Terrestrial Ecosystem Management Plan not provided with current application. Monitoring and Mitigation plans not available (5.5.5.2 and 8.2-1)
	k) Vegetation impacts, monitoring and mitigation plans	Volume 5 and Appendix 3-C	5.4; 3-C-2 (Addendum Pathway Analysis)	133-146	Updated Terrestrial Ecosystem Management Plan not provided with current application. Monitoring and Mitigation plans not available.
	l) Employment opportunities	Volume 7 and Appendix 7-B	7.4.1; 1.4.3	304-305; 9-12	Presence of information verified. Quality of information to be assessed during technical review.
	m) Baseline studies on streams downstream of Whale Tail lake	Appendix 6-C	6-C (2016 Hydrology Baseline)	Full Document	Presence of information verified. Quality of information to be assessed during technical review.
	n) Potential impacts to permafrost from dewatering program	Volume 5 Appendix 8-A.3	5.3.3; 8-A.3 (Thermal Monitoring Plan)	124-131	Presence of information verified. Quality of information to be assessed during technical review.
	o) Studies conducted on marine life and marine environment related to impacts between Baker Lake and Chesterfield Inlet	Appendix 3-A	3-A (Addendum Marine Environment Summary)	Full Document	Presence of information verified. Quality of information to be assessed during technical review.

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	p) Studies on aquatic environment	Volume 6; Appendix 3-C	6.5; 3-C-7	247-280; 3-C-22 to 3-C-25	Presence of information verified. Quality of information to be assessed during technical review. AEMP (Aquatic Effects Management Program) not provided. Updated Core Receiving Environment Monitoring Program not provided (most recent dated May 2018).
	q) Baseline and operational hydrogeological studies	Volume 6; Appendices 6-A and 6-B	6.4; 6-A (Addendum Hydrogeology Baseline Report) and 6-B (Addendum Hydrogeological Assessment and Modelling)	231-247; Full Document; Full Document	Presence of information verified. Quality of information to be assessed during technical review.
	r) Socio-economic effects related to any gaps between closure of Meadowbank and opening of Meliadine	n/a	n/a	n/a	Not specifically addressed, however this may not be applicable for the expansion project.
	s) Other - Information requirements for the FEIS Addendum to be clearly referenced and locations identified throughout the document to assist in the review process and public ease of access.	Appendix 2-A	2-A (NIRB FEIS Addendum Concordance)	1-5	Multiple deficiencies identified regarding location of reference material especially when referred to within the Concordance Table. For example in the NIRB FEIS Addendum Concordance, Scope of the Assessment Conformity Table, Section 1 a., the reference Volume 4, 4.1.2.3, pg 77; the incorrect page number is given. Another example, in TOC both Appendices 8-C and 8-D are listed, however location of materials is not provided and not included in FEIS Addendum submission.