



January 19, 2001

Ministry of Planning Commission and Chief Minister's Office

Stuart W. Deveau
Land & Drafting Administrator
W.M.C International Limited
22 Gurdwara Road
Nepean, Ontario, K2E-8A2

Fax # (613) 727-3970

Re: File #NWB2MEL01/Renewal-existing permit file #NWB2MEL9901
KIA Permit # KE96P090, May 30, 2001

The above-noted proposal has been forwarded to the Nunavut Planning Commission (NPC) for determination of its conformity with the Keewatin Regional Land Use Plan (KRLUP) under the Nunavut Land Claims Agreement and Nunavut Land Claims Agreement Act, S.C. 1993, c. 29. NPC is currently reviewing the proposal and in order to complete its review NPC requires that you undertake to comply with certain terms of the KRLUP.

All project proposals within the region in question are required to comply with the terms of the KRLUP. I am attaching the conformity requirements relevant to your project and with which it must comply. Also attached, is a copy of the Code of Good Conduct and the Caribou Protection Measures. These documents form part of the Plan.

Reply to each statement in the List of Relevant Conformity Requirements by circling either Yes or NO, complete the signature block and fax the form back to us at the following number: 867 979-1443.

If you would like more information, please contact NPC at the following number:
867 979-1444.

Yours truly,

Brian Aglukark
Manager, Regional Planning

CC. Rita Becker, Nunavut Water Board
Louis Manzo, Keewatin Inuit Association

P.O. Box 2101

Cambridge Bay, NT XDE 06.0

Net 403 983-2730

Fax: 403 983-2732

P.O. Box 2730

İçerik: NT XDA OH0

Tel: 819 979-4444

Fax: 810 979 1443

P.O. Box 141

Arvise NT XDC OEO

Tel: 819 857-2742

Fax: 819 837-2263

HEAD OFFICE:

Box 12

Telnyak, NY XOE 180

Tel: 403.54.6896

Fax: 403.561.6892

P.O. Box 201

Rantin Inlet, NT, XOC 060

Tel 899 645 3345

Fax: 877 645-3341

P.O. Box 7

Pond Inlet, NT XDA 050

Tel: 800.860.8515

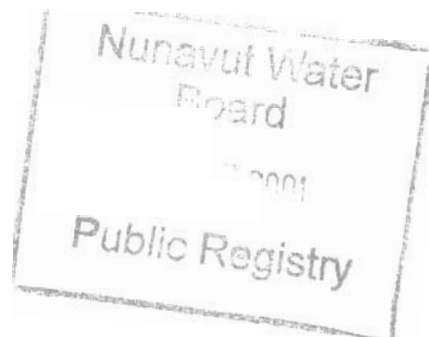
Fax: 819 899-8516

1902-130 ALBERT STREET

Ottawa, ON KP 5G4

Tel: 613 238-1555

Fax: 613 238-5724



LIST OF RELEVANT CONFORMITY REQUIREMENTS

The relevant terms of the plan are noted in each requirement.

2. **Environmental Protection:** *s2.4.9:* The applicant undertakes to prevent any new occurrences of pollution, garbage and contamination at the site of the development.

Yes No

3. **Removal of Fuel Drums:** *s2.4.9:* The applicant undertakes to remove all drums safely from the site and dispose of the drums in a safe manner.

Yes No

4. **New Site Restoration and Clean Up:** *s2.4.15 and Appendix 2, s1:* The applicant undertakes to clean up the site and restore the site to its natural condition to the greatest extent possible.

Yes No

6. **Low Level Air Flights:** *s5.4.4 and Appendix 2, s3:* Will the applicant avoid low-level flights?

Yes No

- i. If not, explain why such flights are or may be absolutely necessary.

- ii. If such flights are or may be absolutely necessary, will they avoid disturbance to people and wildlife?

Yes No

iii. If not, explain why it is not possible to avoid such disturbance.

7. **Caribou Protection Measures** *s2.4.6 and Appendix 3*: Will the applicant comply with the Caribou Protection Measures outlined in section 2.4.6 and in Appendix 3?

Yes No

ARCHEOLOGY

9. **Reporting of Archaeological Sites**: *s4.4.3 and Appendix 3, s2 and s8*: Will the applicant immediately report the discovery of all suspected archaeological sites to the Department of Culture, Language, Elders and Youth (GN)?

Yes No

Particular Areas

18. **Municipal Lands**: *s1.4.3*: Is the project located, in whole or in part, within municipal boundaries?

Yes No

PARTICULAR ACTIVITIES

19. Hydroelectric Power Development: *s2.4.13:* Does the project proposal involve additional hydroelectric power development?

Yes No

21. Corridor: *s5.4.6, s5.4.7:* Does the project proposal involve the development of a transportation or communications corridor?

Yes No

23. Code of Good Conduct for Land Users: *Appendix 2:* The applicant undertakes to adhere to the Code of Good Conduct at all times.

Yes No

I, _____ (name of applicant), certify that the information I have given in this application is true and correct and hereby make the above undertakings which form part of my application for a project proposal within the meaning of the Nunavut Land Claims Agreement.

Date: _____ Signature of Applicant: _____

KRLUP

Appendix 2 Code of Good Conduct for Land Users

1. The landscape of each camp, and other land use sites, will be restored to its original condition to the greatest degree possible. Water quality will be preserved, and no substances that will impair water quality will be dumped in water bodies. When possible, and feasible, old sites will be restored to their natural state.
2. All land users shall assist communities and government(s) in identifying and protecting archaeological sites and carving-stone sites.
3. As a general rule, low-level flights by private aircraft at less than 300 metres should not occur where they will disturb wildlife or people. Where possible, scheduled low-level flights will only take place after consultation with the appropriate communities. All land users are responsible for reporting to the appropriate authorities any illegal or questionable low-level flights.
4. All activities on the land will be conducted in such a fashion that the renewable resources of the area in question are conserved.
5. Whenever practicable, and consistent with sound procurement management, non-resident land users will follow the practice of local purchase of supplies and services.
6. Non-resident land users will establish working relationships with local communities and respect the traditional users of the land.
7. During the caribou calving, post-calving, and migrating season, land use activities should be restricted to avoid disturbing caribou, in general, and more specifically will be governed by caribou protection measures.
8. Artifacts must be left where they are found. All land users are responsible for reporting to the appropriate authorities the location of, or any removal or disturbance of, artifacts.

K R L U P**Appendix 3
Caribou Protection Measures****Caribou Protection Measures****DIAND**

1. (a) The Permittee shall not, without approval, conduct any activity between May 15 and July 15 within the Caribou Protection Areas depicted on the map certified by the Engineer as the "Caribou Protection Map" annexed to this Land Use Permit.

(b) A Permittee may, upon approval by the Land Use Inspector, operate within the said Caribou Protection Areas beyond the May 15 deadline set out in 1(a) provided that, when monitoring information indicates that caribou cows are approaching the area of operation, the Permittee will implement 1(c).

(c) On cessation of activities pursuant to 1(a) or 1(b), the Permittee will remove from the zone all personnel who are not required for the maintenance and protection of the camp facilities and equipment, unless otherwise directed by the Land Inspector.

(d) The Permittee may commence or resume activities prior to July 15 within those parts of the Caribou Protection Areas that are released by the Land Use Inspector for the reason that caribou cows are not expected to use those parts for calving or post-calving (note 1).
2. (a) In the event that caribou cows calve outside of the Caribou Protection Areas, the Permittee shall suspend operations within the area(s) occupied by cows and/or calves between May 15 and July 15.

(b) In the event that caribou cows and calves are present the permittee shall suspend:
 - (i) blasting;
 - (ii) overflights by aircraft at any altitude of less than 300 meters above ground level; and
 - (iii) the use of snowmobiles and ATVs (all-terrain vehicles) outside the immediate vicinity of the camp.
3. (a) During migration of caribou, the Permittee shall not locate any operation so as to block or cause substantial diversion to migration.

(b) The Permittee shall cease activities that may interfere with migration, such as airborne geophysics surveys or movement of equipment, until the migrating caribou have passed.
4. (a) The Permittee shall not, between May 15 and September 1, construct any camp, cache any fuel or conduct any blasting within 10 km of any "Designated Crossing" as outlined on the map certified by the Engineer as the "Caribou Protection Map" and annexed to this Land Use Permit.

KRLUP

(b) The Permittee shall not, between May 15 and September 1, conduct any diamond drilling operation within 5 km of any "Designated Crossing" as outlined on the map certified by the Engineer as the "Caribou Protection Map" and annexed to this Land Use Permit.

NOTE

1. The Land Use Inspector's decision will be based on the existing caribou information.
2. Concentrations of caribou should be avoided by low-level aircraft at all times.

KIA – Sample Land Use Permit Caribou Protection Conditions

35. The Permittee is given permission to conduct the approved land use operations between May 15 and July 15, provided that when caribou and muskox cows are approaching the area of operation, the Permittee shall cease blasting, overflights by aircraft at any altitude less than 300 meters above ground level, and the use of snowmobiles and ATVs (all-terrain vehicles) outside the immediate vicinity of the camp. Other activities shall also be suspended if caribou approach the immediate vicinity of the specific operation and the monitoring work described in clause indicates that there is stress on the animals.
36. During the presence of caribou and muskox within sight and sound of a camp, all personnel will remain quietly in camp.
37. The Permittee may resume activities prior to July 15 if the caribou and muskox cows have ceased to use the area for calving and post-calving.
38. Raptor nesting sites and concentrations of nesting or moulting waterfowl should be avoided by aircraft at all times.
39. The Permittee shall not locate any operation so as to block or cause substantial diversion to migration of caribou.
40. The Permittee shall cease activities that may interfere with migration or calving, such as airborne geophysics surveys or movement of equipment, until the migrating caribou have passed.
41. The Permittee shall not conduct any operation within 5 km of any "Designated Crossing" as outlined on the map annexed to this Land Use Permit.

From KIA Land Use Permit BHP 197C141