From:	Melissa Joy
To:	gary.hodgkinson@riotinto.com; Susan (RTX) Ball
Cc:	John Craig; Phyllis Beaulieu
Subject:	RE: 2BE-ARN Water Licence Inspection Report
Date:	Friday, April 13, 2012 1:23:11 PM
Attachments:	IQALUIT-#521210-v1-RIO_TINTO_S_RESPONSE_TO_COMPLIANCE_PLAN_(APR_4_12)_-LETTER.PDF 2BE-ARN_Inspection_2010_GPS_Coordinates_MJOY.pdf 2BE-ARN_Inspection_2010_View_of_metal_debris_MJOY.pdf 2BE-ARN_Inspection_2010_View_of_Former_Expl_Site_MJOY.pdf

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Susan,

I have had the opportunity to review your correspondence and submissions sent on Apr 4/12.

1. You asked for clarification on requirements for a "final closure report". While this is a term primarily applied to the closure requirements under the land use permit, in your water licence, this requirement is identified under Part B, item 2(iv) and Part H, item 3, where changes in operations (such as final closure and reclamation activities) are to be reported and submitted with the Annual Report. This usually occurs as a submission of a final closure plan/report as per an approved Abandonment and Restoration (A&R) plan. Occasionally, this information is simply included in a detailed Annual Report.

Approved Plans become part of the licence and the terms are to be carried out by the Licensee (the terms and conditions of the licence prevail where any conflicts occur), such as the details/status of items to be documented as listed under Kennecott's "Final Abandonment and Restoration Plan" and Addendum.

Therefore, if Kennecott submitted a "final closure report" or plan that did not cover these details, then they did not meet the requirements under the water licence. I have requested a copy of a plan submitted via the AANDC Lands Division -and can forward you a copy for your records once received. I will provide you with additional comments at that time.

What I look for are the documented completion regarding the details of removal and reclamation (i.e.: as per the terms and conditions of the water licence), such as sumps, latrine sites, waste inventories and waste manifests confirming proper disposal for hazardous wastes. As well, coordinates listings (camp/drill sites/fuel caches and laydown areas) and photographs of sites -preferably showing both before and after the cleanup.

2. Addendums to the A&R Plan and Spill Contingency Plan have been received -thank you. These have been forwarded to the NWB.

3. Unfortunately we do not have additional information regarding the metal debris, other than the photos submitted to you with the inspection report. GPS coordinates were taken at N67* 42' 35.7" and W91* 36' 19.4" ± 20m (taken from helo while hovering over site). Unfortunately I don't have further record regarding elevation as I had maxed out waypoint capacity on the gps at the time. I have attached several uncropped photos of the debris to assist you in identifying a workable scale (ie. distance from shoreline).

Please let me know if you have any questions regarding this information; I look forward to touching base with you once the Final Plan is received.

Best regards,
Melissa

Melissa Joy, B. Env Sc.
Water Resource Officer
Aboriginal Affairs & Northern Development Canada
P.O. Box 100, Iqaluit, NU, X0A 0H0

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>>> "Ball, Susan (RTX)" <Susan.Ball@riotinto.com> 4/4/2012 3:39 PM >>>

Melissa

Attached is our response to your recent letter.

Regards,

Susan Ball
Land Manager

Rio Tinto
354-200 Granville Street, Vancouver, BC, V6C 1S4, Canada

T: 1.604.696.3449 F: 1.604.696.3401 M: 1.604.764.2375

From: Melissa Joy [mailto:Melissa.Joy@aandc-aadnc.gc.ca]
Sent: Monday, March 12, 2012 1:59 PM
To: Ball, Susan (RTX)
Cc: Phyllis Beaulieu; garry.hodgkinson@riotinto.com
Subject: 2BE-ARN Water Licence Inspection Report

Dear Ms. Ball,

Attached, please find the 2010 Inspection Report findings for the Arnak Property under water licence 2BE-ARN0507 (Kennecott Canada Exploration). There are several outstanding issues that need to be resolved before this licence can be closed; a response is expected within 30 days on receipt of this report (as per the inspection report).

A hard copy is also being sent to your office via registered mail. If you have any questions or concerns, please feel free to contact me.

Sincerely,
Melissa Joy

Melissa Joy, B. Env Sc.
Water Resource Officer
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