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NUNAVUT IMALIRIYIN KATIMAYINGI  
NUNAVUT WATER BOARD  
OFFICE DES EAUX DU NUNAVUT

**File No: 2BE-FBP----**

March 30, 2011

Mike Dufresne  
Roche Bay PLC  
Suite 200, 9797 – 47<sup>th</sup> Ave.  
Edmonton, AB T6E 5V8  
E-mail : [mdufresne@apexgeoscience.com](mailto:mdufresne@apexgeoscience.com)

Subject: Roche Bay PLC – Fraser Bay Project – New Type “B”

Dear Mr. Dufresne:

The Nunavut Water Board (“NWB”) acknowledges receipt, on March 15, 2011, of a new application for a Type “B” water license for water use and waste disposal associated with activities in the Qikiqtani region of Nunavut. The application consists of the following documents:

- Cover letter dated January 26, 2011, received March 15, 2011
- General Water Licence Application, received March 15, 2011
- Non-technical summary (English and Inuktitut), received March 15, 2011
- November 2001 Certificate of Incorporation, received March 15, 2011
- Exploration Plan Schedule, received March 15, 2011
- Fuel Management Plan, received March 15, 2011
- List of Directors and Officers, received March 15, 2011
- Spill Prevention and Response Plan, received March 15, 2011
- Supplementary Questionnaire, received March 15, 2011
- Abandonment and Restoration Plan, received March 15, 2011
- Environmental Plan, received March 15, 2011
- Letter of authorization for Apex Geoscience, received March 29, 2011
- NIRB Application Part I and II, received March 15, 2011

The application can be obtained from our ftp site under PRUC with Username: **public**, Password: **registry**.

The NWB undertook a preliminary review of your application and concluded that it meets the requirements of section 48(1) of the *Nunavut Waters and Nunavut Surface Rights Tribunal Act* (“Act”). However, the NWB retains the right to request additional information and studies pursuant to sections 48(2) of the Act or to issue guidelines for the provision of information pursuant to section

48(3) of the Act. A NWB Technical Advisor may be in touch with you to clarify any technical details related to your application.

In accordance with S.11.5.10 of the *Agreement Between the Inuit of the Nunavut Settlement Area and Her Majesty the Queen in Right of Canada* (“NLCA”), prior to the application being fully processed by the NWB the project proposal shall be reviewed by the Nunavut Planning Commission (“NPC”), to determine whether the project proposal is in conformity with an approved land use plan. By copy of this letter, the NWB requests the NPC provide its determination and recommendations to the NWB pursuant to Sections 13.4.2 through 13.4.5 of the NLCA, or written confirmation that the project proposal falls outside the boundaries of an approved land use plan. Also, by copy of this letter to the Nunavut Impact Review Board (“NIRB”), the NWB requests that if the project proposal requires screening, the NIRB provide the NWB with a determination pursuant to Section 13.5.1 of the NLCA. If the project is exempt from screening pursuant to Schedule 12-1 of the NLCA, the NWB requests written confirmation from the NIRB that the project proposal is in fact exempt from screening.

To ensure this application is dealt with in a timely fashion, the NWB forwards notice of all documentation to regulators and council of the municipality(ies) most affected by the project, inviting interested parties to make representation directly to the NWB **within 30 days from the date of this letter.** The NWB may provide additional procedural instructions once the application has been reviewed by interested parties.

Subject to Sections 12.10.2 and 13.5.5 of the NLCA, where a review is required pursuant to Article 12, the NWB shall not approve any water application that forms part of that review until Article 12 has been complied with.

Sincerely,

*Original signed by:*

Phyllis Beaulieu  
Manager of Licensing

Enclosure: Notice of Application

Cc: NPC Conformity  
NIRB  
Distribution List – Qikiqtani