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NUNAVUT WATER BOARD  
NUNAVUT IMALIRIYIN KATIMAYIT  
OFFICE DES EAUX DU NUNAVUT

**File: 2BE-FBP1116/Amendment No. 1**

June 26, 2012

Roche Bay PLC  
c/o Tara Gunson B.Sc. Geol. I.T.  
APEX Geoscience Ltd.  
Suite 200, 9797 – 45 Avenue  
Edmonton, AB T6E 5V8  
Email: [tgunson@apexgeoscience.com](mailto:tgunson@apexgeoscience.com)

**RE: 2BE-FBP1116Type “B” – Amendment No.1**

Dear Ms. Gunson:

Please find attached Amendment No.1 to Licence No. 2BE-FBP1116 Type “B” issued to Roche Bay PLC Ltd. by the Nunavut Water Board (NWB) (**Motion 2012-02-L06**) pursuant to its authority under Article 13 of the *Agreement between the Inuit of the Nunavut Settlement Area and Her Majesty the Queen in Right of Canada* and the *Nunavut Waters and Nunavut Surface Rights Tribunal Act*. The terms and conditions of the original Licence related to water use and waste disposal remain an integral part of this approval.

The NWB strongly recommends that the Licensee consult the comments received from interested persons on issues identified. Aboriginal Affairs and Northern Development Canada (AANDC) recommends that the contact information for AANDC Manager of Field Operations be included in the Abandonment and Restoration. Environment Canada (EC) recommends that the Licensee update the Abandonment and Restoration Plan (A&R Plan) and the Spill Contingency Plan (SCP) to include the location of the camp facility once selected. This information is attached for your consideration.<sup>1</sup> The NWB notes that in addition to the NIRB’s original screening decision for this project there is on file the NIRB’s screening exemption decision<sup>2</sup> pertaining to this Amendment.

Sincerely,

Thomas Kabloona  
Nunavut Water Board, Chair

TK/sj/pb

Enclosure: Licence No. 2BE-FBP1116 – **Amendment No.1**  
Comments – AANDC and EC

Cc: Distribution –Qikiqtani

<sup>1</sup> Aboriginal Affairs and Northern Development Canada (AANDC), June 4, 2012; and Environment Canada (EC), June 4, 2012.

<sup>2</sup> NIRB Screening Decision, June, 6, 2012.

# LICENCE AMENDMENT No. 1

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<b>Licensee:</b>	<b>Roche Bay PLC Ltd.</b>
<b>Licence No:</b>	<b>2BE-FBP1116      Type "B"</b>
<b>Licence Issued:</b>	<b>July 18, 2011</b>
<b>Effective Date:</b>	<b>June 25, 2012</b>

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Pursuant to its authority under Article 13 of the *Agreement between the Inuit of the Nunavut Settlement Area and Her Majesty the Queen in Right of Canada* and the *Nunavut Waters and the Nunavut Surface Rights Tribunal Act*, with respect to the application for amendment dated February 21, 2012, made by APEX Geoscience Ltd. on behalf of Roche Bay PL, the Nunavut Water Board hereby grants the following Licence amendment.

The Licence issued July 18, 2011 with an expiry date of July 18, 2016 shall be amended to include the following terms and conditions with respect to the use of water and the deposit of waste to allow Roche Bay PLC to include proposed changes for the location of the camp facility associated with the Fraser Bay Project, which is located within the Qikiqtani Region of Nunavut.

**The Licence, (Page ii), shall be amended to indicate the following:**

This is the decision of the Nunavut Water Board (NWB) with respect to an application dated March 3, 2011 for a new Water Licence made by:

## ROCHE BAY PLC

to allow for the use of water and disposal of waste during camp operations and activities related to exploration that include prospecting, geological mapping, geophysical survey, and land-based and on-ice diamond drilling, within the area encompassed by Mineral Lease No. 2826, at the Fraser Bay Project located within the Qikiqtani Region, Nunavut generally located at the geographical coordinates as follows:

Latitude: 68°13'59" N	Longitude: 85°30'15" W
Latitude: 68°13'24" N	Longitude: 85°27'47" W
Latitude: 68°10'51" N	Longitude: 85°28'52" W
Latitude: 68°10'53" N	Longitude: 85°31'54" W (Project Extents)
Latitude: 68°11'54" N	Longitude: 85°31'13" W (Camp Option A)
Latitude: 68°06'02" N	Longitude: 85°52'36" W (Camp Option B)
Latitude: 68°20'14" N	Longitude: 85°44'14" W (Camp Option C).

## **DECISION**

After having been satisfied that the application was for a location that falls outside of an area with an approved Land Use Plan<sup>3</sup> and subject to a 12.4.4(a) Screening Decision by the Nunavut Impact Review Board<sup>4</sup> in accordance with Article 12 of the *Nunavut Land Claim Agreement (NLCA)*, the NWB decided that the application could proceed through the regulatory process. In accordance with S.55.1 of the *Nunavut Waters and Nunavut Surface Rights Tribunal Act (Act)* and Article 13 of the *NLCA*, public notice of the application was given and interested persons were invited to make representations to the NWB.

After reviewing the submission of the Applicant and considering the representations made by interested persons, the NWB, having given due regard to the facts and circumstances, the merits of the submissions made to it and to the purpose, scope and intent of the *NLCA* and of the *Act*, waived the requirement to hold a public hearing, and determined that:

**Licence No. 2BE-FBP1116 be issued subject to the terms and conditions contained therein.  
(Motion #: 2011-11-L08)**

Signed this 18th day of July 2011 at Gjoa Haven, NU.



Thomas Kabloona  
Nunavut Water Board  
Chair

TK/sj/pb

## **PART C: CONDITIONS APPLYING TO WATER USE**

Insert Item 7

The Licensee shall provide notice to an Inspector and the Board that includes the GPS co-ordinates (in degrees, minutes and seconds of latitude and longitude) of the location of each water source used for the purposes outlined in Part C, Item 1 at least ten (10) days prior to using the water source.

## **PART E: CONDITIONS FOR CAMP, ACCESS INFRASTRUCTURES AND OPERATIONS**

Insert Item 5

The Licensee shall provide to the Board and an Inspector the GPS co-ordinates (in degrees, minutes and seconds of latitude and longitude) of the camp location within thirty (30) days of establishing the camp.

<sup>3</sup> Nunavut Planning Commission (NPC) Conformity Decision, June 8, 2011.

<sup>4</sup> Nunavut Impact Review Board (NIRB) Screening Decision, July 13, 2011.

**All remaining terms and conditions of the Licence 2BE-FBP1116 Type 'B' issued July 18, 2011 still apply.**

This Licence Amendment issued and recorded at Gjoa Haven, NU on June 25, 2012

Approved by,

A handwritten signature in dark ink, appearing to read 'T. Kabloona', written over a horizontal line.

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Thomas Kabloona  
Nunavut Water Board, Chair