

January 4, 2016 File No: 2BE-HAK0915

Rick Schwenger Glencore Canada Corporation P.O Box 3000 Bathurst NB E2A 3Z8

E-mail: Rick.Schwenger@glencore-ca.com

Subject: Glencore Canada Corporation. - Hackett River Project - Type "B", Kitikmeot Region

Dear Mr. Schwenger:

The Nunavut Water Board (NWB) provides notice that, on October 22, 2015 a renewal application for a Type "B" water license for water use and/or waste disposal associated with activities in the Kitikmeot region of Nunavut was filed by Glencore Canada Corporation. By way of this correspondence, the Board invites parties to provide the NWB with their comments with respect to the applicant as outlined below. The application consists of the following documents:

- Cover Letter Licence Renewal Received October 19, 2015
- A&R includes Cost Estimates Received October 22, 2015
- Map Received October 22, 2015
- 2014 Glencore Annual Report Received October 22, 2015
- Appendix 1 Conformity Review 2009 Received October 22, 2015
- Appendix 2 NIRB Screening NIRB Ref No.04EN012 Received October 22, 2015
- Appendix 3 Security Information Received October 22, 2015
- Appendix 4 Compliance Assessment Sept 2015 Received October 22, 2015
- Cover Letter Licence Renewal Received October 22, 2015
- Drill Cuttings Mgmt Program January 2014 Received October 22, 2015
- Email Transmittal Renewal Application Received October 22, 2015
- English Summary of Renewal Application Received October 22, 2015
- Hackett River Project Summary Inuktitut Received October 22, 2015
- October 2013 Name Change Xstrata to Glencore Received October 22, 2015
- Renewal Application Missing Page 5 Received October 22, 2015
- Spill Contingency Plan Received October 22, 2015
- Hackett River Project Summary Inuktitut Received November 9, 2015
- Signed Application for Renewal Received December 16, 2015

The application can be obtained from our ftp site at the following link: ftp://ftp.nwb-

oen.ca/1%20PRUC%20PUBLIC%20REGISTRY/2%20MINING%20MILLING/2B/2BE%20-%20Exploration/2BE-HAK0915%20Glencore/1%20APPLICATION/2015%20Renewal/

As noted in the NWB's earlier correspondence acknowledging receipt of this application, under the Nunavut Land Claims Agreement (NLCA), Article 11, Section 11.5.9 and s. 76 (1) of *Nunavut Planning and Project Assessment Act* (NuPPAA), the proponent of a project proposal governed by the NLCA and NuPPAA that requires a water licence is required to submit a project proposal document (which may include the water licence application) directly to the Nunavut Planning Commission (NPC or Commission). The NPC then reviews the project proposal and makes a determination regarding the applicable land use planning requirements and/or provides direction regarding whether the project proposal is subject to screening by the Nunavut Impact Review Board (NIRB) Under Articles 11, 12 and 13 of the NLCA, NuPPAA and Part 3 of the *Nunavut Waters and Nunavut Surface Rights Tribunal Act*, (NWNSRTA) until the project proposal has concluded the applicable land use planning and assessment process required by the NPC and the NIRB, the NWB cannot issue a water licence.

On this basis, the NWB, while previously acknowledging the receipt of the application, waited for the Commission's determination and recommendations before proceeding to the next steps in the NWB's processing of the application. Please be advised that on December 10, 2015 the NWB received the required determinations and recommendations from the Commission.

Now that the application has concluded the pre-licensing steps required under the NLCA, NuPPAA and the NWNSRTA, the NWB is now proceeding to the next steps in processing the application, including providing the attached Notice of Application which will be published in due course. In addition, to ensure this application is dealt with in a timely fashion, the NWB has forwarded notice of all documentation received by the NWB in respect of the application to regulators and Council of the Municipality(ies) most affected by the project. The NWB is also inviting interested parties to make representations about the application, including information requests, identifying issues of water user compensation and providing technical review comments directly to the NWB within thirty (30) days from the date of this letter; on or before February 4, 2016).

After the NWB receives and reviews the comments received, the Board may provide additional procedural instructions regarding the next steps in the Board's processing of the application. Please note that throughout the Board's consideration of the application, the NWB retains the right to request additional information and studies, as set out under ss. 48(1)-(3) of the NWNSRTA. If additional information will be requested, the NWB's technical staff will contact the applicant to discuss the Board's request in detail.

If the applicant or parties have any questions regarding this matter, please contact (Sean Joseph the Technical Advisor for the file.

Sincerely,

Ida Porter Licensing Administrative Assistant

Enclosure: Notice of Application

Cc: Distribution List – Kitikmeot