

April 24, 2024

NWB File No. 2BB-MEL1424

Karen Kharatyan
Director of Technical Services
Nunavut Water Board

Re: Agnico Eagle-Crown Indigenous Relations and Northern Affairs Canada- Kivalliq Inuit Association – Final Joint Response for 2BB-MEL1424 Water Licence Amendment/Renewal

Dear Mr. Kharatyan,

Agnico Eagle and Crown-Indigenous Relations and Northern Affairs Canada (CIRNAC) thank the Nunavut Water Board for the opportunity to discuss on April 11, 2024, and resolve outstanding issues regarding the renewal and amendment of Water Licence 2BB-MEL1424. Agnico Eagle and CIRNAC are providing in this communication the final status of resolutions regarding licence extent, security, transfer of BB licence to BE licence and incinerator.

Licence Extent

Agnico Eagle is maintaining the proposed below licence boundaries extension. Agnico Eagle confirms that it holds land use authorization for this additional area.



Incinerator

Following the request from CIRNAC, Agnico Eagle agrees to re-integrate the two (2) inactive exploration camp incinerators into the BE licence as they are still on site. Agnico Eagle has appended a *Waste Management Plan* to address the management of this component in this submission. None were provided with the renewal/amendment application. Additionally, the security number has been increased to account for the reclamation of this component.

Transfer of Licence BB to BE

It is understood that the Board has decided that they are willing to transfer a BB licence to a BE licence based on the proposed scopes. The signatories of this letter have no further concerns regarding this topic and will follow NWB's guidance on this. It is expected that the Board, in their record of decision will provide their considerations to ensure clarity and transparency.

Security

As per Part B Item 2, CIRNAC currently holds a letter of credit in the amount of 639,000\$. Of this amount:

- 369,971\$ will continue to be for 2BE-MEL purposes. This includes costs to reclaim scopes that will stay under this licence (i.e exploration camp and incinerator). This amount also includes 34,126\$ for closure of 2BE-MEP activities as previously approved by the Board.
- 269,029\$ has been/is being, upon approval of the Board and in accordance with the comments provided by the Proponent and CIRNAC, reallocated to the 2AM-MEL1631 Water Licence closure costs. This is not the first time Security was fully integrated into a Type A licence or has been integrated into the closure costs submitted as part of a Type A Water Licence amendment process (i.e portal reclamation, landfill).

It is understood that 2BE Licence typically do not hold security. As such, the full amount above will be held under the Type A Water Licence. Security liabilities associated with the 2BE-MEL licence will be included and considered under the 2AM-MEL licence security review.

The above is based on the considered input of the the Licensee, CIRNAC and KivIA. All parties look to the board to again detail this in their record of decision to facilitate such transfers of security.

Please contact the undersigned at your convenience if you have any questions or require further information.

Regards,



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