



NIRB File No.: 08EN005
AANDC File No.: N2013C0002
NWB File No.: 2BE-MEP0813

May 27, 2015

The Honorable Bernard Valcourt
Minister of Aboriginal Affairs and Northern Development
c/o Tracey McCaie, Manager, Land Administration
Aboriginal Affairs and Northern Development Canada
P.O. Box 100
Iqaluit, NU X0A 0H0

Sent via Email: tracey.mccaie@aandc.gc.ca and landsmining@aandc.gc.ca

Re: Application Exempt from the Requirement for Screening pursuant to Section 12.4.3 of the NLCA: Agnico Eagle Mines Ltd.'s "CWM Claim Group – Mining Exploration" project, Kivalliq Region

Dear Tracey McCaie:

On April 7, 2015 the Nunavut Impact Review Board (NIRB or Board) received an application from Aboriginal Affairs and Northern Development Canada (AANDC) for extension to Land Use Permit N2013C0002 for Agnico Eagle Mines Ltd.'s (AEM) "CWM Claim Group-Mining Exploration" project proposal. On April 19, 2015 the NIRB received correspondence from the Nunavut Planning Commission for this file indicating that it had determined that the extension request did not change the scope of the originally reviewed project, and the original January 8, 2008 positive conformity determination (Keewatin Regional Land Use Plan) and related terms and conditions still applied.

Please be advised that the NIRB received the original project proposal with a positive conformity determination (Keewatin Regional Land Use Plan) from the NPC on January 8, 2008. On January 16, 2008 the NIRB received applications from AANDC for a new Land Use Permit (No. N2007C0041) to replace the previously issued and expiring permit (No. N2005C0014), a new Quarry Permit (No. N2007Q0040) to replace the previously issued and expiring permit (No. N2005Q0001), as well as request to extend Land Use Permit No. N2006X0012 for project-related overland resupply and fuel caching activities (previously screened under NIRB File No. 06RN050). These permit requests were included within the NIRB's assessment of File No. 08EN005 and were screened by the Board in accordance with Part 4, Article 12 of the Nunavut Land Claims Agreement (NLCA). On March 27, 2008 the NIRB issued a NLCA 12.4.4(a) screening decision to the Minister of Indian and Northern Affairs Canada (now Minister of

Aboriginal Affairs and Northern Development) indicating the proposed project could proceed subject to the NIRB's recommended project-specific terms and conditions.

Additional authorization and extension requests associated with the "CWM Claim Group – Mining Exploration" project has also been reviewed by the NIRB following screening of the original project proposal (File No. 08EN005). In each instance the NIRB confirmed that the applications were exempt from the requirement for further screening pursuant to Section 12.4.3 of the NLCA and the activities therein remained subject to the terms and conditions recommended in the original March 27, 2008 Screening Decision Report, as well as recommending the terms and conditions of the June 27, 2006 Screening Decision Report for 06RN050 apply. A summary of the additional applications associated with NIRB File No. 08EN005 is presented in Table 1.

Table 1: Additional applications associated with NIRB File No. 08EN005

Authorization	Application Received by the NIRB			NIRB Decision	
	Date Received by NIRB	Type	Reason for Application	Date Issued	Type
AANDC LUP N2007C0041	April 6, 2010	Extension	Continue exploration activities	April 21, 2010	Reissued June 27, 2006 and March 27, 2008 SDR
AANDC Quarry Permit N2007Q0040	April 28, 2010	Extension	Continue quarrying activities	May 13, 2010	Reissued June 27, 2006 and March 27, 2008 SDR
AANDC Quarry Permit N2007Q0040	October 19, 2010	Extension	Continue quarrying activities	October 25, 2010	Reissued March 27, 2008 SDR
AANDC LUP N2007C0041	February 17, 2011	Extension	Continue exploration activities	March 14, 2011	Reissued June 27, 2006 and March 27, 2008 SDR
NWB Water Licence 2BE-MEP0813; AANDC LUP N2013C0002	December 10, 2012	Renewal water licence; replace LUP	Continue exploration activities	May 3, 2013	Reissued June 27, 2006 and March 27, 2008 SDR

Notes: AANDC=Aboriginal Affairs and Northern Development Canada; LUP=Land Use Permit; NIRB=Nunavut Impact Review Board; NWB= Nunavut Water Board; SDR=Screening Decision Report

The current AANDC applications, the original NIRB Screening Decision Report (File No. 08EN005) and related file information are available from the NIRB's online public registry at the following location:

<http://ftp.nirb.ca/01-SCREENINGS/COMPLETED%20SCREENINGS/2008/08EN005-Comaplex%20Minerals/>.

PREVIOUSLY-SCREENED PROJECT PROPOSAL:

As previously screened by the NIRB (File No. 08EN005), the “CWM Claim Group – Mining Exploration” project was located within the Kivalliq region, approximately 40 kilometres (km) north of Rankin Inlet. The Proponent indicated that it intended to replace AANDC Land Use Permit (No. N2005Q0001) and Quarry Permit (No. N2005C0014) and extend Land Use Permit (No. N2006X0012) to allow for AEM’s continued overland resupply and fuel caching activities with activities originally proposed from 2008 to 2010.

The activities/components associated with this proposal included:

- Diamond drilling;
- Prospecting and Mapping;
- Ground and/or airborne geographical surveys;
- Claim staking and trenching; and
- Quarrying.

The activities associated with the previous April 6, 2010 application were to extend Land Use Permits N2007C0041 and N2006X0012 for two years to continue previously approved exploration activities.

The activities associated with the previous April 28, 2010 application were to extend Quarry Permit N2007Q0040 for one year to continue previously approved quarrying activities.

The activities associated with the October 19, 2010 application were to extend Quarry Permit N2007Q0040 for an additional year to continue previously approved quarrying activities.

On December 10, 2012 AEM proposed to amend its Type B Water Licence (No. 2BE-MEP0813) to include exploration activities in additional areas, and replace the previous Land Use Permit (No. N2007C0041) with a new AANDC Land Use Permit (No. N2013C0002).

CURRENT APPLICATION:

AEM is currently proposing to extend its Land Use Permit (No. N2013C0002) with AANDC for a period of two years to continue previously approved exploration activities.

Please note that Section 12.4.3 of the NLCA states that:

“Any application for a component or activity of a project proposal that has been permitted to proceed in accordance with these provisions shall be exempt from the requirement for screening by NIRB unless:

- (a) such component or activity was not part of the original project proposal; or*
- (b) its inclusion would significantly modify the project.”*

After completing a review of the information provided in support of the current application the NIRB is of the understanding that the proposed extension does not change the general scope of the original project activities, and the exceptions noted in NLCA 12.4.3(a) and (b) do not apply. Therefore, this application is exempt from the requirement for screening pursuant to Section 12.4.3 of the NLCA and the activities therein remain subject to the terms and conditions recommended in the original June 27, 2006 and March 27, 2008 Screening Decision Reports (enclosed).

If you have any questions or require additional clarification, please contact Kelli Gillard, Technical Advisor, at (867) 983-4619 or kgillard@nirb.ca.

Sincerely,

A handwritten signature in black ink that reads "Ryan Barry". The signature is fluid and cursive, with a long horizontal stroke extending to the right.

Ryan Barry
Executive Director
Nunavut Impact Review Board

cc: David Frenette, Agnico Eagle Mines Ltd.
Phyllis Beaulieu, Nunavut Water Board
Luis Manzo, Kivalliq Inuit Association

Enclosure (2): NIRB Screening Decision Reports, File No.: 08EN005 (June 27, 2006)
NIRB Screening Decision Report, File No.: 08EN005 (March 27, 2008)