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NUNAVUT WATER BOARD

NUNAVUT IMALIRIYIN KATIMAYINGI

January 27, 2006

File No: NWB3IQA

Mr. Geoff Baker, P. Eng.
City of Iqaluit
P.O. Box 460
Iqaluit, NU X0A 0H0

Email: g.baker@city.iqaluit.nu.ca

Subject: Nunavut Water Board Pre-Hearing Meeting Decision

Dear Mr. Baker,

The Nunavut Water Board ("NWB" or "Board") held a Pre-Hearing Conference ("PHC") by telephone on January 17, 2006. The following is a summary of the conclusions reached during the PHC.

The parties who attended the PHC included Geoff Baker, Crystal Jones, Mark Hall and Ian Fremantle from the City of Iqaluit ("City"), John Dawe from the Government of Nunavut ("GN"), Derek Moggy and Lyndon Kivi from the Department of Fisheries and Oceans Canada ("DFO"), Jim Rogers from the Department of Indian and Northern Affairs Canada ("DIAND"), Colette Spagnuolo ("EC") from Environment Canada, and Jim Little, a citizen from the community. The PHC was presided by Lootie Toomasie, Chair of the NWB, with the assistance of NWB staff.

The purpose of the PHC was to discuss procedural and administrative matters and to identify key issues to be dealt with by the Board at a hearing on an application dated January 16, 2004 filed by the City of Iqaluit to allow for the use of water and disposal of waste into water and associated uses for municipal purposes.

Jurisdiction

The Board's jurisdiction to conduct hearings is found in Part I, Division 2 of the Act. The application for a municipal licence for the City of Iqaluit is deemed to be an application for a Type A licence and is automatically subject to a public hearing. Notice of the application and public hearing was given in accordance with applicable provisions of the Nunavut Waters and Nunavut Surface Rights Tribunal Act on April 11, 2005. However, the original public hearing scheduled by the NWB was delayed until the submission of additional information

by the Applicant. On December 27, 2005, the Board deemed that the application filed by the City was complete and decided to proceed to a hearing of the application.

Scope of the Hearing

The Board would like to receive and will be reviewing evidence on all categories of the City's past water licence such as water use, solid waste treatment and disposal and proposed landfill extension, and sewage treatment, including sewage sludge and the continued use of the current sewage lagoon.

As discussed at the PHC, the Board confirms that any issue related to the North 40 Site will not be included in the present proceedings.

Board Rules for Public Hearings

The Rules of Practice and Procedure for Public Hearing dated May 11, 2005 will be used in these proceedings. These Rules may be obtained by contacting Phyllis Beaulieu, Manager of Licensing.

Date, Time and Place of Hearing

The Hearing will take place at the Navigator Inn in Iqaluit on March 7, 8 and 9, 2006. The notice of public hearing and proposed order of events are attached hereto.

Language of the Hearing

Legislation requires the Board to conduct its hearings in the official languages of Canada, as well as in Inuktitut. Accordingly, simultaneous interpretation will be provided at the Hearing in English and Inuktitut, with a French interpreter on standby if required.

Site Visit

The Board and parties have agreed that no site visit will be taking place in conjunction with the hearing.

Request for Audio-Visual Equipment and Other Material for the Hearing

Parties who require special audio-visual equipment and other material to make their presentation at the hearing are requested to inform the Board of their specific requirements before February 19, 2006.

Deadline for Written Interventions

Parties who intend to rely on a written document at the hearing shall file their intervention no later than February 19, 2006.

Language of Written Interventions

Written interventions of ten pages or less shall be submitted in English and Inuktitut. Interventions of more than ten pages shall be accompanied by an executive summary in English and Inuktitut. This requirement does not apply to citizens.

Deadline for Inuktitut translation

Inuktitut translation of written interventions shall be submitted to the Board no later than February 24, 2006.

Written Interventions

The Board requests that parties provide at least forty (40) copies of their written submission for the public. Parties planning to make a presentation at the hearing in PowerPoint-type format should provide at least sixty (60) copies for the public and the NWB. We recommend that presentations be printed with no more than three slides per page in outline view.

Transcripts

The Board will have a Court Reporter at the Hearing, and will make available hearing transcripts to interested persons shortly after the Hearing. However, due to possible delays in producing the transcripts, the Board requests that parties do not rely on them should the Board allow post-hearing submissions.

Exchange of Information

The Board encourages parties to meet and exchange information requests with the Applicant in order to facilitate the resolution of technical issues prior to the hearing. The Board requests that any written information request and subsequent correspondence between parties be copied to the Board and other interested persons.

Communication of information

The information provided to the Board in relation to the application shall be made available to the public within a reasonable period of time before the commencement of the hearing. Accordingly, the Board will make arrangements to make available to the public a copy of the current public registry, in paper and electronic format, at the INAC Regional Office in Iqaluit (please contact Jim Rogers 975-4550). Interventions from interested persons submitted within the deadline indicated below shall be placed in the Board's Public Registry as soon as reasonably possible. Please find attached a list of the application and all supporting documents that have been filed by the City of Iqaluit.

Please contact the NWB office by telephone, telecopier, or email should you have any question.

Yours truly,

Original signed by:

Philippe di Pizzo
Executive Director

Encl.: List of Supporting Documents
Notice of Hearing

Order of Events

c.c. Distribution List