



INAC, Nunavut District

P.O. Box 100

Iqaluit, NU, X0A 0H0

October 4<sup>th</sup>, 2006

Greg Morash  
Senior Administrative Officer (SAO)  
Pangnirtung  
P.O. Box 253  
Iqaluit, NU X0A 0R0

Faxed to: (867) 473-8832

**Deposit of Waste in Contravention of Water Licence NWB3PAN0207**

**- Inspector's Direction -**

I, Andrew Keim; duly designated Inspector pursuant to subsection 85 (1) *Nunavut Waters and Nunavut Surface Rights Tribunal Act*, conducted an inspection on August 1<sup>st</sup>, 2006 of the water and waste management facilities in the community of Pangnirtung.

At the time of the drafting of this letter the Hamlet of Pangnirtung was in contravention of subsection 12 of the *Nunavut Waters and Nunavut Surface Rights Tribunal Act*. The Water Resources Officer observed the following;

- An uncovered ditch, obviously overflowing with commercial fish waste at the Pangnirtung waste management facility.
- The Old sewage Truck Discharge pit was uncovered and open to the elements allowing sludge from the pit to enter into the Pangnirtung Fiord. ( it should be noted that in June 2003 an order was given to place crushed material in this site to prevent this from occurring).
- Bags both broken and whole are piled within the waste management facility. Seepage from these bags is entering the overflowing pit containing commercial fish wastes. Seepages from both are visible within the facility and at the wash out in the North corner of the facility.

As stipulated in subsection 12 (1) of the Act, except in accordance with the conditions of a licence, no person shall deposit or permit the deposit of waste in any other place under conditions in which the waste, may enter waters in Nunavut.

As stipulated in subsection 12 (3) Where waste is deposited in contravention of this section, every person who owns or has the charge, management or control of the waste, or who caused or contributed to the deposit, shall, subject to the regulations, without delay report the deposit to an inspector.

As such, under the authority vested in me pursuant to subsection 87 (1) (ii) of the *Nunavut Waters and Nunavut Surface Rights Tribunal Act*, I hereby direct, Greg Morash to immediately:

- **Immediately ensure the Wash out at the Waste Management facility has been fixed, the containment structure of the facility in place and that no seepages from with the commercial fish wastes nor the sewage sludge can enter Pangnirtung fiord.**
- **Insure that no drums of waste oil, waste fuel or other associated waste products are deposited to the municipal waste facilities of Pangnirtung.**
- **Immediately construct a larger ditch, dug below the level of the permafrost to contain fish wastes that are over flowing from the current ditch and as well is large enough to contain below the level of the permafrost any fish wastes produced during the fall and winter operations of the fish processing plant.**
- **Immediately construct a bermed area to contain the sewage sludge within the waste management facility and prevent the commingling of the sludge and fish processing wastes**

**and within the next 90 days**

- **Provide this office with a detailed plan of how the municipality will meet the outstanding terms and conditions of their water license including signage, a Sludge waste management, Sampling and monitoring requirements as set out in Part H section 4 of the water license and Part G Abandonment and restoration of the old truck sewage disposal area.**

Failure to comply fully or in part with an **Inspector's Direction** constitutes a offence under subsection 90 (1) of the *Nunavut Waters and Nunavut Surface Rights Tribunal Act* and entails, upon summary conviction, a fine of \$100,000 or to imprisonment for a term of one year, or both. Further pursuant to subsection 90 (4) of the *Nunavut Waters and Nunavut Surface Rights Tribunal Act*, each day on which the **Inspector's Direction** is not complied with shall be considered a separate offence.

If you have any questions or concerns, please do not hesitate to contact me at (867) 975-4298 or [keima@inac.gc.ca](mailto:keima@inac.gc.ca)

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Sincerely,

Andrew Keim

Water Resources Officer,

INAC - Nunavut District

P.O. Box 100, Iqaluit, NU, X0A 0H0

cc. -Nunavut Water Board, Gjoa Haven