

#### RECEIVED

By Licence Administrator at 10:23 am, Jun 28, 2011

June 28, 2011

Mr. John Smol Department of Biology Queen's University Kingston, ON., K7L 3N6

By Email <a href="mailto:smolj@queensu.ca">smolj@queensu.ca</a>

Dear Mr. Smol;

## RE: NWB 3BC LPL Ware Quality & Environment Change at Cape Herschel-Smol June 2011

The NPC has completed its review of the above noted project proposal. It conforms to North Baffin Regional Land Use Plan (NBRLUP) subject to the attached.

By this letter and additional enclosures, the NPC is forwarding the project proposal with this determination to NIRB for screening.

The applicant has undertaken to comply with the attached requirements. The authorizing agencies to which this letter is addressed are responsible under the *Nunavut Land Claims Agreement* to implement any of the attached requirements by incorporating the requirements directly, or otherwise ensuring that they must be met, in the terms and conditions of any authorizations issued.

My office would be pleased to discuss with these agencies how best to implement these requirements and to review any draft authorizations that the agencies wish to provide for that purpose.

This conformity determination applies only to the above noted applications as submitted. Therefore, the proponent must ensure other applications for a permit under this project proposal not listed above are forwarded to NPC for a conformity determination against the NBRLUP, and please notify the NPC immediately if any material change to the project proposal is made before authorizations are issued.

Yours Truly,

Brian Aglukark NPC, Arviat

CC. Mr. John Smol, Queens University

APPLICATION # NWB 3BC-LPL Water Quality and Environmental Change at Cape Herschel and Related Regions - May 2011

### **NUNAVUT PLANNING COMMISSION APPLICATION TO DETERMINE CONFORMITY** WITH THE NORTH BAFFIN REGIONAL LAND USE PLAN

#### **NUNAVUT PLANNING COMMISSION BOX 419, Arviat, Nunavut** X0C-0E0

All applicants for a project proposal shall comply with the requirements listed below. The relevant sections of the plan are noted in each requirement.

G	GENERAL		
2.	<ol> <li>Environmental Protection: s3.13.8: The applicant undertake new occurrences of pollution, garbage and contamination a development.</li> </ol>		
	Yes		
3.	emoval of Fuel Drums: s3.13.8: The applicant undertakes to remove all ums safely from the site and dispose of the drums in a safe manner.		
	Yes		
4.	<b>New Site Restoration and Clean Up:</b> s3.13.1 and Appendix H, s1: The applicant undertakes to clean up the site and restore the site to its natural condition to the greatest extent possible.		
	Yes		
5.	5. Low-Level Air Flights: Appendix H, s3: Will the applicant av flights?	oid all low-level	
	Yes		
	<ol> <li>If not, explain why such flights are or ma necessary.</li> </ol>	y be absolutely	

	ii.	If such flights are avoid disturbance	e or may be absolutely necessary, will they to people and wildlife?	
		Yes	No	
	iii.	If not, explain why	it is not possible to avoid such disturbance.	
		8		
	·····			
9. Pola kee	<b>r Bear D</b> p its activ	enning Areas and \ vities away from any	<b>Walrus Haul-outs:</b> s3.3.8: Will the applicant polar bear denning area or walrus haul-out?	
		Yes	No	
HERIT	ΓAGE F	RESOURCES		
will arch	the ap	plicant immediately al sites to the Dep	Sites: s3.11.3 and Appendix H, s2 and s8: y report the discovery of all suspected partment of Culture, Language, Elders and	
		Yes	No	
		od Conduct for Land	d <b>Users:</b> Appendix H: The applicant Good Conduct at all times.	
		Yes	No	

	(name of applicant), certify that the information I have at and hereby make the above undertakings which form part of				
my application for a project proposal within the meaning of the Nunavut Land Claims Agreement.					
Date: May 31, 2011 Signa	nature of Applicant:				

# North Baffin Regional Land Use Plan Appendix H Code of Good Conduct for Land Users

- The landscape of each camp and other land use sites will be restored to its
  original condition to the greatest degree possible. Water quality will be preserved
  and no substances that will impair water quality will be dumped in water bodies.
  When possible and feasible, old sites will be restored to the natural state.
- 2. All land users shall assist communities and government(s) in identifying and protecting archaeological sites and carving-stone sites, as required by law.
- 3. Generally, low-level flights by aircraft at less than 300 metres should not occur where they will disturb wildlife or people. If such flights are necessary, they should only take place after consultation with the appropriate communities. All land users are responsible for reporting to the land managers any illegal or questionable low-level flight.
- 4. All activities on the land will be conducted in such a fashion that the renewable resources of the area in question are conserved.
- 5. Whenever practicable, and consistent with sound procurement management, land users will follow the practice of local purchase of supplies and services.
- 6. Land users will establish working relationships with local communities and respect the traditional users of the land.
- 7. During the caribou calving, post-calving and migrating seasons, land use activities should be restricted to avoid disturbing caribou, in general, and activities will be governed more specifically by caribou protection measures such as those contained in Appendix I.
- 8. Artifacts must be left where they are found. All land users are responsible for reporting the location of, or any removal or disturbance of artifacts, to CLEY.
- 9. The mining industry is encouraged to assist in identifying local carving-stone deposits and report any discoveries to the QIA. Industry is also encouraged to identify and report old waste sites that need to be cleaned up.
- 10. All land users shall obey the laws of general application applying to land use.