



Pitquhiliqiyikkut

Department of Culture, Language,
Elders and Youth

Ministère de la Culture, de la Langue,
des Aînés et de la Jeunesse

May 2, 2006

Richard Dwyer
Licensing Trainee
Nunavut Water Board
P.O. Box 119
Gjoa Haven, NU X0B 1J0

**Re: Nunavut Water Board License 3BC-MIN Mingo Lake Project
(Dan Utting, Nunavut Geoscience Office
Phone:)**

Due Date: May 29, 2006

Dear Mr. Dwyer:

At your request, the Department of Culture and Heritage, Government of Nunavut, has reviewed the above-noted application. Our recommendations follow.

We recommend approval of the above-cited application, on the condition that the proponent's activities avoid the known archaeological sites listed in Attachment #1. The information contained in Attachment #1 is provided solely for the purpose of the proponent's land use activities as described in the land use application, and must otherwise be treated confidentially by the proponent.

The attached conditions specify plans and methods of site protection and restoration to be followed by the permittee if an archaeological site is encountered or disturbed in the course of the land use activity.

Sincerely,

Julie Ross
for Douglas Stenton
Director, Culture and Heritage
Department of Culture, Language, Elders and Youth

Encl.

Camp 1 Mingo Lake

Borden No.	LdFa-12
Latitude	64 39 51 N
Longitude	072 19 37 W
Map No.	36A
Class.	prehistoric
Borden No.	LdFb-1
Latitude	64 39 27 N
Longitude	072 21 37 W
Map No.	36A
Class.	prehistoric
Borden No.	LdFb-2
Latitude	64 39 29 N
Longitude	072 20 49 W
Map No.	36A
Class.	prehistoric
Borden No.	LdFb-3
Latitude	64 39 28 N
Longitude	072 20 25 W
Map No.	36A
Class.	prehistoric; indigenous historic
Borden No.	LdFb-4
Latitude	64 39 29 N
Longitude	072 20 16 W
Map No.	36A
Class.	prehistoric
Borden No.	LdFb-5
Latitude	64 39 30 N
Longitude	072 20 06 W
Map No.	36A
Class.	prehistoric
Borden No.	LdFa-1
Latitude	64 39 24 N
Longitude	072 20 09 W
Map No.	36A
Class.	prehistoric
Borden No.	LdFb-6
Latitude	64 39 36 N
Longitude	072 26 44 W
Map No.	36A
Class.	prehistoric; indigenous historic
Borden No.	LdFb-7
Latitude	64 39 35 N
Longitude	072 26 38 W

Map No.	36A
Class.	prehistoric
Borden No.	LdFb-8
Latitude	64 39 31 N
Longitude	072 26 41 W
Map No.	36A
Class.	prehistoric
Borden No.	LdFa-2
Latitude	64 39 22 N
Longitude	072 17 37 W
Map No.	36A
Class.	prehistoric
Borden No.	LdFa-3
Latitude	64 39 21 N
Longitude	072 17 22 W
Map No.	36A
Class.	prehistoric
Borden No.	LdFa-4
Latitude	64 39 20 N
Longitude	072 17 10 W
Map No.	36A
Class.	prehistoric
Borden No.	LdFa-5
Latitude	64 39 19 N
Longitude	072 16 57 W
Map No.	36A
Class.	prehistoric
Borden No.	LdFa-6
Latitude	64 39 48 N
Longitude	072 13 12 W
Map No.	36A
Class.	prehistoric
Camp 2	
Borden No.	LbFm-2
Latitude	64 16 10 N
Longitude	076 18 10 W
Map No.	36C 36D
Class.	prehistoric; indigenous historic
Borden No.	LbFm-3
Latitude	64 15 11 N
Longitude	076 18 00 W
Map No.	36C 36D
Class.	prehistoric; indigenous historic; contemporary
Borden No.	LbFn-4

Attachment 1**CONFIDENTIAL**

Latitude 64 16 25 N
Longitude 076 25 07 W
Map No. 36C 36D
Class. prehistoric

Borden No. LbFn-5
Latitude 64 16 27 N
Longitude 076 29 30 W
Map No. 36C 36D
Class. prehistoric;
indigenous historic;
historic;
contemporary

Borden No. LbFn-8
Latitude 64 17 27 N
Longitude 076 20 25 W
Map No. 36C 36D
Class. prehistoric

Borden No. LbFn-9
Latitude 64 16 29 N
Longitude 076 27 21 W
Map No. 36C 36D
Class. undetermined

Borden No. LbFn-10
Latitude 64 16 15 N
Longitude 076 24 20 W
Map No. 36C 36D
Class. contemporary

Borden No. LbFn-11
Latitude 64 16 13 N
Longitude 076 24 41 W
Map No. 36C 36D
Class. contemporary

Borden No. LbFn-12
Latitude 64 16 23 N
Longitude 076 34 20 W
Map No. 36C 36D
Class. undetermined



ARCHAEOLOGICAL AND PALAEOONTOLOGICAL RESOURCES TERMS AND CONDITIONS FOR LAND USE PERMIT HOLDERS

BACKGROUND

Archaeology

As stated in Article 33 of the Nunavut Land Claims Agreement:

The archaeological record of the Inuit of Nunavut is a record of Inuit use and occupancy of lands and resources through time. The evidence associated with their use and occupancy represents a cultural, historical and ethnographic heritage of Inuit society and, as such, Government recognizes that Inuit have a special relationship with such evidence, which shall be expressed in terms of special rights and responsibilities. [33.2.1]

The archaeological record of Nunavut is of spiritual, cultural, religious and educational importance to Inuit. Accordingly, the identification, protection and conservation of archaeological sites and specimens and the interpretation of the archaeological record is of primary importance to Inuit and their involvement is both desirable and necessary. [33.2.2]

In recognition of the cultural, spiritual and religious importance of certain areas in Nunavut to Inuit, Inuit have special rights and interests in these areas as defined by Article 33 of the Nunavut Land Claims Agreement. [33.2.5]

Palaeontology

Under the Nunavut Act¹, the federal government can make regulations for the protection, care and preservation of palaeontological sites and specimens in Nunavut. Under the *Nunavut Archaeological and Palaeontological Sites Regulations*², it is illegal to alter or disturb any palaeontological site in Nunavut unless permission is first granted through the permitting process.

Definitions

As defined in the *Nunavut Archaeological and Palaeontological Sites Regulations*, the following definitions apply:

“archaeological site” means a place where an archaeological artifact is found.

¹ s. 51(1)

² P.C. 2001-1111 14 June, 2001

“archaeological artifact” means any tangible evidence of human activity that is more than 50 years old and in respect of which an unbroken chain of possession or regular pattern of usage cannot be demonstrated, and includes a Denesuline archaeological specimen referred to in section 40.4.9 of the Nunavut Land Claims Agreement.

“palaeontological site” means a site where a fossil is found.

“fossil” includes:

- (a) natural casts
- (b) preserved tracks, coprolites and plant remains; and
- (c) the preserved shells and exoskeletons of invertebrates and the eggs, teeth and bones of vertebrates.

Terms and Conditions

- 1) The permittee shall not operate any vehicle over a known or suspected archaeological or palaeontological site.
- 2) The permittee shall not remove, disturb, or displace any archaeological artifact or site, or any fossil or palaeontological site.
- 3) The permittee shall immediately contact the Department of Culture, Language, Elders and Youth (867) 934-2046 or (867) 975-5500 or 1 (866) 934-2035 should an archaeological site or specimen, or a palaeontological site or fossil be encountered or disturbed by any land use activity.
- 4) The permittee shall immediately cease any activity that disturbs an archaeological or palaeontological site encountered during the course of a land use operation, until permitted to proceed with the authorization of the Department of Culture, Language, Elders and Youth, Government of Nunavut.
- 5) The permittee shall follow the direction of the Department of Culture, Language, Elders and Youth and DIAND in restoring disturbed archaeological or palaeontological sites to an acceptable condition.
- 6) The permittee shall provide all information requested by the Department of Culture, Language, Elders and Youth concerning all archaeological sites or artifacts and all palaeontological sites and fossils encountered in the course of any land use activity.
- 7) The permittee shall make best efforts to ensure that all persons working under authority of the permit are aware of these conditions concerning archaeological sites and artifacts, and palaeontological sites and fossils.
- 8) The permittee shall avoid the known archaeological and/or palaeontological sites listed in Attachment 1.

9) The permittee shall have an archaeologist or palaeontologist perform the following functions, as required by the Department of Culture, Language, Elders and Youth:

- a) survey
- b) inventory and documentation of the archaeological or palaeontological resources of the land use area
- c) assessment of potential for damage to archaeological or palaeontological sites
- d) mitigation
- e) marking boundaries of archaeological or palaeontological sites
- f) site restoration

The Department of Culture, Language, Elders and Youth shall authorize by way of a Nunavut Archaeologist Permit or a Nunavut Palaeontologist Permit, all procedures subsumed under the above operations.