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September 10, 2003

Mark Calliou
Senior Administration Officer
P.O. Box 16
Cambridge Bay, NU X0B 0C0

Nunavut Water
Board

SEP 16 2003

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Faxed to: (867) 983-2193

Deposit of Waste in Contravention of Water Licence NWB3CAM0207

- Inspector's Direction -

I, Constantine Bodykevich; duly designated Inspector pursuant to subsection 85 (1) *Nunavut Waters and Nunavut Surface Rights Tribunal Act*, conducted, on September 4, 2003 an Inspection of Cambridge Bay metal dump.

As stipulated in subsection 12 (1) 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.

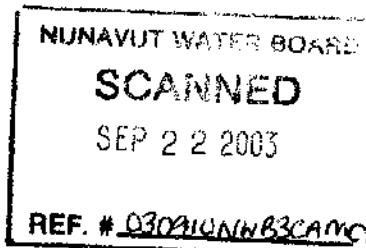
As stipulated in subsection 12 (3) Where waste is deposited in contravention of this section, every person who owns or has the charge, management or control of the waste, or who caused or contributed to the deposit, shall, subject to the regulations, without delay report the deposit to an inspector.

At the time of the drafting of this letter Cambridge Bay was in contravention of subsection 12 of the *Nunavut Waters and Nunavut Surface Rights Tribunal Act*.

On September 4, 2003 Mark Calliou Senior Administrative Officer
P.O. Box 16 Cambridge Bay was directed to:

1. Insure the removal of all waste oil, waste fuel and associated drums that have been placed in the Municipal metal dump by the Kitnuna Corporation and or its agents. Have full drums of fuel properly sealed with all bungs in place. Place and label fuel in proper storage area.

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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, Mark Calliou Senior Administrative Officer Cambridge Bay to immediately take all reasonable measures to prevent further unauthorized deposits of fuel, waste oil and associated products from entering the Cambridge Bay Solid Waste Facilities. No hazardous waste shall be transferred from (Kitnuna Corporation the Nunavut Power Corporation or any other Industrial generator of Hazardous Waste) to Cambridge Bay Waste Treatment Facilities (dump, metal dump and sewage lagoon) without the written authorization of the Nunavut Water Board and any other permitting required for the Transportation and Storage of Hazardous Waste.

- ☐ Immediately insure remove any 45 gallon drums of waste oil, waste fuel of other waste that have been deposited at the Cambridge Bay metal dump by Kitnuna Corporation employees or subcontractors is returned to Kitnuna Corporation properly.
- ☐ Install a lockable gate across the entrance to the metal dump to limit access to the metal dump.
- ☐ Restrict access to the metal dump. Keep locked during hours when supervision not available.

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 bodykevichc@inac.gc.ca.

Sincerely,



Constantine Bodykevich
Water Resources Officer,
INAC - Nunavut District
P.O. Box 100, Iqaluit, NU, X0A 0H0

cc. -Nunavut Water Board, Gjoa Haven