



Environment Canada  
Environnement Canada

Northern Division  
Environmental Protection Operations  
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Our File: 4782 016

Oct. 2, 2009

Phyllis Beaulieu  
Manager of Licensing  
Nunavut Water Board  
P.O. Box 119  
Gjoa Haven, NU X0B 1J0

By email

**Re: Renewal Application for Water Licence 3BM-PON0409 - Pond Inlet**

On behalf of Environment Canada (EC) I have reviewed the information submitted in connection with the above-noted water licence, including the September 15, 2009 NWB letter to the Parties, and the August 13th response from Bhabesh Roy, CGS, GN, on the renewal conditions for the Pond Inlet water licence. The July 7th letter from the NWB to the applicant did not appear to be available on the public registry. The following specialist advice has been provided pursuant to Environment Canada's mandated responsibilities for the enforcement of the *Canadian Environmental Protection Act*, Section 36(3) of the *Fisheries Act*, the *Migratory Birds Convention Act*, and the *Species at Risk Act*.

EC shares the Board's concern with the need for the submission of an Operations and Maintenance Manual, and the associated improvements in management of wastes and wastewater. The Applicant's response does not address concerns regarding operational improvements to be made, as these are all contingent on funding being made available at some unspecified future time. EC strongly encourages the GN to prioritize funding of municipal needs.

The Board has specifically asked parties to comment on the Applicant's submission in respect of the requirements set out in Section 57 of the *Nunavut Waters and Nunavut Surface Rights Tribunal Act* which requires the applicant to satisfy the Board that water quality objectives will be protected, and that there is sufficient financial responsibility on the part of the applicant to implement mitigation, maintenance and restoration of sites. Clearly, these requirements will not be fully met until funding has been identified to address concerns with leachate prevention/management, drainage management, hazardous waste management, closure of the old sewage lagoon, landfarm operation, and spill contingency planning and readiness. It is not critical that all of these items be addressed in the very immediate future, but it should be identified how they will be actioned over the short to medium term, which could fall within the term of the renewal licence.

It is EC's recommendation that the Applicant be requested to seek firm commitments from the Department and to provide a realistic plan to address the items requested in the NWB's letter of September 15th.

Please do not hesitate to contact me at 867-669-4735 or by email at [anne.wilson@ec.gc.ca](mailto:anne.wilson@ec.gc.ca) with any questions or comments regarding the foregoing.

Sincerely,

Anne Wilson  
Water Pollution Specialist  
Environmental Assessment - North

cc. Carey Ogilvie (Head, EA-North, Yellowknife)  
Carrie Spavor (EA Coordinator, EA-North, Iqaluit)