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NUNAVUT IMALIRIYIN KATIMAYINGI
NUNAVUT WATER BOARD
OFFICE DES EAUX DU NUNAVUT

NWB File No.: NWB6DYE0409

February 17, 2009

Major A. Cameron
North Warning System Office
c/o National Defence Headquarters
101 Colonel By Drive
Ottawa, ON K1A 0K2
E-mail: Cameron.AD@forces.gc.ca

Dear Major Cameron:

**Re: Department of National Defence – Amendment Application – Type B Water Licence
NWB6DYE0409 DYE-M Cape Dyer Project**

The Department of National Defence (DND) has submitted a Water Licence Application to amend Type B Water Licence NWB6DYE0409 (Licence) for a six month period ending September 1, 2009, with no changes to the existing terms and conditions. The intent of the Application is to ensure the Licence remains in effect for this site until such time as the Board considers approval of an application currently before the Board for Nasittuq Corporation to assume responsibility for the use of water and deposition of waste at this site. Documents pertaining to this application are attached for your quick reference and are also available from our ftp site at the following location:

[ftp://nunavutwaterboard.org/PRUC/3%20MUNICIPAL/3B/3BC%20-%20Camp/3BC-DYE0409%20\(DYE-M\)/1%20APPLICATION/](ftp://nunavutwaterboard.org/PRUC/3%20MUNICIPAL/3B/3BC%20-%20Camp/3BC-DYE0409%20(DYE-M)/1%20APPLICATION/)

On the basis of urgent circumstances, DND has requested the Board review the Application and amend the term of the Licence by no later than February 28, 2009. The Board has reviewed the request, and accepts DND's submission that urgent circumstances exist, as per DND letter dated February 13, 2009.

Accordingly, pursuant to subsection 55(4) of the *Nunavut Waters and Nunavut Surface Rights Tribunal Act*,¹ the Board approves a shorter notice period for this Application and intends to act on

¹ Subsection 55(4) of the *Nunavut Waters and Nunavut Surface Rights Tribunal Act* states:
55(4) Where a public hearing is not held in relation to an application, the Board shall not act on the application until at least thirty days notice of the application that has been published under subsection (1)

the Application on February 28, 2009. The Board notes that should the application filed by Nasittuq Corporation for this site and currently before the Board, be approved by the Board, DND has advised the Board that it intends to apply to have the Licence cancelled.

By copy of this letter to the distribution list and the enclosed notice of application sent to the council of the municipality or municipalities most affected by your application, we invite interested persons to make representations directly to the NWB within 10 days from the date of this letter. Please review the submitted information and provide comments to the Nunavut Water Board (NWB), on or before 5:00 pm MST on February 27, 2009.

Sincerely,

Original signed by:

Phyllis Beaulieu
Manager of Licensing

cc: Louise Chawner, Nasittuq Corp.
Qikiqtani Distribution List

unless, in the opinion of the Board, there are urgent circumstances that justify the Board acting on that application in a shorter period, but that shorter period shall not be less than ten days.