



P.O. Box 119
 GJOA HAVEN, NU X0B 1J0
 TEL: (867) 360-6338
 FAX: (867) 360-6369

ᓇᓱᐊᑦ ሌᓇᓱᐊᑦ ንᓇᓱ
 NUNAVUT IMALIRIYIN KATIMAYINGI
 NUNAVUT WATER BOARD
 OFFICE DES EAUX DU NUNAVUT

File No: 3BC-BAF/FOH/SHE/CAM/DYE/FOD0409

May 15, 2007

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

Mr. Scott Charland
 Senior Manager, Planning & Design
 Nasittuq Corporation
 Suite 100, 170 Laurier Avenue W.
 Ottawa, ON K1P 5V5
 email: scott.charland@nasittuq.com

Subject: Amendment Applications Baf-3 Brevoort Island (3BC-BAF0409); Fox-M Hall Beach (3BC-FOH0409); Cam-3 Shepherd Bay (3BC-SHE0409); Cam-M Cambridge Bay (3BC-CAM0409); Dye-M Cape Dyer (3BC-DYE0409); and Fox-3 Dewar Lakes (3BC-FOD0409)

Dear Sirs:

The Nunavut Water Board (“NWB”) acknowledges receipt of six requests from the Nasittuq Corporation for a change of licence holder from Department of National Defence, Government of Canada to Nasittuq Corporation, for the above listed licenses.

Following a review of the applications filed, the NWB has determined that the applications for amendment constitute an assignment of the Licenses. With respect to the NWB’s statutory authority to authorize the assignment of a licence, section 44 of the *Nunavut Waters and Nunavut Surface Rights Tribunal Act* states:

- 44. (1) A sale or other disposition by a licensee of any right, title or interest in an appurtenant undertaking constitutes, subject to the authorization of the Board, an assignment of the licence to the person to whom the sale or other disposition is made.
- (2) The Board shall, on application, authorize the assignment of a licence if it is satisfied that the assignment and the operation of the appurtenant undertaking would not be likely to result in a contravention of any condition of the licence or any provision of this Part or the regulations.
- (3) Except as provided in this section, a licence is not assignable.

In order for the Board to consider the requested assignment of the subject licenses, each of the above noted applications for an assignment of a licence must be supported by documentation (signed by the assignor and the assignee) of a sale or other disposition by the Department of National Defence, Government of Canada, of any right, title or interest in the appurtenant undertaking to the Nasittuq

Corporation. Until such documentation is received, the Board is unable to proceed with considering the requested assignments. The NWB requests that a request for cancellation or withdrawal of the applications be submitted to the Board, should the Department of National Defence, Government of Canada and Nassituq Corporation decide not to proceed with the assignments.

Sincerely,

Original signed by:

Phyllis Beaulieu
Manager of Licensing

/pab

Cc: Jim Rodgers, INAC