



May 30, 2003

Mr. Charlie Lyall, Chairman
and
Mr. Mevyn Hempenstall President
Bathurst Inlet Port and Road Project
c/o Nuna Logistics Limited,
540 Park Place
666 Burrard Street
Vancouver, British Columbia V6C 2X8

Re: Screening of Bathurst Inlet Port and Road Project Proposal

Dear Sirs:

The Nunavut Impact Review Board (NIRB or Board) wrote to you and the Distribution List regarding the above on April 14th, 2003, asking you as a proponent to do the following things:

- 1) Submit a revised project proposal to NIRB that both clarifies concerns of the Minister [in his April 10, 2003 letter] and answers all of those matters that must be addressed in a project proposal (see NIRB's General Requirements for a Project Description). For example, it appears to the Board that Minister Nault (para 2, page 1, April 10, 2003 letter) needs to know the primary purpose and need for the project. The intent of this information prerequisite is also listed in the requirements of section 12.5.2 (a) of the NLCA. In making this specific reference to Part 5 Reviews, we do not prejudice the Minister's ultimate decision but point to the Part 5 requirements of proponents for projects of this type; and
- 2) Based on your new information, provide any clarification and updated information on feasibility studies and cost-benefit analyses that you might have.

As you may already know, the matters that NIRB takes into account for Part 5 reviews at least, are outlined in 12.5.2 (1) - (j) and 12.5.5 of the NLCA. Also, late last year, NIRB identified several other matters that the Board takes into account for Part 5 Reviews and this included trans-boundary impacts. Again, we are not pre-judging your re-submission nor NIRB's or the Minister outcome of the re-screening; we are giving you the opportunity to file new information and to also respond to Minister Nault's preliminary observations' that may have inclined him towards a Part 6 Review.

On May 20, 2003, NIRB received your revised Project Description. As stated by NIRB on April 14, 2003, we are, by way of this letter, circulating your revised Project Description for **public comment** pursuant to the Nunavut Land Claims Agreement. (For background information, we are attaching a copy of your letter to NIRB dated May 13th, 2003 as well as Minister Nault's letter to NIRB dated April 10, 2003.) We look forward to the written comments of all parties but at this point NIRB is asking the parties, specifically the Regulatory Agencies (DIAND, KIA, NWB, DFO) to comment on two things:

- 1) Is the project description sufficiently complete from the perspective of regulators who must process the application? And
- 2) Is the project description complete in its response to NIRB's letter of April 14, 2003, such that it can now be rescreened?

We ask that all parties provide written comments to NIRB **on or before June 23, 2003** following which NIRB will respond in writing with the next procedural steps. If you have any questions please contact me at 867-983-2593.

Sincerely,



Stephanie Briscoe
Executive Director

cc: Distribution list and Minister Nault

Enclosures