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NUNAVUT WATER BOARD
NUNAVUT IMALIRIYIN KATIMAYIT
OFFICE DES EAUX DU NUNAVUT

File: 8BW-CLY0810 Renewal/ Amendment

April 18, 2011

Mr. Philippe Simon
Consultant to Qikiqtaaluk Corporation
Room 580, 3333 Queen Mary
Montreal Quebec
H3V 1A2

Mr. Harry Flaherty, President
Qikiqtaaluk Corporation
P.O. Box 1228
Iqaluit, NU
X0A 0H0

Email: psimon@qenv.ca; hflaherty@qcorp.ca

Subject: Renewal and Amendment Application for Water Licence 8BW-CLY0810

Dear Mr. Simon and Mr. Flaherty,

The Nunavut Water Board (NWB or Board) distributed the above-cited renewal and amendment application to interested parties on February 4, 2011. Following the review period, the NWB is in receipt of comments from Indian and Northern Affairs Canada (INAC), Environment Canada (EC), and Government of Nunavut Department of Culture, Language, Elders, and Youth (GN-CLEY). The comments are available on the NWB's ftp site at the following link:

<ftp://nunavutwaterboard.org/1%20PRUC/8%20MISCELLANOUS/8B/8BW%20-%20Watercourse/8BW-CLY0810/2%20ADMIN/3%20SUBMISSIONS/2010%20Renewal/>

Prior to proceeding further, the NWB would like to provide Qikiqtaaluk Corporation with an opportunity to respond to the comments received. Of particular note is the issue raised by INAC regarding the role of the leading authority for the land on which the road and associated infrastructure has been built acknowledging that the land is part of a block transfer agreement between the crown and the Commissioner of Nunavut. INAC believes that the road and associated infrastructure cannot be disposed of without written consent from the leading authority in accordance with Article 14 Part 4 of the Nunavut Land Claims Agreement¹. INAC recommends that the NWB should be informed of the leading authority's decision before proceeding with the licence renewal.

In addition, the NWB requests clarification regarding the requested term of the licence renewal given that the original plan to assign the water licence to the Hamlet for continued use of the road has been changed to complete abandonment and restoration of the road. The NWB notes that the Application for Water Licence Renewal signed August 19, 2010 requested a renewal term of 25 years.

The NWB asks that the Qikiqtaaluk Corporation address the comments submitted during the review process in a timely matter so as not to delay the process and no later than **May 4, 2011**. Should additional

¹ Letter submission from INAC dated March 18, 2011; Page 3, para 2



time be required, please contact the undersigned. The NWB may provide additional procedural instructions once Qikiqtaaluk Corporation has submitted its response. Should you have any questions please do not hesitate to contact the NWB office.

Sincerely,

Original signed by:

David Hohnstein
Director of Technical Services
DH/kt/

Cc. Qikiqtani Distribution List

