



September 28, 2015

2015-BAF006-JH

Greg Johnson
Qikiqtaaluk Environmental Inc.
9935 Ave Catania, Suite 200
Montreal, QC J4Z 3V4

Re: Nunavut Water Licence 8BW-CLY1216, Cape Christian Culvert Remediation

Dear Mr Johnson,

Background:

Under the authority of your previous Licence 8BW-CLY0810, Qikiqtaaluk Corporation was given the right to use water related to construction of watercourse crossings (a bridge) and watercourse training (culverts) for the Clyde River Road Construction Project. As part of the licence, Qikiqtaaluk Corporation was required to complete all restoration works of the culverts along this road as outlined in the Plan entitled, *“Mitigation Plan to Restore all Impacted Grounds and Waters on the “Old Roadway” – Road Between Clyde River and Cape Christian”*. This work was to be completed prior to the expiry of the licence.

As observed during previous inspections, not all of the culverts were removed before the expiry of the 8BW-CLY0810 licence. In order to complete the in-stream work, Qikiqtaaluk Corporation required a new water licence for the use of water and the possible sedimentation of the watercourse related to the reclamation of these culverts. Qikiqtaaluk Environmental Inc. applied for and received a new licence (8BW-CLY1216) to reclaim their water related liabilities associated with the original road with the intention of completing this work before this licence expires.

On September 15 2015, Greg Johnson has requested further information regarding possible options related to the removal of these culverts and his responsibilities under the Act.

Determination:

Any use of water related to the training of a water course requires a licence or authorization from the Nunavut Water Board (Schedule 2 of the Nunavut Water Regulations). The licence must remain valid for the period water is used. “Use” in relation to waters, means a direct or indirect use of any kind, including, but not limited to, ... (c) any alteration to the flow of waters. In this scenario, a culvert will *use* water for as long as it remains within the steam.



If Qikiqtaaluk Environmental Inc. wants to relieve themselves of the liability of remediating these culverts, then these culverts must be captured within another valid water licence. Until such a time, these culverts will be the responsibility of Qikiqtaaluk Environmental Inc. and their removal will be required prior to the expiry of their current water licence (8BW-CLY1216).

Thank you for your effort and due diligence to ensure that you remain compliant with your water licence, and please let me know if you have any questions or would like to discuss this letter further.

Kind regards,

Justin Hack
Water Resources Officer
Aboriginal Affairs and Northern Development Canada
Iqaluit, NU
867-975-4517

CC:

Erik Allain, Manager of Field Operations, AANDC

Phyllis Beaulieu, Manager of Licensing