



P.O. Box 119, Gioia Haven, NU X0B 1J0, Tel: (867) 360-6338, Fax: (867) 360-6369

relevant requirements have been satisfied, apply for a new Approval at least thirty (30) days prior to the expiry of the current authorization. Note that if the existing approval expires before the NWB issues a new Approval, the use of Waters and/or the deposit of Waste must cease as required by the Agreement Between the Inuit of the Nunavut Settlement Area and Her Majesty the Queen in right of Canada (the Nunavut Agreement) and the NWNSRTA.

If the Authorized Entity contemplates changes to its undertaking involving a change in scope or increased activity, a water licence may be required. It is the Authorized Entity's responsibility to apply to the NWB for a water licence in accordance with the timelines set out for licences.

This Approval has been posted to the NWB's Public Registry and FTP site and is accessible from the following link: [Link to Approval](#).

Sincerely,

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Thomas Kabloona  
Nunavut Water Board, Chair

TK/sj/ri

Enclosure:    **Approval Number: 8WLC-PEL1718**

Cc.     Kitikmeot Region



## **NUNAVUT WATER BOARD APPROVAL WITHOUT A LICENCE**

### **APPROVAL DECISION**

#### **APPROVAL NUMBER: 8WLC-PEL1718**

This is the decision of the Nunavut Water Board (NWB) with respect to an application for Approval for the use of Waters and deposit of Waste without a licence, dated December 16, 2016, made by the:

#### **BATHURST INLET DEVELOPMENTS (1984) LTD.**

to authorize the use of Waters and the deposit of Waste in support of exploration and recreational activities at the Pellatt Lakes / Esker Lodge Project, located approximately 244 kilometres from the Hamlet of Kugluktuk in the Kitikmeot Region, Nunavut, within the Back (# 31) Watershed Management Area. The project is located within the following general geographical coordinates:

*Lodge:*

Latitude: 65° 01' 44.08" N

Longitude: 109° 38' 16.53" W

### **DECISION**

After receiving confirmation from the Nunavut Planning Commission (NPC)<sup>2</sup> that the Application is for a project proposal that falls outside of an area with an applicable regional land use plan in place and exempt from screening as it belongs to the class of works or activities set out in schedule 12.1 of the *Agreement between the Inuit of the Nunavut Settlement Area and her Majesty the Queen in Right of Canada* (the Nunavut Agreement), the Board is satisfied that the requirements of Articles 11 and 12 of the Nunavut Agreement and sections 3, 4, and 5 of the *Nunavut Waters Regulations* (NWR or *Regulations*) have been adequately addressed. In addition, through the provision of a signed Application for an Approval Without a Licence, the Applicant has agreed to adhere to sections 4(3), 5(4), and 6(1) of the *Regulations* and to comply with the associated requirements, the NWB determined that:

**Approval No. 8WLC-PEL1718 be issued, subject to the conditions of Schedule 1 contained therein (Motion # 2016-WL-030).**

SIGNED this 3<sup>rd</sup> day of March, 2017 at Gjoa Haven, NU.

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Thomas Kabloona  
Nunavut Water Board, Chair

TK/sj/ri

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<sup>2</sup> Nunavut Planning Commission (NPC) Conformity Determination, March 1, 2017.



**NUNAVUT WATER BOARD  
APPROVAL WITHOUT A LICENCE**

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**APPROVAL NO. 8WLC-PEL1718**

Pursuant to the *Nunavut Waters Regulations*, *Nunavut Waters and Nunavut Surface Rights Tribunal Act* and the *Agreement Between the Inuit of the Nunavut Settlement Area and Her Majesty the Queen in Right of Canada*, the Nunavut Water Board hereinafter referred to as the Board, hereby grants to the

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**BATHURST INLET DEVELOPMENTS (19840) LTD.**

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**EVANS BUILDING 4816 – 49 STREET, YELLOWKNIFE,  
NORTHWEST TERRITORIES X1A 2R3**

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of

Hereinafter called the Authorized Entity, the right to use Waters and Deposit waste for a period of one (1) year after the day on which the Board approved the Application, subject to the conditions contained in Schedule 1 attached to this Approval:

Project Name: **PELLATT LAKES / ESKER LODGE PROJECT**

Location: **KITIKMEOT REGION, NUNAVUT**

Water Management Area: **P.O. BOX 820 YELLOWKNIFE NT X0E 2N6**

Classification of  
Undertaking: **OTHER OF UNDERTAKING**

Purpose: **USE OF WATERS DAILY AND DEPOSIT OF WASTE**

Approval Criteria: **USE OF ONE (1) CUBIC METRES OF WATER PER DAY**

Effect Date: **MARCH 8, 2017**

Expiry of Approval: **MARCH 7, 2018**

Dated this 3<sup>rd</sup> day of March, 2017, at Gjoa Haven, NU

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Thomas Kabloona  
Nunavut Water Board  
Chair



## **SCHEDULE 1**

### **CONDITIONS FOR USE OF WATER OR DEPOSIT OF WASTE WITHOUT A LICENCE**

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#### General

1. In the case of an Authorized Entity who has a mineral right and who intends to use Waters or deposit Waste in relation to that right, the Authorized Entity shall respect the priority conferred on Inuit by section 62 of the *Act* as if that applicant had a licence for the use or deposit.

#### Use of Waters

2. The Authorized Entity shall take measures prior to the use of Waters to minimize any alteration to the bed or banks of a watercourse whose waters are to be used, and the measures shall be maintained during the operation of the undertaking.

#### Deposit of Waste

3. The Authorized Entity shall not deposit Waste to surface water or within thirty-one (31) metres of the ordinary high water mark of any body of water.
4. The waste must not contain more than 15 milligrams per litre of petroleum or petroleum product and must not have a visible hydrocarbon sheen.

#### Spill Contingency

5. means measures developed to manage unforeseen spill involving petroleum and hazardous materials that may occur while carrying out the undertaking associated with this authorization involving the use waters and/or the deposit of waste without a licence.

#### Abandonment and Restoration

6. Prior to the closure or abandonment of the undertaking or end of the period authorized for the use of Waters or deposit of waste without a licence, whichever occurs first, the site shall be restored — to the extent practicable — to the state in which it was before the use of Waters or the deposit of Waste.<sup>a</sup>

#### Record Keeping

7. The Authorized Entity shall:
  - a. maintain accurate and detailed books and records of:
    - i. the quantity of water, in cubic metres, used each day,
    - ii. the quantity, in cubic metres, of waste deposited each day,
    - iii. the type of waste deposited each day,
    - iv. where the waste is deposited including GPS coordinates in Latitude and Longitude,



## SCHEDULE 1 (Cont.)

- v. the concentration of the substance, or substances, in the deposited solid or liquid that has the effect of making the deposit waste,
  - vi. the methodology used to calculate or determine the information referred to in items (i) to (v), and
  - vii. the measures that were taken to avoid or mitigate any adverse impacts of the deposit of waste.
- b. keep the books and records on the site of the undertaking during the period of its operation and make them available during that period to an inspector on request;
  - c. submit to the Board a report containing a summary description and supporting photographs of the restoration of the site of the undertaking within thirty (30) days after the earliest of (i) the day on which the undertaking is closed or abandoned, and (ii) the last day of the period authorized for the unlicensed use or deposit;<sup>b</sup> and
  - d. keep the books and records for two years after submitting the report describing the restoration of the site and undertakings.

### Notes:

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- a) A site need not be restored prior to the end of the period authorized for the use of Water or the deposit of Waste without a licence, as required by Item 5, if the Board issues a licence for the use of Water or deposit of Waste for the same undertaking on same site prior to the end of that period.
- b) The Authorized Entity need not submit the report referred to in Item 6 (c) if the Authorized Entity obtains a new approval authorizing a use of Water or deposit of Waste without a licence, or a licence authorizing a use of Water or deposit of Waste for the same undertaking on the same site within thirty (30) days after the last day of the period previously authorized.