



Fisheries and Oceans Canada
5204 – 50th Avenue
Yellowknife, NT
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September 9, 2015

Your file *Voire référence*

Our file *Notre référence*
03-HCAA-CA6-00057.1

De Beers Canada Inc.
Gahcho Kué Project
Attention: Sarah McLean
Suite 300, 5120-49th St
Yellowknife, NT
X1A 1P8

MV2015L2-0015

Dear Ms. McLean

Subject: De Beers Canada Inc. Gahcho Kué Project – Completion of Kennady Lake Fish-Out, Phase II

On June 30th, 2014 Fisheries and Oceans Canada (DFO) issued *Fisheries Act* Authorization no: 03-HCAA-CA6-00057.1 to DeBeers Canada Inc. (DeBeers) which authorized the serious harm to fish arising from the ‘*Dewatering of Kennady Lake and Construction of Dykes*’ in support of the construction, operation and closure of an open-pit diamond mine and diamond milling facility.

As part of the *Fisheries Act* authorization, Condition 2.2 requires that “*A fish-out shall be conducted prior to dewatering Kennady Lake and Lake D1, with fish being provided to local communities to avoid wastage*”.

On July 30th, 2015, DFO and DeBeers met to discuss the Gahcho Kué Project Kennady Lake Fish-out Phase II plan, and the target for fish biomass removal required to successfully meet Condition 2.2 of the *Fisheries Act* Authorization (or ‘the Fish-out’).

During the meeting the following was agreed to:

- *Phase II of the Fish-out will be considered completed when 99% (ninety-nine percent) of the total predicted fish biomass is removed from Kennady Lake.*

The predicted maximum biomass of Kennady Lake was calculated to be 3,940 kilograms (kg). This biomass is based on the regression of the catch-per-unit-effort (CPUE) on the cumulative biomass removed during Phase I of the fish-out. Therefore, the proposed target of a 99% fish biomass removal equals 3,901 kg of total fish being removed from Kennady Lake.

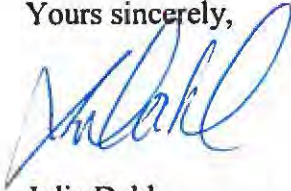
On August 10th, 2015 DeBeers. informed DFO that the total biomass of fish removed from Kennady Lake was 3,913.15 kg as of August 6th, 2015, and as such the Phase II completion target had been reached.

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Therefore, DFO acknowledges that Phase II of the Fish out as required by **Condition 2.2 of DFO Authorization no: 03-HCAA-CA6-00057.1** has been completed to the satisfaction of DFO.

If you have any questions, please contact Mark D'Aguiar at our Yellowknife office at 867-669-4911, or by email at Mark.D'Aguiar@dfo-mpo.gc.ca. Please refer to the file number referenced above when corresponding with the Program.

Yours sincerely,



Julie Dahl
Regional Manager, Regulatory Reviews
Fisheries Protection Program

Copy: Mark D'Aguiar, DFO
Patrick Kramers, De Beers Canada Inc.