

Permits

From: Jen Potten
Sent: Tuesday, February 9, 2016 10:15 AM
To: tim.morton@aandc.gc.ca; Permits
Subject: FW: clarification of Cantung water use fees

Thanks Tim.

Permits – Please post to MV2015L2-0003 – 1>Security and Water Use Fees

Entitled: MV2015L2-0003 – NATCL – Clarification of Water Use Fees – Inspector Email – Feb 5-15

Jen Potten, EP
Regulatory and Office Manager
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From: Tim Morton [mailto:Tim.Morton@aandc-aadnc.gc.ca]
Sent: February-05-16 2:25 PM
To: Jen Potten <jpotten@mvlwb.com>
Cc: Rebecca Chouinard <rchouinard@mvlwb.com>; Mackey, Jeffrey <Jeffrey.Mackey@aadnc-aandc.gc.ca>; Mercer, Jeff <Jeff.Mercer@aandc-aadnc.gc.ca>; Julian Morse <jmorse@mvlwb.com>; Angela Plautz <aplautz@mvlwb.com>; Robert_Jenkins@gov.nt.ca
Subject: Re: clarification of Cantung water use fees

Hi Jen,

All water use fees post November 17th 2015 associated with the North American Tungsten Corporation Ltd Cantung water licence MV2015L2-0003 should be paid to the Government of Canada Receiver General. As you are aware, the Regional Director General for the Northwest Territories Region submitted a signed letter to the Mackenzie Valley Land and Water Board stating that on November 18th 2015 the Cantung Mine Site is now a federal area as defined in the MVRMA.

Subsection 2(3) of the *Waters Act* states that the act does not apply in respect to the use of waters or the deposit of waste in waters within a federal area in the Mackenzie Valley. The Flat River which is the source of water for the Cantung site is located within the Mackenzie Valley and listed as a tributary of the Mackenzie River (#3 of Schedule 1) in the *Northwest Territories Waters Regulations*. Therefore all water usage fees after November 17th 2015 are to be paid to the Receiver General at rates listed within the *Northwest Territories Waters Regulations* which is a regulation under the MVRMA.

Please feel free to contact me if you require any further information or clarification.

Tim

Tim Morton

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>>> Jen Potten <jpotten@mvlwb.com> 2/4/2016 2:36 PM >>>

Tim –

Earlier this week we spoke regarding clarification of the water use fees for the Cantung Water Licence MV2015L2-0003. Given the unique nature of the site, can you please provide clarity on which legislation we should be referencing regarding water use fees, and include a rationale.

We are hoping to hear back shortly so that we can communicate this information to the Licensee.

Thanks,

Jen

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