



Mackenzie Valley Land and Water Board
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Staff Report

Applicant: Kennady Diamonds Inc.	
Location: Kennady Lake, NT	Application: MV2016C0030 & MV2013L2-0005
Date Prepared: June 26, 2017	Meeting Date: July 6, 2017
Subject: Revised Waste Management Plan and Revised Engagement Plan	

1. Purpose/Report Summary

The purpose of this Report is to present to the Mackenzie Valley Land and Water Board (MVLWB/the Board) two management plans which were revised and resubmitted by Kennady Diamonds Inc. (KDI) in accordance with conditions of Land Use Permit (Permit) MV2016C0030 and Water Licence (Licence) MV2013L2-0005, and as outlined in the Board's February 16, 2017 issuance letter. The following Plans are being presented to the Board for decision:

- a) Waste Management Plan (Version 3.1); and
- b) Engagement Plan (Version 3.1).

2. Background

- February 16, 2017 – Issuance of Permit MV2016C0030 and amended Licence MV2013L2-0005 with directive to revise and resubmit the Waste Management Plan and Engagement Plan in accordance with comments made during the review of the applications;
- May 17, 2017 – Revised Plans received;
- May 19, 2017 – Revised Plans distributed for review;
- June 8, 2017 – Reviewer comments due and received;
- June 15, 2017 – Responses to reviewer comments due and received;
- **July 6, 2017 – Revised Plans presented to the Board for decision;** and
- February 26, 2021 – Permit MV2016C0030 and Licence MV2013L2-0005 expire.

3. Discussion

On September 27, 2016, KDI applied for a new Permit MV2016C0030 and an amendment to their existing Licence MV2013L2-0005 to expand exploration activities at the Kennady North Project from enhanced to advanced exploration, in order to obtain the information necessary to complete a Feasibility Study for the Kennady North Project. The Permit was issued and the Licence amended on February 16, 2017, which was accompanied by a directive to revise and resubmit the Waste Management Plan and Engagement Plan in accordance with the relevant Permit and Licence

conditions and comments made during the review of the applications (attached, including Reasons for Decision). On May 17, 2017, KDI submitted the revised Plans (attached).

Revised Waste Management Plan requirements

Condition 58 of Permit MV2016C0030 requires: “Within 90 days following issuance of this Permit, the Permittee shall submit a revised **Waste Management Plan** to the Board for approval.”

Part G, item 2 of Licence MV2013L2-0005 requires: “On or before May 17, 2017, the Licensee shall submit a revised **Waste Management Plan** to the Board for approval. The Plan shall meet the objectives listed in Part G, item 1.”

The Board’s February 16, 2017 Reasons for Decision supporting these conditions identifies the following point:

Comment/recommendation from February 15, 2017 Reasons for Decision	Board staff analysis
KDI committed to discuss the Government of the Northwest Territories (GNWT) – Lands (GNWT Lands comment ID 15 and 16) recommendations regarding hazardous waste management and incineration of human waste.	Adequate. The revised Waste Management Plan notes that discussions were held with the GNWT and that updates to the Plan clarify human waste disposal practices for small exploration camps, including incineration and off-site disposal.

Revised Engagement Plan requirements

Condition 96 of Permit MV2016C0030 requires: “Within 90 days following issuance of this Permit, the Permittee shall submit a revised **Engagement Plan** to the Board for approval.”

Part B, item 13 of Licence MV2013L2-0005 requires: “On or before May 17, 2017, the Licensee shall submit a revised **Engagement Plan** to the Board for approval.”

The Board’s February 16, 2017 Reasons for Decision supporting these conditions identifies the following point:

Comment/recommendation from February 15, 2017 Reasons for Decision	Board staff analysis
KDI committed to consider concerns raised by the Lutsel K’e Dene First Nation (LKDFN comment ID 2 to 4) and Deninu Kue First Nation (DKFN Comment ID 1).	Adequate. The revised Engagement Plan has initiated distribution of a regular newsletter to provide regular updates to communities, plain language reports, and community bulletin reports.

4. Comments

Not applicable.

5. Reviewer Comments

The two revised plans were distributed for separate reviews. By June 15, 2017, GNWT-ENR and Environment and Climate Change Canada had submitted “no comment” comments on the revised Waste Management Plan (Version 3.1), and only GNWT-ENR submitted a “no comment” comment on the revised Engagement Plan (Version 3.1). No other parties submitted comments or recommendations. As such, KDI did not provide a response by the deadline of June 15, 2017. The two Review Summaries and Attachments (attached) present the concerns identified through the review of these submissions.

6. Security

The status of security for this project will not be affected by the Board’s decisions related to these revised Plans.

7. Conclusion

Board staff conclude that updates and revisions to both the Waste Management Plan (Version 3.1) and Engagement Plan (Version 3.1) adequately fulfill the directives in the Board’s February 16, 2017 letter.

8. Recommendation

Board staff recommend the Board:

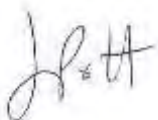
- a) Approve Waste Management Plan (Version 3.1); and
- b) Approve Engagement Plan (Version 3.1).

Board staff have prepared a draft decision letter for each plan, for the Board’s consideration.

9. Attachments

- [Permit MV2016C0030 and issuance letter – February 16, 2017](#)
- [Licence MV2013L2-0005 and issuance letter – February 16, 2017](#)
- [Waste Management Plan \(Version 3.1\)](#)
- [Engagement Plan \(Version 3.1\)](#)
- Review Summary and Attachments – Waste Management Plan (Version 3.1)
- Review Summary and Attachments – Engagement Plan (Version 3.1)
- Draft Decision Letter from the Board – Waste Management Plan (Version 3.1)
- Draft Decision Letter from the Board – Engagement Plan (Version 3.1)

Respectfully submitted,



Jen Potten
Regulatory Coordinator

Review Comment Table

Board:	MVLWB
Review Item:	Kennady Diamonds Inc. - Revised Engagement Plan (MV2016C0030 MV2013L2-0005)
File(s):	MV2013L2-0005 MV2016C0030
Proponent:	Kennady Diamonds
Document(s):	MV2016C0030 MV2013L2-0005 - KDI - Updated Engagement Plan (715KB)
Item For Review Distributed On:	May 19 at 16:34 Distribution List
Reviewer Comments Due By:	June 8, 2017
Proponent Responses Due By:	June 15, 2017
Item Description:	<p>Kennady Diamonds Inc. has submitted a revised version of their Engagement Plan (the Plan) required by Land Use Permit MV2016C0030 (the Permit) and Water Licence MV2013L2-0005 (the Licence). Revision of this Plan was required in accordance with the directive issued by the Mackenzie Valley Land and Water Board (the Board) in their February 16, 2017 Issuance Decision for the Permit and amended Licence, which can be viewed at this link (See Page 9 and 10 of the attached Reasons for Decision for details as to why re-submittal of the Plan was required):</p> <p>http://registry.mvlwb.ca/Documents/MV2016C0030/MV2016C0030%20-%20Kennady%20Diamonds%20Inc%20-%20Approval%20Letter%20with%20Permit-Conditions%20and%20RFD-%20Type%20A%20LUP%20-%20Feb16-17.pdf</p> <p>Reviewers are invited to submit questions, comments, and recommendations on this Plan using the Online Review System (ORS) by the review comment deadline specified below.</p> <p>All documents that have been uploaded to this review are also available on our public registry. If you have any questions or comments about the ORS or this review, please contact Board staff identified below.</p>
General Reviewer Information:	<p>~~This review item has also been distributed by fax to the following organizations:</p> <p>Fort Resolution Métis Council Trudy King (867)394-3322; Fieldworker.frmc53@northwestel.net;</p> <p>Hay River Metis Council Trevor Beck President (867)874-4472; hrmc@northwestel.net;</p>

	NWT Metis Nation Tim Heron NWTMN IMA Coordinator (867)872-3586; rcc.nwtmn@northwestel.net;
Contact Information:	Jen Potten 867-766-7468 Julian Morse 867-766-7453

Comment Summary

GNWT - ENR: Central Email GNWT				
ID	Topic	Reviewer Comment/Recommendation	Proponent Response	Board Staff Analysis
1	General File	Comment (doc) ENR Letter - No Comments or Recommendations at this time. Recommendation		Noted.



June 8, 2017

Julian Morse
Regulatory Officer
Mackenzie Valley Land and Water Board
7th Floor – 4910 50th Avenue
P.O. Box 2130
Yellowknife, NT
X1A 2P6

Dear Mr. Morse,

**Re: Kennady Diamonds Inc.
Water Licence – MV2013L2-0005
Revised Waste Management Plan Ver. 3-1
Revised Engagement Plan Ver. 3-1
Request for Comment**

The Department of Environment and Natural Resources, Government of the Northwest Territories has reviewed the plans at reference based on its mandated responsibilities under the *Environmental Protection Act*, the *Forest Management Act*, the *Forest Protection Act*, the *Species at Risk (NWT) Act*, the *Waters Act* and the *Wildlife Act* and has no comments or recommendations for the consideration of the Board at this time.

Should you have any questions or concerns, please do not hesitate to contact Patrick Clancy, Environmental Regulatory Analyst at (867) 767-9233 Ext: 53096 or email patrick.clancy@gov.nt.ca.

Sincerely,

Patrick Clancy
Environmental Regulatory Analyst
Environmental Assessment and Monitoring Section
Conservation, Assessment and Monitoring Division
Department of Environment and Natural Resources
Government of the Northwest Territories



June 8, 2017

Julian Morse
Regulatory Officer
Mackenzie Valley Land and Water Board
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Dear Mr. Morse,

**Re: Kennady Diamonds Inc.
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