



October 12, 2016

File: MV2016L8-0006 &  
MV2016X0021

Mr. Duncan Cooke  
Sandy Point Lodge  
P.O. Box 2484  
112 Taltheilei Drive  
YELLOWKNIFE NT X1A 2P8

Email: DCooke@arcan.nt.ca

Dear Mr. Cooke:

### **Gordon Lake Group (GLG) Remediation Project – Follow-up**

Mackenzie Valley Land and Water Board (MVLWB or the Board) staff received a response from INAC-CARD on September 28, 2016 relating to the concerns raised in your September 20, 2016 letter and your subsequent response on October 4, 2016.

At this stage in the regulatory review process for the GLG Remediation Project, the Board has directed staff to send the draft Land Use Permit (Permit) and Water Licence (Licence) out for review. Please provide any recommendations on how your concerns can be addressed through the draft Permit and Licence conditions; specify which impacts are still outstanding; and any recommendations on how to address the outstanding issues by the review deadline.

As per section 72.03 of the *Mackenzie Valley Resource Management Act*, the Board must be satisfied that any valid claims for compensation (that have been received within the prescribed timeframe), have been addressed prior to issuing a water licence. As your concerns relating to compensation have been received within the prescribed timeframe, please answer the following questions in as much detail as possible if you wish to pursue a claim for compensation:

- What costs or damages have you suffered to date? (Give details and explain how you have come to any estimates of damages).
- Do you own or have a proprietary interest in any land) s) on the watercourse affected by the proposed water licence? If so, what is the nature of your property interest and the use you make of it? Indicate how long you've held this property interest.
- Do you have any outfitting, trapping, or other interest in the area affected? What is the nature of your interest, and the use you make of it? Describe this interest and indicate how long you have held this interest.
- Have you taken or do you plan to take any steps to avoid or mitigate the effects described above?

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- What costs or damages would you expect to suffer on an ongoing basis if the proposed water licence is approved? (Give details and indicate how you have come to any estimates of damages).
- Please provide comments and recommendations on the draft water licence that might help avoid or mitigate the effects described above.
- Have you applied for or are you collecting compensation for the damages you have described from any other source? (Give details).
- If monetary compensation is to be awarded by the Board, do you have a preference in terms of the form of payment? (lump sum, periodic payment, in-kind, another form?)
- Is there any other information that you can provide to assist the Board in making a decision on your claim?

Please provide the requested information to the Board no later than 5:00 pm on November 2, 2016.

Please note that the Board will consider your response to determine whether compensation must be paid before issuing this water licence. Claims for past adverse effects will not be considered. Please also remember that the onus is upon you to prove that you are indeed entitled to compensation and to quantify the amount and form that compensation should take.

INAC-CARD will have an opportunity to respond in detail to your analysis once it has been received.

Upon receipt of this information, Board staff will continue to process the Applications and the Board will take such steps as are necessary to make a determination on your claim.

If you have any questions or concerns regarding this request, please feel free to contact Kierney Leach at (867) 766-7470 or via email at [kleach@mvlwb.com](mailto:kleach@mvlwb.com).

Sincerely,



Rebecca Chouinard  
MVLWB, Executive Director

Copied to: Carey Ogilvie, [carey.ogilvie@aandc-aadnc.gc.ca](mailto:carey.ogilvie@aandc-aadnc.gc.ca)  
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