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Staff Report

Applicant: Nahanni Construction Ltd.	
Location: Ekati Diamond Mine to NWT/NU Border	File Number: MV2018F0024
Date Prepared: October 8, 2019	Date of Board Meeting: November 7, 2019
Subject: Land Use Permit Discontinuance and Final Clearance	

1. Purpose

The purpose of this Report is to present to the Mackenzie Valley Land and Water Board (MVLWB/the Board):

- a) A request to discontinue Land Use Permit MV2018F0024 (Permit) submitted by Nahanni Construction Ltd. (Nahanni); and
- b) A final plan from Nahanni and a recommendation for final clearance from the Government of the Northwest Territories Inspector for closure of Land Use Permit (Permit) MV2018F0024;

2. Background

- February 28, 2019 – Issuance of Permit MV2018F0024;
- October 4, 2019 – Request to discontinue and final plan for Permit MV2018F0024 received;
- October 7, 2019 – Request forward to the GNWT – Inspector for comment and recommendation;
- October 7, 2019 – Recommendation received from the GNWT – Inspector on the discontinuance and the final plan submission;
- **November 7, 2019 – Request for discontinuance and final plan presented to the Board for decision; and**
- February 27, 2024 – Expiration of Permit MV2018F0024.

3. Discussion

Project Description

On February 28, 2019, Nahanni received a Permit to construct a winter road from the Ekati Mine turnoff at Lac de Gras in the Northwest Territories to the Lupin Mine in Nunavut.

The program was to extend from Lac de Gras to Lupin along the existing Tibbitt to Contwoyto Winter Road, traversing 95 km in the Northwest Territories and 118 km in Nunavut. Mobilization to construct and operate this portion of the winter road was to occur from the existing winter road, constructed and operated by the Joint Venture Management Committee.

Once the Permit was issued by the Board, Nahanni requested to complete activities that were not included in the initial application. Board staff and Nahanni met to discuss the path forward relating to having an all-inclusive authorization. Board staff recommended that Nahanni submit a new application that covers all of the activities that Nahanni anticipates.

On September 26, 2019, Nahanni submitted an application which covers all the activities permitted under MV2018F0024 and new activities.

On October 4, 2019, Nahanni requested a discontinuance to their current permit as well as a request to have the Board grant final clearance to MV2018F0024.

4. Comments

n/a

5. Public Review

On October 7, 2019, Board staff forwarded the request to the GNWT – Inspector who responded stating that there are no issues with the request for discontinuance as well as the final plan as no work was completed on the project (attached).

6. Security

The status of security for this Project will not be affected by the Board's decisions related to the decision.

7. Conclusion

Board staff conclude there are no outstanding issues or concerns with this Request for discontinuance as well as the final plan.

8. Recommendation

Board staff recommend the Board:

- a) **Make a motion to approve the discontinuance of Land Use Permit MV2018F0024.**
- b) **Make a motion approve final clearance of Land Use Permit MV2018F0024.**

Draft decision letters are attached.

9. Attachments

- [Request for Discontinuance](#)
- [Recommendation from the GNWT-Inspector](#)
- Draft Land Use Permit Cover Page
- Draft Discontinuance Letter from the Board
- Draft Final Clearance Letter from the Board

Respectfully submitted,



Tyree Mullaney
Regulatory Specialist