Dear Mr. Fequet:

Subject: Public Hearing Undertaking - Water License Renewal W2015L2-0001

Diavik Diamond Mines (2012) Inc. (DDMI) is pleased to provide the following as response to Undertaking #1 from the May 28, 2015 Public Hearing regarding Water License Renewal W2015L2-0001.

Undertaking #1

Diavik Diamond Mines (2012) Inc. (DDMI) will investigate and report their position on the change of the following text from W2007L2-0003 Part C, Item 5, from “There shall be no accumulation of water against the containment dam structures of the Processed Kimberlite Containment Facility until such time as the results of the thermal monitoring program have demonstrated the integrity of the frozen base of the dams” to “There shall be no accumulation of water against the containment dam structures of the Processed Kimberlite Containment Facility.”

DDMI Response

The current text is from the original N7L2-1645 Water License and was directed towards the period of initial dam construction when it was necessary to allow time for the dam foundation to freeze back. The original text is no longer necessary but we understood it to be Board practice to retain these. The proposed text would be a new restriction on the PKC operations that has not been substantiated technically. DDMI acknowledges that our operating practices are to keep the PKC pond small, centralized and away from the dams. However, we do not support the proposed text as it could unnecessarily restrict facility operations.

Please contact the undersigned if you have any questions regarding this response.

Yours sincerely

[Signature]

Gord Macdonald

Cc: Sarah Elsasser/Patty Ewaschuk, WLWB