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June 4, 2020

G18X005

RE: Inuvik Wind Project – Next Steps in Request for Ruling on Eligibility

Dear Gwich'in Land and Water Board distribution list,

On January 9, 2020 the Nihtat Gwich'in Council (NGC) submitted to the Gwich'in Land and Water Board (GLWB or Board) a Request for Ruling¹ (Request) to determine NWT Energy (03) Ltd. (NTEC)'s eligibility to be granted a land use permit for the Inuvik Wind Project. The NGC Request alleges that NTEC failed to establish a lawful right to occupy lands affected by the proposed project, as required by paragraph 18(b) of the Mackenzie Valley Land Use Regulations.

To ensure the necessary information was on the record prior to ruling on the NGC Request, on March 3, 2020, the GLWB issued a joint Information Request (IR #3)² to NTEC and the Government of the Northwest Territories Department of Lands (GNWT), requesting details pertaining to NTEC's right to occupy the lands in question.

On May 26, 2020 NTEC/GNWT responded to IR #3³. The Board has reviewed this submission and is satisfied that it can conclude the information request phase of this proceeding.

At this time, the Board invites any parties wishing to provide evidence in response to NGC's Request to submit that information no later than June 18, 2020. NGC will be given an opportunity to respond to the GNWT/NTEC IR #3 response, and to any additional evidence submitted to the record, and must provide this response by July 2, 2020. Parties wishing to file arguments must do so by July 16, 2020. NGC will be given the opportunity to reply and provide closing arguments by July 30, 2020.

Once arguments are received, the GLWB will close the record and make a ruling on NGC's Request.

Please do not hesitate to contact Board staff should you have any questions regarding this proceeding.

Sincerely,

Alec Sandra Macdonald
Regulatory Specialist
Gwich'in Land and Water Board

¹ See GLWB online registry for [G18X005 - Nihtat Gwich'in Council - Section 18 Request for Ruling - Jan09 20.pdf](#)

² See GLWB online registry for [G18X005 – Information Request #3 – Mar04 20](#)

³ See GLWB online registry for [G18X005 – NTEC Response to Information Request #3 – May26 20](#)