



301 – 5204 50th Ave.
Yellowknife, NT
X1A 1E2

May 16, 2014

Your file *Votre référence*

MV2005L2-0015

Our file *Notre référence*

03-HCAA-CA6-00057

DeBeers Canada Inc.
Attn: Veronica Chisholm
Suite 300, 5120 – 49th Street
Yellowknife, NT
X1A 3S8

Dear Ms. Chisholm:

Subject: Implementation of mitigation measures to avoid and mitigate serious harm to fish

The Fisheries Protection Program (the Program) of Fisheries and Oceans Canada received your proposal on May 15, 2014.

Your proposal has been reviewed to determine whether it is likely to result in serious harm to fish which is prohibited under subsection 35(1) of the *Fisheries Act*.

Our review consisted of:

- your Request for Review dated May 12, 2014.

We understand that you propose to:

- Construct an approximately 100m long by 30m wide rock and aggregate watercrossing / causeway over a narrows of Kennady Lake, Northwest Territories, to allow road access between the mine camp and the airstrip,
- Install culverts in the causeway to allow for fish passage, and monitor for culvert blockages daily,
- Complete the work while the site is frozen to the bottom of the waterbody,
- Install sediment and erosion control measures and monitor them daily,
- Follow DFO's standard "Measures to Avoid Causing Harm to Fish and Fish Habitat" related to project planning, erosion and sediment control, fish protection, and operation of machinery.

Provided that these mitigation measures are incorporated into your plans, the Program is of the view that your proposal will not result in serious harm to fish. No formal approval is required from the Program under the *Fisheries Act* in order to proceed with your proposal.

If your plans have changed or if the description of your proposal is incomplete, or changes in the future, you should consult our website (<http://www.dfo-mpo.gc.ca/pnw-ppe/index-eng.html>) or consult with a qualified environmental consultant to determine if further review is required by the Program.

Please notify this office at least 10 days before starting your project. A copy of this letter should be kept on site while the work is in progress.

If you have any questions, please contact Kelly Eggers, Fisheries Protection Biologist, at our Yellowknife office at (867) 669-4905, by fax at (867) 669-4940, or by email at Kelly.Eggers@dfo-mpo.gc.ca. Please refer to the file number referenced above when corresponding with the Program.

Yours sincerely,



Marek Janowicz
A\ Manager, Regulatory Reviews

Copy: Mackenzie Valley Land and Water Board