

## LIST OF AUTHORITIES AND MATERIALS RELIED ON

### MVLWB Decisions

MV2011L2-0004 – Northwest Territories Power Corp. – Reasons for Compensation Decision, July 11 and 13, 2017

- p. 5 at para 5 (footnote 3)

MV2016L8-0003 – DIAND – CARD – Gordon Lake Group – Reasons for Compensation Decision, February 16, 2017

- p. 5 at para 4 (footnote 2)

### Case Law

*Carter v. Northwest Territories Power Corp.*, 2014 N.W.T.S.C. 19

- p. 5 at para 5 (footnote 3)
- p. 7 at para 7 (footnote 5)

*Friends of the Oldman River Society v. Canada (Minister of Transport)*, [1992] 1 S.C.R. 3

- p. 28 at para 1 (footnote 15)
- p. 36 at para 2 (footnote 28)

*MacDonald v. The Town of Goderich et al.*, [1949] O.J. No. 474

- p. 28 at para 5 (footnote 17)
- p. 30 at paras 2, 3, 7

*R v. Rice* (1963), [1963] 1 C.C.C. 108, 1962 CarswellOnt 239

- p. 27 at para 3 (footnote 13)
- p. 36 at para 1 (footnote 26)

### Statutes & Legislation

*Assessment Act*, R.S.B.C. 1996, c. 20

- p. 29 at para 1 (footnote 18)

*Canada Shipping Act, 2001*, S.C. 2001, c. 26, s. 2

- p. 26 at para 9
- p. 27 at paras 2, 3 (footnote 12)
- p. 28 at para 2
- p. 35 at paras 6, 7
- p. 36 at paras 1, 3 (footnote 25)

*Canadian Navigable Waters Act*, R.S.C., 1985, c. N-22

- p. 28 at para 2
- p. 36 at para 3

*Fisheries Act, R.S.C., 1985, c. F-14*

- p. 35 at para 2

*Mackenzie Valley Federal Areas Waters Regulations, SOR/93-303*

- p. 6 at para 5 (footnote 4)
- p. 28 at para 2 (footnote 16)
- p. 36 at para 3 (footnote 29)

*Mackenzie Valley Resource Management Act, S.C. 1998, c. 25*

- p. 5 at paras 1, 2,4
- p. 6 at paras 2, 3, 5
- p. 12 at para 2
- p. 13 at paras 4, 5
- p. 14 at paras 2, 3, 5
- p. 15 at paras 2, 4, 7
- p. 16 at para 5
- p. 17 at para 2
- p. 18 at paras 1, 2, 4
- p. 20 at paras 1, 3, 4
- p. 21 at para 4
- p. 23 at paras 3, 5, 6
- p. 25 at para 2
- p. 26 at paras 2, 3, 5-9
- p. 27 at paras 1-4
- p. 28 at paras 2-5
- p. 29 at para 3
- p. 30 at paras 6, 7
- p. 31 at paras 5, 7
- p. 32 at para 3
- p. 33 at (g), (h), (i)
- p. 34 at paras 3, 4
- p. 35 at paras 1-6
- p. 36 at paras 1-4

*Metal and Diamond Mining Effluent Regulations, SOR/2002-222*

- p. 9 at para 2 (footnote 6)

*Metal Mining Effluent Regulations, SOR/2002-222*

- p. See *Metal and Diamond Mining Effluent Regulations*

*Mineral Resources Act, R.S.N.S. 2016, c. 3, s. 1*

- p. 29 at para 1 (footnote 19)

*Northern Inland Waters Act*, R.S.C. 1985, c. N-25 (Repealed)

- p. 27 at para 4
- p. 34 at para 4
- p. 36 at para 2

*Northwest Territories Fishing Regulations*, C.R.C., c. 847

- p. 35 at para 1 (footnote 24)

*Northwest Territories Waters Act*, S.C. 1992, c. 39 (Repealed)

- p. 27 at para 4
- p. 34 at para 4
- p. 36 at para 2

*Trapping Regulations*, N.W.T. Reg. 023-92

- p. 34 at para 5 (footnote 23)

*Waters Act*, S.N.W.T. 2014, c. 18

- p. 27 at para 1 (footnote 11)
- p. 28 at para 3

*Wildlife Regulations*, N.W.T. Reg. 069-97

- p. 34 at para 5 (footnote 22)

## Other materials

Canadian Dam Association (“CDA”) guidelines

- p. 8 at paras 3, 5

CIRNAC and GNWT (Crown-Indigenous Relations and Northern Affairs Canada and Government of the Northwest Territories), 2019, *Giant Mine Effluent Quality Criteria Report*. Prepared for the Mackenzie Valley Land and Water Board, Yellowknife, NT, Canada

- p. 9 at paras 1-3 (footnote 7)

City of Yellowknife Lease of the Town Site Area

- p. 13 at paras 1, 4
- p. 14 at paras 4-7
- p. 15 at paras 1, 5-7
- p. 17 at para 2
- p. 18 at para 1
- p. 21 at para 5
- p. 28 at para 4
- p. 30 at para 2
- p. 34 at para 1
- p. 37 at para 2

Environmental Guideline for the Remediation of Contaminated Sites adopted pursuant to the *Environmental Protection Act*, R.S.N.W.T., 1988, c. E-7, which was in effect at the date of the Responsible Ministers' approval of the Report of Environmental Assessment for the Project

- p. 3 at para 5 (footnote 1)
- p. 14 at para 6
- p. 15 at para 5
- p. 16 at para 2
- p. 17 at para 2
- p. 19 at para 6
- p. 20 at para 4
- p. 23 at paras 2, 6
- p. 32 at para 3

Giant Mine Remediation Project Closure and Reclamation Plan

- p. 3 at para 4
- p. 9 at para 2
- p. 10 at para 1
- p. 14 at para 6

Giant Mine Remediation Project Report of Environmental Assessment

- p. 1 at para 1
- p. 3 at para 6
- p. 9 at para 2
- p. 10 at para 1
- p. 14 at para 6

Great Slave Sailing Club Sub-Lease of the Town Site Area

- p. 18 at paras 1-6
- p. 19 at para 4
- p. 20 at paras 1, 2, 4
- p. 21 at paras 4, 5
- p. 28 at paras 4, 5
- p. 29 at paras 2, 3
- p. 30 at paras 2, 4, 5
- p. 31 at paras 4, 6, 8
- p. 32 at para 1, 3

Great Slave Sailing Club Website

<https://www.greatslavesailingclub.com/greatslavesailingclub/join/join.html>

- p. 29 at para 2 (footnote 20)
- p. 30 at para 1

Guidelines for Canadian Drinking Water Quality

- p. 9 at paras 1-3
- p. 10 at paras 3, 5
- p. 11 at para 4

La Forest, A. W., *Anger & Honsberger Law of Real Property, 3<sup>rd</sup> Ed.*, Thomson Reuters, §19:40.70 (L.L. Ed.)

- p. 27 at para 4 (footnote 14)
- p. 36 at para 2 (footnote 27)

Letter to the City of Yellowknife from the Giant Mine Remediation Project, October 10, 2019

- p. 3 at para 3
- p. 4 at last line under Engagement with City of Yellowknife
- p. 16 at paras 1 (footnote 9), 4
- p. 32 at para 2 (footnote 21)
- p. 37 at para 3 (footnote 30)

Water Licence MV2009L3-0007 (City of Yellowknife)

- p. 6 at paras 1, 2
- p. 7 at para 4

Water Licence N1L3-0032 (City of Yellowknife)

- p. 6 at paras 1, 2
- p. 7 at para 1

Yellowknife Historical Society Sub-Lease of the Town Site Area

- p. 22 at paras 1-5
- p. 23 at paras 1-4, 6
- p. 24 at para 1