

Permits

From: Julian Morse
Sent: Thursday, May 26, 2016 2:32 PM
To: Permits
Cc: Jen Potten
Subject: FW: Bullmoose-Ruth Remediation Project - Eligibility for Land Use Permit Application under MVLUR

Please post to MV2016X0013 and MV2016L8-0004.

-J

From: Ron Breadmore [mailto:Ron.Breadmore@aandc-aadnc.gc.ca]
Sent: Thursday, May 26, 2016 9:25 AM
To: Julian Morse <jmorse@mvlwb.com>
Cc: Carey Ogilvie <Carey.Ogilvie@aandc-aadnc.gc.ca>; Jessica Wilson <Jessica.Wilson@aandc-aadnc.gc.ca>
Subject: Bullmoose-Ruth Remediation Project - Eligibility for Land Use Permit Application under MVLUR

Good morning,

I understand our recent land use application for the Bullmoose Ruth Remediation Project has generated some questions related to INAC's contaminated sites and their eligibility for Land Use Permits (LUP) under Section 18 (b) of the *Mackenzie Valley Land Use Regulations*. Our understanding is that INAC's right and responsibility to access these lands for the purposes of remediation are defined and outlined in several ways as referenced below:

Access to Federal Land

NWT Devolution Agreement -

Responsibility for Waste Sites

Section 6.4 (a) Subject at all times to the express provisions of this Chapter 6, the allocation of responsibility for the Management of Waste Sites among the Parties pursuant to this Agreement is based upon the following principles: Canada is responsible for the Management of Waste Sites on Public Lands which were wholly created prior to the Transfer Date;

Sites Requiring Remediation

Section 6.43 All Sites Requiring Remediation listed in Part D of the Inventory of Sites at the Transfer Date shall be excluded from the transfer of administration and control referred to in Section 3.1 and shall be included in the inventory of exclusions referred to in Section 3.34.

Right to Access GNWT Land

NWT Devolution Agreement -

Access by Canada

Section 6.62 Canada shall have the right to access Public Lands and Waters and the right to use natural resources in or on Public Lands in order to fulfill its responsibilities in respect of this Chapter 6.

Responsible Minister - Sites Requiring Remediation by INAC

NWT Devolution Agreement - Schedule 4, Part 6

Schedule 4, Part 6, lists and describes all waste sites to which INAC has specific responsibility. These sites are further described under Schedule 7, Part D, of the Agreement.

Hopefully the above provides adequate clarity with regards to INAC's eligibility to receive a LUP for the Bullmoose-Ruth Project under Section 18 (b) of the *MVLUR*. Please do not hesitate to call me if you would like to discuss further.

best regards,

Ron

Thank you,

Ron Breadmore

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