



Mackenzie Valley Land and Water Board
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Staff Report

Applicant: De Beers Canada Inc.	
Location: Snap Lake, NT	File Number: MV2017D0032 and MV2019L2-0004
Date Prepared: May 21, 2019	Date of Board Meeting: June 6, 2019
Subject: Work Plan for De Beers Canada Inc. Snap Lake Renewal and Amendment Applications	

1. Purpose

The purpose of this Report is to present to the Mackenzie Valley Land and Water Board (MVLWB/the Board) the work plan for the Type A Water Licence (Licence) MV2019L2-0004 Renewal and Type A Land Use Permit (Permit) MV2017D0032 Amendment Applications submitted by De Beers Canada Inc. (De Beers) for the Snap Lake Mine.

2. Background

- May 23, 2012 – Minister of Aboriginal Affairs and Northern Development Canada approves Licence MV2011L2-0004;
- May 25, 2012 – Board issues Licence MV2011L2-0004;
- October 12, 2017 – Board issues Permit MV2017D0032;
- April 1, 2019 – MV2019L2-0004 Renewal Application received (to replace Licence MV2011L2-0004);
- April 12, 2019 – Review commenced on Renewal Application (including Draft Work Plan Version 1);
- April 23, 2019 – Reviewer comments and recommendations due and received on Draft Work Plan Version 1;
- April 29, 2019 – Work Plan Version 2 distributed for review and Permit MV2017D0032 Amendment Application received;
- May 3, 2019 – Board staff request further information on the Permit MV2017D0032 Amendment Application;
- May 6, 2019 – De Beers submits an updated Permit MV2017D0032 Amendment Application;
- May 8, 2019 – Review commenced on Permit MV2017D0032 Amendment Application;
- **June 6, 2019 – Work Plan Version 3 presented to the Board;**
- June 13, 2020 – Expiry of Licence MV2011L2-0004; and
- October 11, 2022 – Expiry of Permit MV2017D0032.

3. Discussion

See previous staff report on the 22(2)(b) request as this section is repetitive and not reproduced here for brevity.

4. Comments

Board staff have reviewed work plans for other concurrent proceedings and there are no conflicting dates.

This Work Plan was developed in consultation with De Beers and reflects requests for technical session dates, pre-hearing conference dates, and public hearing dates.

5. Public Review

By April 23, 2019, comments and recommendations on the draft Work Plan Version 1 were received from:

- Government of the Northwest Territories-Environment and Natural Resources recommending that:
 1. The Public Hearing, currently scheduled, should be expanded by one day as a single day for a public hearing may be insufficient; and
 2. The Pre-Hearing Conference be held after the deadline for submission of interventions.
- De Beers Canada Inc. recommended that, due to conflicts with current timelines:
 1. The Technical Session and Pre-Hearing Conference be moved.

No comments or recommendations were received on the Work Plan Version 2.

6. Conclusion

Pending the Board's motion to invoke paragraph 22(2)(b) of the Mackenzie Valley Land Use Regulations to allow for additional time to gather information pertaining to the Amendment of Permit MV2017D0032 during the regulatory process of the associated Type A Water Licence Renewal MV2019L2-0004, Board staff prepared an updated Work Plan (Version 3) for the Board's acknowledgment.

Board staff suggest that there are no outstanding issues or concerns with the proposed Work Plan Version 3.

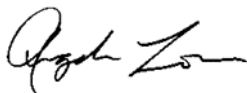
7. Recommendation

Board staff recommend the Board acknowledge the Work Plan Version 3 as submitted with the expectation that timelines may change as the process progresses.

8. Attachments

- Government of the Northwest Territories-Environment and Natural Resources recommendations
- De Beers Canada Inc. recommendations
- Work Plan – Version 3 – June 6, 2019

Respectfully submitted,



Angela Love
Regulatory Specialist



April 23, 2019

Angela Love
Regulatory Officer
Mackenzie Valley Land and Water Board
7th Floor – 4910 50th Avenue
P.O. Box 2130
Yellowknife, NT
X1A 2P6

Dear Ms. Love,

**Re: DeBeers - Snap Lake
Water Licence Renewal Application – MV2019L2-0004
Draft Work Plan Review
Request for Comment**

The Department of Environment and Natural Resources (ENR), Government of the Northwest Territories has reviewed the workplan at reference based on its mandated responsibilities under the *Environmental Protection Act*, the *Forest Management Act*, the *Forest Protection Act*, the *Species at Risk (NWT) Act*, the *Waters Act* and the *Wildlife Act* and provides the following comments and recommendations for the consideration of the Board.

Topic 1: Public Hearing

Comment(s):

The current work plan notes that the public hearing is scheduled for a single day on September 25th, 2019. Based on the scope of the project, which includes the “Final” Closure and Reclamation Plan and updated Aquatics Effects Monitoring Program for the site, ENR suggests that a single day for a public hearing may be insufficient. This will be the first mine site to start and end its mining project under the MVRMA and there is much that will be discussed and finalized regarding closure and remediation of this mine to ensure closure standards, including criteria, are appropriate.

Recommendation(s):

- 1) ENR recommends that the public hearing scheduled for the Snap Lake Water Licence renewal be expanded beyond one day. It may be prudent to determine the precise amount of time that is required for the public hearing once the

technical sessions are held and the Board has a better understanding of the topics that have been raised.

Topic 2: Pre-Hearing Conference

Comment(s):

ENR notes that the pre-hearing conference (PHC) is scheduled for July 22nd, 2019 which is approximately 2 weeks prior to the deadline for the submission of interventions on August 6th, 2019. Given that the Board requests details on parties' topics for discussion and length of presentation during the PHC, it would be more effective to hold the PHC once the interventions are completed.

Recommendation(s):

- 1) ENR recommends that the PHC be held after the deadline for submission of interventions.

Comments and recommendations were provided by ENR technical experts in the Water Resources Division and the North Slave Region and were coordinated and collated by the Environmental Assessment and Monitoring Section (EAM), Environmental Stewardship and Climate Change Division.

Should you have any questions or concerns, please do not hesitate to contact Patrick Clancy, Environmental Regulatory Analyst at (867) 767-9233 Ext: 53096 or email patrick.clancy@gov.nt.ca.

Sincerely,



Patrick Clancy
Environmental Regulatory Analyst
Environmental Assessment and Monitoring Section
Environmental Stewardship and Climate Change Division
Department of Environment and Natural Resources
Government of the Northwest Territories

Angela Love

From: Prather, Colleen <Colleen.Prather@debeersgroup.com>
Sent: April-22-19 9:21 AM
To: Angela Love
Cc: McLean, Sarah
Subject: RE: De Beers Canada Inc. - Snap Lake - Water Licence Renewal Application (MV2019L2-0004) - draft work plan

Hello Angela

As per the directions on the Online Review System, we are providing comments on the draft work plan to you by email

We have a conflict with the timing of the technical session and the pre-hearing conference and are requesting for consideration the following changes:

- **Technical Sessions** June 3-7 (First Preference) or alternatively June 25-27 (Second Preference)
- **Pre-Hearing Conference** July 18 (First Preference) or alternatively July 29 (Second Preference)

Thanks, Colleen

Colleen Prather
Regulatory Specialist, De Beers Group
Cell: 1 (403) 464-2596

From: ORS Administrator <lwbors@yk.com>
Sent: Friday, April 12, 2019 6:26 PM
To: Undisclosed Recipients <lwbors@tamarackcomputers.com>
Cc: angela.love@mvlwb.com; jpotten@mvlwb.com; sallerston@mvlwb.com; jho@mvlwb.com; McLean, Sarah <Sarah.McLean@debeersgroup.com>; Peters, Michelle <Michelle.Peters@debeersgroup.com>; Ross, Guylaine <Guylaine.Ross@debeersgroup.com>; Prather, Colleen <Colleen.Prather@debeersgroup.com>
Subject: Request for Comments on MVLWB Item - De Beers Canada Inc. - Snap Lake - Water Licence Renewal Application (MV2019L2-0004)

The Mackenzie Valley Land and Water Board invites reviewers to submit comments on **De Beers Canada Inc. - Snap Lake - Water Licence Renewal Application (MV2019L2-0004)** via the LWB Online Review System.

- To access **De Beers Canada Inc. - Snap Lake - Water Licence Renewal Application (MV2019L2-0004)**, please follow this link: [LWB Online Review System](#).
- The deadline for reviewers to submit comments is May 17 at 9:59pm Mountain Time.
- The deadline for the proponent to submit responses is May 30 at 9:59pm Mountain Time.
- The User Manual for the LWB Online Review System is available [here](#).

This request is being distributed by email only. If you require materials to be mailed or faxed, or require other assistance, please contact the Mackenzie Valley Land and Water Board.

- Angela Love: 867-766-7456 angela.love@mvlwb.com
- Jacqueline Ho: 867-766-7455 jho@mvlwb.com
- Jen Potten: 867-766-7468 jpotten@mvlwb.com

- Shannon Allerston: 867-766-7465 sallerston@mvlwb.com

Please sign in to update your notification preferences and note that this is a system generated email, so any feedback should be directed to webmaster@mvlwb.com.

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