

Kimberley Murray

From: Rick Walbourne <Rick_Walbourne@gov.nt.ca>
Sent: Thursday, September 23, 2021 1:46 PM
To: Kimberley Murray
Cc: nathen_richea@gov.nt.ca; Lorraine Seale; Patrick Clancy; David Harpley; kracher40; Wilson, Anne (ECCC); allison.stoddart; Shelagh Montgomery
Subject: Canadian Zinc WL Renewal - Work Plan

Hi Kim,

In a recent email, Board staff noted that they are unclear if the Canadian Zinc WL Renewal Work Plan can still be achieved and requested that parties respond to the following questions:

1. Is a public review necessary for the IR Responses?
2. Given the amount of information provided in the IR Responses, can the October 8, 2021 deadline for written Interventions from Parties be met?

Given the limited amount of time between receiving the IR Responses and providing feedback to the Board, ENR was unable to complete a comprehensive review of the material. However, based on a cursory review, we expect that most issues can be addressed within the Intervention and a public review of the IR Responses is not required. We will continue to work with CZN offline if we require any additional clarification or information related to the IR Responses.

However, regarding the deadline intervention, given the recent extension request from CZN, coupled with the amount of information that requires review, ENR suggests that a two-week extension for submission of the intervention (to October 22) would be appropriate. ENR notes that other milestones in the work plan may require adjustment, but given that there is already an abundance of time between the intervention and public hearing (approximately 7 weeks), ENR assumes that any further adjustments should be minimal and that the Board should still endeavor to conduct the public hearing within a couple of weeks of the current date. As well, adjusting the hearing slightly would avoid an overlap with the recently rescheduled Point Lake hearing being conducted by the WLWB. As noted during that process by ENR, the scheduling of two public hearings on the same dates will impact the ability of ENR and other parties to participate fully and may result in procedural fairness issues.

Let me know if you have any additional questions,

Rick

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