

## Reviewer Comments and Proponent Responses

**Project: Government of Northwest Territories - Infrastructure (GNWT - INF)**  
**Board: Sahtu Land and Water Board**  
**Organization: GNWT-INF (Infrastructure)**

No.	Topic	Reviewer Comment	Reviewer Recommendation	Proponent Response
Environment and Climate Change Canada (ECCC) - Anna Graham				
1	No comment	Environment and Climate Change Canada has reviewed the amendment application and has no comments.	Environment and Climate Change Canada has reviewed the application and has no recommendations.	

No.	Topic	Reviewer Comment	Reviewer Recommendation	Proponent Response
Transport Canada - Holly Poklitar				
1	Preliminary Screening Land Use Permit Application Box 8	<p>Transport Canada has reviewed the Proponent's Land Use Permit Application and notes that works (water intakes and water withdrawals) are proposed to take place from the Mackenzie River, Canyon Creek, Francis Creek, Helava Creek, Christina Creek and Prohibition Creek. Works in, on, over, under, through or across navigable waters are regulated under the Canadian Navigable Waters Act (CNWA). The Project's possible impacts to navigation are dependent on whether one or more of the streams is navigable, and if navigable, the type of work being undertaken, e.g., minor or major work as defined in the CNWA.</p> <p>The Navigation Protection Program previously determined that Canyon Creek, Francis Creek, Helava Creek, Christina Creek and Prohibition Creek are not navigable.</p> <p>The Mackenzie River is considered navigable, as it is a scheduled waterway under the CNWA.</p> <p>The Proponent can find more information on the CNWA and its applicability to the project in Transport Canada's "A Guide to the Navigation Protection Program's Notification, Application and Review Requirements" (available at: <a href="https://tc.canada.ca/en/programs/navigation-protection-program/guide-navigation-protection-program-s-notification-application-review-requirements">https://tc.canada.ca/en/programs/navigation-protection-program/guide-navigation-protection-program-s-notification-application-review-requirements</a>).</p>	<p>It is recommended the Proponent assess their responsibilities under the Canadian Navigable Waters Act (CNWA) by conducting a self-assessment of the proposed work in the Mackenzie River (water intake) using Transport Canada's Navigation Protection Program (NPP) Online Project Review Tool: <a href="https://npp-submissions-demands-ppn.tc.canada.ca/projectreview-outildexamenduprojetand">https://npp-submissions-demands-ppn.tc.canada.ca/projectreview-outildexamenduprojetand</a> the CNWA Minor Works Order (as per link to project review tool provided, as well as in attached PDF awareness document for Outfalls and Intakes). A copy of the official Minor Works Order can be found at <a href="https://laws.justice.gc.ca/en/regulations/SOR-2021-170/index.html">https://laws.justice.gc.ca/en/regulations/SOR-2021-170/index.html</a>. If ALL criteria have been met, work can proceed under the Minor Works Order. Please note, if the project does meet the requirements of the designated class of minor works, the Proponent is required to deposit information ("notification of a minor work" on the NPP external submission site) and create a public notice. The Proponent will also have obligations with regard to marking the work and maintaining free navigation in the area of the work as outlined in the Minor Works Order.</p> <p>If the project does not meet all requirements of the designated class of minor works, an application for approval under the CNWA will need to be submitted to Transport Canada via the external submission site (<a href="https://npp-submissions-demands-ppn.tc.canada.ca/auth/login-connexion?ret=%2Fapplications">https://npp-submissions-demands-ppn.tc.canada.ca/auth/login-connexion?ret=%2Fapplications</a>). Work may only start when Transport Canada issues an approval.</p>	

