

**From:** [Poklitar, Holly \(she/her | elle/la\) \(TC/TC\)](#)  
**To:** [nirb.info](#)  
**Subject:** [EXTERNAL] 2024 Annual Report: Doris North Gold and Phase 2 Hope Bay Belt Projects - TC comments  
**Date:** June 24, 2024 2:47:22 PM  
**Attachments:** [BWM infographic\\_FINAL \(1\).pdf](#)  
[CNWA - TRANSFER OF OWNERSHIP - 15622418.doc](#)

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## UNCLASSIFIED / NON CLASSIFIÉ

Hello,

In response to the Nunavut Impact Review Board's request of May 9, 2024, Transport Canada has reviewed Agnico Eagle Mine Ltd.'s (Agnico Eagle) 2023 Annual Report for the Doris North Mine and Phase 2 Hope Bay Belt Projects. Please note that Transport Canada's review was limited to those areas of the monitoring report that are relevant to the Department's mandate and jurisdiction/areas of expertise.

Transport Canada's comments cover three topic areas:

1. Marine safety and security
2. Navigation protection
3. Transportation of Dangerous Goods (TDG)

### 1. Marine safety and security

Comment Number:	TC--01
Subject/Topic:	Marine Transportation Oil Handling Facility
References:	Shipping Management Plan - Section 1.2 Relevant Legislation and Guidance
Comment: Gap/Issue <ul style="list-style-type: none"><li>• Disagreement with the Annual Report conclusion</li><li>• Reasons for disagreement with the Annual Report conclusion</li><li>• Disagreement and reasons for disagreement with conclusions within the Additional Documents in the Appendix</li></ul>	<ul style="list-style-type: none"><li>• The oil handling facility complies with regulatory requirements as per part 8 of the <i>Canada Shipping Act, 2001</i>. No inspection was carried out last year.<ul style="list-style-type: none"><li>◦ Terms and Conditions 20, 33 and 52 state that Transport Canada approves the oil pollution prevention plan (OPPP) and <a href="#">oil pollution emergency plan (OPEP)</a>. Transport Canada's does not approve plans - it reviews them to ensure compliance with regulatory requirements.</li></ul></li></ul>

	<ul style="list-style-type: none"> <li>◦ Transport Canada has not received notification of construction plans for the fuel distribution line from the jetty to the fuel tanks. TC is following up with the operator to seek clarification on the construction plans to determine if there are any impacts on the design of the facility or the operations of loading or unloading fuel from the vessel.</li> <li>• The facility complies with the Marine Transportation Security Regulations. No inspection was carried out by Transport Canada last year.</li> <li>• No enforcement activity was undertaken or required by Transport Canada Marine Safety and Security Group last year.</li> </ul>
Conclusion/Request	Transport Canada requests that the above information be brought to AEM's attention, and that AEM respond to Transport Canada's request for construction plans for the fuel distribution line.

Comment Number:	TC-02
Subject/Topic:	Shipping management - Ballast Water
References:	Shipping Management Plan - Section 1.2 Relevant Legislation and Guidance
Comment: <ul style="list-style-type: none"> <li>• Gap/Issue</li> <li>• Disagreement with the Annual Report conclusion</li> <li>• Reasons for disagreement with the Annual Report conclusion</li> <li>• Disagreement and reasons for disagreement with conclusions within the Additional Documents in Appendix</li> </ul>	<p>An updated Shipping Management Plan was provided with the 2024 Annual Report. Version 3 of the Shipping Management Plan does not reflect the current requirements of the Ballast Water Regulations (SOR/2021-120).</p> <ul style="list-style-type: none"> <li>• Transport Canada's ballast water exchange and treatment requirements were updated in the Ballast Water Regulations, SOR/2021-120 that came into force on June 23, 2021. Treatment and water quality standards applicable to ballast water discharged within Canada will be coming into effect in 2024 using a phase-in approach from 2019 to 2024. From the date of entry into force of the Ballast Water Management Convention (September 8, 2017), all vessels must conform to at least the D-1 standard (exchange); and all new vessels, to the D-2 standard (treatment);(refer to the infographic attached).</li> </ul>



	well as on observations of the anti-fouling system condition, which will assist vessel owners and operators in minimizing the transfer of potentially harmful aquatic species, following globally agreed guidance.
Conclusion/Request	Transport Canada requests that the above information be brought to AEM's attention.

## 2. Navigation protection

Comment Number:	TC-04
Subject/Topic:	Permits – Navigation Protection Program
References:	2023 Annual Report - Table 2.1-1. Hope Bay Permits/Licences and Approvals
<p>Comment: Gap/Issue</p> <ul style="list-style-type: none"> <li>Disagreement with the Annual Report conclusion</li> <li>Reasons for disagreement with the Annual Report conclusion</li> <li>Disagreement and reasons for disagreement with conclusions within the Additional Documents in the Appendix</li> </ul>	<p>Transport Canada's Navigation Protection Program (NPP) has issued three approvals for works associated with the Project:</p> <ul style="list-style-type: none"> <li>8200-02-6565 Installation of the jetty in Roberts Bay</li> <li>2018-600028 Approval for Jetty in Roberts Bay; and</li> <li>2018-600006 Approval for Marine Outfall Berm.</li> </ul> <p>NPP received no complaints about navigation related to the project in 2023.</p> <p>NPP did not carry out any inspections for the project in 2023.</p> <p>However: NPP has not been notified of the change in ownership of the mine and associated works. In order for Agnico Eagle Mines to have authority to address matters related to the NPP approvals, a transfer of ownership for <u>each</u> approval must be submitted to Transport Canada.</p>
Conclusion/Request	The proponent must submit a transfer of ownership of the mine from TMAC Resources to Agnico Eagle Mines for each of the three NPP approvals. The template is attached. They can be submitted via PDF to: <a href="mailto:TC.NPPPNR-PPNRPN.TC@tc.gc.ca">TC.NPPPNR-PPNRPN.TC@tc.gc.ca</a> .

### 3. Transportation of Dangerous Goods (TDG)

Comment Number:	TC-05
Subject/Topic:	Transportation of Dangerous Goods / Hazardous Materials
References:	2023 Annual Report Section #2 – List of Authorizations Obtained
Comment: Gap/Issue <ul style="list-style-type: none"><li>Disagreement with the Annual Report conclusion</li><li>Reasons for disagreement with the Annual Report conclusion</li><li>Disagreement and reasons for disagreement with conclusions within the Additional Documents in the Appendix</li></ul>	With respect to Transport Canada, in 2023, <ul style="list-style-type: none"><li>No Transportation of Dangerous Goods (TDG) approvals were issued.</li><li>No TDG inspections were conducted.</li><li>No TDG monitoring was conducted.</li><li>No TDG complaints/concerns were received regarding this project.</li><li>No TDG enforcement actions were required.</li></ul>
Conclusion/Request	N/A

Thank you and please follow-up with me if you have any questions.

**Holly Poklitar**

(she/elle)

Regional Environmental Advisor, Environmental Programs, Prairie and Northern Region

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**From:** NIRB Enterprise Management System <nirb@notificationservice.ca>

**Sent:** Thursday, May 09, 2024 11:36 AM

**Subject:** 2024-05-09 email NIRB to parties - request for comments

9-May-2024

Dear Parties,

Please see the attached correspondence from the Nunavut Impact Review Board (NIRB or Board) regarding Agnico Eagle Mine Ltd.'s (Agnico Eagle) 2023 Annual Report for the Doris North Mine and Phase 2 Hope Bay Belt Projects requesting comments on the report.

Specifically, the NIRB is requesting that parties provide comments with respect to partis'

jurisdiction and/or area of expertise along with the status of any terms and conditions form the Project Certificate that have been incorporated into any permits, certificates, licenses, or other approvals issued for the project by **June 24, 2024**.

This information is important to assist the NIRB in assessing whether the Project is carried out in accordance with the terms and conditions as set out in the amended Project Certificate.

The 2023 Annual Report and supplemental documents are available for review from the NIRB's Public Registry at [www.nirb.ca/project/123632](http://www.nirb.ca/project/123632) (Doris North) and [www.nirb.ca/project/124148](http://www.nirb.ca/project/124148) (Phase 2 Hope Bay Belt).

Access to the documents can be made by:

- Selecting the “Documents Tab” of the Project Dashboard(s) then select the “Annual Report” category on the left pane;
- Selecting “Recent Documents” on the Project Dashboards; or
- Searching the Public Registry with the Document ID numbers identified in Appendix A of the attached letter.

Should you have any questions or require clarification regarding the NIRB's monitoring of the Doris North Mine and Phase 2 Hope Bay Belt Projects, please contact Cory Barker, Manager, Project Monitoring, at [cbarker@nirb.ca](mailto:cbarker@nirb.ca) or (867) 983-4607.

Best regards,

Brittany Hogaluk  
Public Registry Coordinator

Nunavut Impact Review Board  
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