



Migratory Bird Sanctuary Permit
issued under section 9 of the *Migratory Bird Sanctuary*
Regulations, C.R.C., c. 1036 made pursuant to section 12 of the
Migratory Birds Convention Act, 1994, S.C. 1994, c.22

Permit number:

MM-NR-2023-NU-010 Amend

Valid From: (yyyy/mm/dd)

2024/05/14

Expiry date: (yyyy/mm/dd)

2024/12/31

Report due annually on: (mm/dd)

12/31

Permit holder:

Mark Konecny
ECCC - Canadian Wildlife Service
Contaminated Site Officer

Address:

1801 Hollis St, Suite 200
Halifax Nova Scotia
B3J 4N3 Canada

Telephone number

782-640-2947

Email:

mark.konecny@ec.gc.ca

Under this permit, the permit holder is authorized to:

| Activities | Species | Applicable locations |
|--|---------|----------------------|
| Disturb migratory birds or eggs, nests or habitat of migratory birds | | 1 |
| Enter a Migratory Bird Sanctuary in CWS Northern Region | | 1 |
| Possess any firearm or hunting appliance except as otherwise provided in these Regs (S4) | | 1 |

Location(s):

1. McConnell River Migratory Bird Sanctuary

Permit number:

MM-NR-2023-NU-010 Amend

General Terms and Conditions:

MBSR section 9 (1) The Minister may issue, or authorize any person to issue, any permit referred to in these Regulations. (2) Every person who applies for a permit shall, if requested by the Minister, furnish such information in respect of the purpose for which the permit is requested as the Minister may require.

1. This permit is valid only :
 - a. if it is signed by the permit holder (signature indicates acceptance of all conditions on the permit);
 - b. during the specific dates and for the specified activities indicated on the permit;
 - c. if it is not altered in any way;
2. This permit is not transferable to any other person(s) or organization(s).
3. A copy of the signed permit must be carried at all times by the permit holder while conducting the activity (ies).
4. The permit holder is bound by the terms and conditions of the permit.
5. The permit holder and any nominees must comply with all other applicable federal, provincial, territorial and municipal laws, bylaws and regulations.

Specific Terms and Conditions:

Disturb migratory birds or eggs, nests or habitat of migratory birds

Disturbing migratory birds or eggs, nests or habitat of migratory birds

1. Authorized activities must be undertaken in such a way as to minimize disturbance to migratory birds and their habitat.
2. At no time shall persons under the authority of this permit feed wildlife, or attempt to attract wildlife into an area of human activity.
3. At no time shall persons under the authority of this permit harass wildlife. This includes persistently circling, chasing, hovering over, pursuing or in any other way harassing wildlife, or disturbing large groups of animals for purposes other than those specified in the additional terms and conditions of this permit.
4. The presence of a wild animal that may potentially create a hazard to people or property shall be reported immediately to the nearest Wildlife Enforcement Officer or RCMP officer.
5. The Permittee shall not establish any camps or store equipment or supplies not specifically mentioned in the additional terms and conditions of this permit.
6. The Permittee shall not operate within the Migratory Bird Sanctuary any motorized vehicles, other than those indicated in the additional terms and conditions of this permit.
7. The Permittee shall not move any equipment or vehicles unless the ground is in a state

Permit number:

MM-NR-2023-NU-010 Amend

capable of fully supporting the equipment or vehicles without rutting or gouging.

8. The Permittee shall not remove or relocate earth, unless otherwise indicated in the additional terms and conditions of this permit.

Disturb migratory birds or eggs, nests or habitat of migratory birds

Use of an aircraft to carry out an activity that is harmful to migratory birds or eggs, nests or habitat of migratory birds

1. Wherever reasonably possible, aircraft shall maintain a minimum flight altitude of 1100 m (3500 ft) during point to point travel over the Migratory Bird Sanctuary, unless otherwise specified on this permit.
2. Aircraft shall maintain a minimum vertical distance of 1100 m and a minimum horizontal distance of 1.5 km from any observed concentrations of migratory birds, unless otherwise specified on this permit.
3. Aircraft shall maintain a minimum horizontal distance of 3 km from the seaward side of seabird colonies and from concentrations of coastal waterfowl and seaducks, unless otherwise specified on this permit.
4. The permittee may only operate in the MBS aircraft specifically indicated in the additional terms and conditions of this permit.

Possess any firearm or hunting appliance except as otherwise provided in these Regs (S4)

Possess a firearm

1. Firearms shall only be used for the purpose of protection from wildlife, unless otherwise specified on this permit.

Enter a Migratory Bird Sanctuary in CWS Northern Region

1. This permit is not transferable and is not valid unless it is signed by the person to whom it is issued. By signing this permit, the permit holder agrees to abide by all conditions stated below and confirms that all information contained in their application was accurate. Permit holders are responsible for the actions of the nominees under this permit.
2. The permit holder and nominees must carry a signed copy of the permit on their person when conducting the activities authorized by the permit. Details of authorized activities are provided in the specific and additional terms and conditions of this permit.
3. The permit holder is responsible for informing the CWS regional office immediately of any changes to nominees or project activities authorized in the permit, and if necessary, applying for a new or amended permit to conduct the new activities.
4. A copy of the permit must be shown to any Game Officer, or other authorized officer,

Permit number:

MM-NR-2023-NU-010 Amend

forthwith upon request. The permit holder shall, at all reasonable times, allow a Game Officer, or other authorized officer, to enter and inspect the premises used in their operations and the books and records required to be kept under the permit.

5. The issuance of this permit does not exempt the permit holder from compliance with all relevant Canadian, Provincial and Territorial Laws, and Regulations otherwise applicable, nor does it exempt the permit holder from complying with applicable jurisdictional bylaws.
6. Additional restrictions may be required and may be added to this permit by the Minister if it is deemed necessary to ensure compliance with the Migratory Birds Convention Act and the Migratory Bird Sanctuary Regulations.
7. Regardless of the expiry date of the permit, the Permittee will be responsible for activities and costs associated with the clean-up or restoration of habitat as deemed necessary by Environment and Climate Change Canada, as a result of activities carried out under the authority of this permit. The Permittee shall restore the surface of all altered habitat to a condition as close as possible to its natural state and to the satisfaction of the Minister, in writing.
8. The Permittee shall submit a detailed annual permit report in the proper form (see Canadian Wildlife Service - Northern Region Guidelines for Annual Permit Reports for National Wildlife Area and Migratory Bird Sanctuary Permits) to the Canadian Wildlife Service by December 31 of each year that the permit is valid. Please contact the CWS-Northern Region office for more information.
9. This permit may be revoked at any time at the discretion of the Minister.

Enter a Migratory Bird Sanctuary in CWS Northern Region

Enter a Migratory Bird Sanctuary (Nunavut)

1. Conditions set by the Nunavut Impact Review Board (NIRB File No: 149148) are considered to be a part of the conditions of this permit.
2. The permittee shall review the additional recommendations made by the relevant Nivvialik Area Co-management Committee(s) (see attached).

Additional Terms and Conditions:

Enter a Migratory Bird Sanctuary in CWS Northern Region

1. The permittee is authorized to enter the MBS via helicopter to conduct sampling and conduct assessments between July 1 and August 15 each year the permit is valid.

Nominee(s):

Name

Adam Ruchkall

Organization

Nunami Stantec

Permit number:
MM-NR-2023-NU-010 Amend

| | |
|----------------|--------------------------------|
| Lenny Emiktaut | Nunami Stantec |
| TBD | Community of Arviat |
| TBD | Community of Arviat |
| Derek Longley | Hudson Bay Helicopters |
| Timothy Frook | Hazardous Materials Technician |

I declare that I have read and understand this permit, including all of the terms and conditions, and understand that I (permit holder) may be subject to prosecution for any violations.

| | |
|-------------------------------------|----------------------------------|
| Permit holder (printed name) | Permit holder (signature) |
| Mark Konecny | |
| | Date: _____ (yyyy/mm/dd) |

| | |
|---|---|
| Permit issuer (printed name) | Permit issuer (signature) |
| Brendan Kelly | |
| Canadian Wildlife Service, on behalf of the Minister of Environment and Climate Change Canada | Date: <u>2024/05/14</u> (yyyy/mm/dd) |

General Information:

1. The holder of a migratory bird sanctuary permit must ensure compliance with the Species at Risk Act, S.C. 2002, c. 29 (SARA) when undertaking any actions affecting migratory bird species, or their residences or habitat, that are listed as threatened, endangered or extirpated pursuant to Schedule 1 of SARA.

May 7, 2024

CWS Permitting Officer
Environment and Climate Change Canada
Canadian Wildlife Service
301-933 Mivvik Street
Iqaluit, NU, X0A 3H0



RE: Nivvialik Area Co-Management Committee's review of Mark Konecny's Migratory Bird Sanctuary Permit Application for cleanup of contaminated sites in Kuugaarjuk Migratory Bird Sanctuary

Dear Permitting Officer,

The Nivvialik Area Co-Management Committee (ACMC) for Kuugaarjuk Migratory Bird Sanctuary (MBS) met in Arviat on April 3-4. The ACMC reviewed Mark Konecny's permit application for the cleanup of contaminated sites and removal of old fuel drums in Kuugaarjuk MBS.

The Nivvialik ACMC is supporting the issuance of this permit. They have the following recommendations:

1. Local Inuit from Arviat are hired to accompany the team for their work in Kuugaarjuk MBS if possible.
2. A bear monitor from Arviat should be present during fieldwork in Kuugaarjuk MBS to ensure the safety of the crew and avoid unnecessary or dangerous encounters.
3. The Nivvialik ACMC requests that a list of wildlife sighted in Kuugaarjuk MBS be submitted to the ACMC (as represented by the vice-chair).
4. The Nivvialik ACMC requests that if the applicant must access Kuugaarjuk MBS by ATV or snowmobile, that they stay on established trails where possible.
5. Any Inuit hunters in the area should be respected and a safe distance should be maintained from them if they are encountered during this work.
6. The Nivvialik ACMC thanks the applicant for providing their application in English and Inuktitut and requests that all annual permit reports also be provided in English and Inuktitut to the Canadian Wildlife Service (CWSPermitNorth-PermisNordSCF@ec.gc.ca).

On behalf of the Nivvialik ACMC, we wish the applicant a safe and successful trip. Please feel free to direct any questions or concerns with this letter to the acting vice chair of Nivvialik ACMC, Jessica Kassar (jessica.kassar@ec.gc.ca). We look forward to hearing from you and reading your permit report upon completion.

Best regards,

Jessica Kassar
A/Vice-Chair Nivvialik Area Co-Management Committee