COMMENT FORM FOR NIRB SCREENINGS

The Nunavut Impact Review Board (NIRB) has a mandate to protect the integrity of the ecosystem for the existing and future residents of Nunavut. To assess the environmental and socio-economic impacts of the project proposal, NIRB would like to hear your concerns, comments and suggestions about the following project proposal application:

Project Proposal Title: **Visiting the Spicer Islands of Foxe Basin**
Proponent: **Zachary Michael Frohman**
Location: **Qikiqtani (South Baffin) Region**
Comments Due By: **January 17, 2025** **NIRB #:** **24YN056**

Indicate your concerns about the project proposal below:

X no concerns
☐ water quality
☐ terrain
☐ air quality
☐ wildlife and their habitat
☐ marine mammals and their habitat
☐ birds and their habitat
☐ fish and their habitat
☐ heritage resources in area
☐ traditional uses of land
☐ Inuit harvesting activities
☐ community involvement and consultation
☐ local development in the area
☐ tourism in the area
☐ human health issues
☐
other:_____

Please describe the concerns indicated above:

Transport Canada does not have concerns about the proposed project but does note the project is subject to acts and regulations administered by Transport Canada. Details for the most relevant acts and regulations are provided below for the information of the Board and the proponent.

Marine Safety and Security

Any vessel activity needed to support the project must comply with Canada's maritime laws. In the Arctic, the *Canada Shipping Act, 2001*, the *Marine Liability Act*, the *Arctic Waters Pollution Prevention Act*, Arctic Shipping Safety and Pollution Prevention Regulations, and the *Marine Transportation Security Act* combine to provide Canada's operational regulatory regime governing marine safety, security and environmental protection matters.

- The *Canada Shipping Act, 2001* (CSA) provides an overall regime to protect the safety and the environment for vessels operating in waters under Canadian jurisdiction. Its regulations include requirements for a vessel's construction, management of ballast water, pollution control, arrangements for emergency response, and crew qualifications. Pollution response and prevention measures apply in respect of vessels in Canadian waters or waters in the exclusive economic zone of Canada.
- The *Arctic Waters Pollution Prevention Act* (AWPPA) provides enhanced environmental protection with respect to vessels operating in waters under Canadian jurisdiction north of 60° North latitude. Canada has developed new regulations, the Arctic

Shipping Safety and Pollution Prevention Regulations (ASSPPR) that incorporate the Polar Code, with the addition of specific Canadian modifications designed to provide clarity on discharge requirements for the prevention of pollution by oil, by sewage, and by garbage from vessels, as well as the control of pollution by noxious liquid substances in bulk. Note that the AWPPA places a complete prohibition (zero discharge) of pollution from ships/vessels in "arctic waters", as defined in the AWPPA, except where regulations authorize otherwise.

- The Arctic Shipping Safety and Pollution Prevention Regulations (ASSPPR) should be adhered by vessels transiting in the Canadian Arctic.
- The *Marine Liability Act* sets out a regime that requires vessels operating waters under Canadian jurisdiction to carry insurance to pay for damages from oil spills.
- The *Marine Transportation Security Act* sets out a regime to protect and preserve the efficiency of Canada's marine transportation system against unlawful interference. The Department helps the industry achieve compliance with marine security legislation and regulations through awareness, certification, inspection, and enforcement, and helps ports, marine facilities and vessels implement the International Ship and Port Facility Security (ISPS) Code through the Marine Transportation Security Regulations (MTSRs).

Transport Canada administers these acts and regulations and is responsible for monitoring compliance and enforcing their requirements. Vessels in the Canadian Arctic are required to comply with the above acts and regulations as applicable.

Do you have any suggestions or recommendations for this application?

None

Do you support the project proposal? Yes ☐ No ☐ Any additional comments?

Transport Canada has reviewed the project proposal and does not have any comments to submit, as none of the project components fall within Transport Canada's mandate.

Thank you for the opportunity to comment on this project.

Name of person commenting: Melissa Guay **of** Transport Canada

Position: Environmental Advisor **Organization:** Transport Canada

Signature: Melissa Guay **Date:** January 10, 2025