



NIRB File No. 17XN011

April 6, 2018

To: David Livingstone, Chairperson
Environmental Impact Screening Committee
Joint Secretariat
Inuvialuit Settlement Region
Inuvialuit Corporate Centre
Suite 204, 107 Mackenzie Road
PO Box 2120, Inuvik, NT, X0E 0T0

Mr. John Donihee, Chairperson
Environmental Impact Review Board
Joint Secretariat
Inuvialuit Settlement Region
Inuvialuit Corporate Centre,
Suite 204, 107 Mackenzie Road
PO Box 2120, Inuvik, NT, X0E 0T0

Sent via email: dlivingstone@eisc.jointsec.nt.ca; jdonihee@eirb.jointsec.nt.ca

Re: NIRB Scoping and Guidelines Development Workshop in Inuvik, April 12-13, 2018

Dear Sirs:

Thank you for bringing your concerns to my attention regarding the lack of notice provided to your respective organizations for the upcoming scoping and guidelines development workshop in Inuvik, scheduled for April 12-13, 2018 by the Nunavut Impact Review Board (NIRB) as part of the NIRB's Review of the proposed Grays Bay Road and Port Project (NIRB File No. 17XN011). I sincerely apologize for any miscommunication on our part for this particular event; I understand that while our staff was in direct communications with the Inuvialuit Joint Secretariat, the Inuvialuit Game Council, and community level organizations, we missed contacting your organizations directly to discuss potential coordination for these upcoming meetings as had been originally intended. I have asked the NIRB's acting Director, Technical Services, Kelli Gillard, to get in touch directly with your respective staff to apologize for the oversight and to discuss the NIRB's assessment of this proposed project generally and the objectives for the upcoming meetings in Inuvik specifically.

The potential for transboundary effects to result from this proposed project was identified in the NIRB's October 31, 2017 Screening Decision Report and was further supported by the Responsible Ministers' January 16, 2018 referral of the project for review as one of the "issues and concerns [that] should be given careful consideration in the course of [the NIRB's] review." The upcoming scoping and guidelines development workshops in Yellowknife and Inuvik have been scheduled by the Board to assist in its consideration of potential transboundary issues or concerns related to the proposed project, by providing community members in the Northwest Territories with opportunity to discuss their interest or concerns regarding the proposed project and its potential effects, and to input directly into the scope of the NIRB's assessment and the

information requirements established through the Environmental Impact Statement Guidelines currently being developed for the Project.

The NIRB respects the role and mandate of the Environmental Impact Screening Committee (EISC) and the Environmental Impact Review Board (EIRB) as established through the Inuvialuit Final Agreement. Our staff has historically enjoyed a close working relationship with the staff of your respective organizations, communicating regularly on various files with possible transboundary concerns and working together to ensure that project proponents are aware of the need to satisfy the applicable regulatory requirements of both jurisdictions. The NIRB looks forward to sharing information with your organizations regarding our review of the Grays Bay Road and Port Project moving forward.

To be clear, we do not expect the public engagement activities undertaken by the NIRB to impinge upon the jurisdiction of the EISC or EIRB or be a substitute for the exercise of their respective authorities in relation to this project proposal or otherwise. We recognize the importance of working closely with our counterparts in neighboring jurisdictions to ensure projects with the potential for transboundary effects are assessed effectively by all assessment authorities and our respective mandates and duties are respected. The NIRB has been coordinating with the Mackenzie Valley Environmental Impact Review Board (MVEIRB) for the upcoming workshop in Yellowknife, while also working towards a more detailed coordination framework to apply to this assessment moving forward (see attached correspondence for reference).

In closing, I assure you that the NIRB regrets this miscommunication and intends to improve upon its communication with the EISC and EIRB moving forward, on this assessment, and for others in future. The NIRB seeks the support of your organizations in ensuring the upcoming workshop in Inuvik is successful, and will ensure that your respective staff members are invited to participate directly if the EISC or EIRB see a benefit in that participation. Should you or other EISC/EIRB representatives wish to discuss these matters further, please contact me directly at your convenience via phone (867) 983-4608 or email rbarry@nirb.ca.

Sincerely,



Ryan Barry
Executive Director
Nunavut Impact Review Board

cc: Elizabeth Copland, Chairperson, NIRB
Joanne Deneron, Chairperson, MVEIRB
Michel Lindsay, Coordinator, EISC
Lenora McLeod, Coordinator, EIRB