



April 5, 2019

Steve Pinksen
Acting Deputy Minister of Environment
Department of Environment
PO Box/CP 1000 Stn. 1320
Iqaluit NU X0A 0H0

Dear Steve,

RE: Caribou Road Movement Analysis

I am writing to you to identify a few concerns that have come to my attention recently and require your prompt attention.

The first concern is related to Lauren Perrin's email to the Technical Advisory Group (TAG) of March 14, 2019 entitled "*GN update on the caribou-road analysis*":

"The GN wanted to provide an update on the caribou road movement analysis from the one circulated back in 2017. It is going through the final stages of the analysis which will include data up to the end of 2018. TAG members will get a draft copy to review before the report is finalized."

We also understand that Government of Nunavut (GN) consultants have made verbal reference to this analysis in other regulatory processes relating to the applications of third parties that are unrelated to Agnico Eagle Mines Ltd. (Agnico) projects.

To date, Agnico has not been provided with a written copy of this interim report, has not been provided with the opportunity to attend a meeting at which the interim report methodology and conclusions are presented for discussion, and the interim report has not completed peer review. As you are aware, Agnico does not agree with the methodology or conclusions reflected in the 2017 caribou road movement analysis (see Agnico's submissions to the Nunavut Impact Review Board (NIRB) on this analysis during the NIRB Whale Tail Pit review).



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The GN and Agnico signed a three year Memorandum of Understanding (MOU) on March 1, 2017. In particular, we refer you to Section 2.0, "Scope of Cooperative Research":

2.8 The Proponent and the GN agree to work together where and when possible on research programs regarding scientific peer-reviewed research into mitigative measures to identified disturbance effects. The parties will assess the opportunity to incorporate a mutually agreed upon external researcher into such programs if needed. Contribution to the research whether monetarily or otherwise, will be evaluated by the Proponent and the GN and remain at the sole discretion of each party.

Further the MOU is clear that GN will provide Agnico with interim reports:

4.7 The GN will provide the Proponent with:

4.7.1 caribou telemetry maps and/or data, within one (1) day of receiving a Proponent request (or as reasonable);

4.7.2 existing interim reports, within seven (7) days of receiving a Proponent request; and

4.7.3 position maps, on a weekly basis.

Providing the interim report to the TAG in advance of providing a copy to Agnico for review and comment and referring to the interim report and its conclusions in other regulatory processes where Agnico is not a participant and does not have the opportunity to make submissions, would be procedurally unfair and contrary to the MOU.

Accordingly,

- (1) Agnico requests that the GN provide a copy of the interim report for Agnico review and comment in advance of circulation to the other TAG members. The interim report should not be distributed further until Agnico comments have been considered and incorporated and the interim report has been subject to peer review, per the collaborative process established under the MOU.
 - (2) Agnico strenuously objects to the GN referring to the preliminary conclusions in the interim report verbally or in writing in any third party regulatory process. Agnico requests that the GN instruct its consultants not to discuss or refer to the interim report in any third party regulatory process.
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Please confirm that the GN will be complying with both of these requests by April 8 2019 due to Baffinland's upcoming NIRB Technical Meetings in Iqaluit. I would like to schedule a meeting as soon as possible to discuss this matter further.

Sincerely,

Jamie Quesnel

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Superintendent – Permitting and Regulatory Affairs – Nunavut
