



**NIRB File No.: 08MN053**  
NWB File No.: 2AM-MRY1325  
QIA File No.: LUA-2008-008  
DFO File No.: 2008 MR

May 25, 2020

Mary River Distribution List

*Sent via email*

**Re: Minister's Response to NIRB's Reconsideration Report and Recommendations and Draft Project Certificate No. 005 for Baffinland Iron Mines Corporation's "Extension Request to the Production Increase Proposal" related to the Mary River Project**

---

Dear Parties:

On May 22, 2020 the Nunavut Impact Review Board (NIRB or Board) received the enclosed correspondence in response to the Board's March 4, 2020 Reconsideration Report and Recommendations<sup>1</sup> regarding Baffinland Iron Mines Corporation's (Baffinland) "Extension Request to the Production Increase Proposal" for the Mary River Project (NIRB File No. 08MN053). Collectively, the Responsible Ministers with regulatory jurisdiction over the Mary River Project (Responsible Ministers) and with authority for responding to the Board's Reconsideration Report and Recommendations for the Extension Request to the Production Increase Proposal include the Minister of Northern Affairs, the Minister of Environment and Climate Change, the Minister of Fisheries, Oceans and the Canadian Coast Guard, and the Minister of Natural Resources, and the Minister of Transport.

The Responsible Ministers, pursuant to s. 112(6)(a) of the *Nunavut Planning and Project Assessment Act*, S.C. 2013, c. 14, s. 2 (*NuPPAA*), have accepted the Board's recommendation that the Extension Request to the Production Increase Project can proceed with revisions to specific Terms and Conditions. The Responsible Ministers also provided direction to further vary the wording of Terms and Conditions 179 (c) and 183. As a result of the Responsible Ministers decision to accept the Board's report and allow the project to proceed, under s. 112(10) of *NuPPAA*, the NIRB is required to issue an amended Project Certificate No. 005 within 30 days.

---

<sup>1</sup> Public Registry ID: 327165

The enclosed *Draft* Project Certificate No. 005, Amendment 3, which reflects the required changes from both the Board's and Responsible Minister's decisions, is provided for the information of parties. The NIRB requests that parties review the *Draft* Project Certificate and asks that regulatory authorities provide comments on how the revised or new terms and conditions will be incorporated into their respective licences or permits, and outline their organization's respective role in implementing these terms and conditions as applicable.

Parties are further advised that the NIRB will not be modifying the explicit wording of, nor providing justification for, specific terms and conditions, however additional commentary to specific terms and conditions can be contemplated where warranted.

Parties and regulatory authorities are asked to provide their comments on the enclosed *Draft* Project Certificate No. 005, Amendment 3 by **June 8, 2020** via email to [info@nirb.ca](mailto:info@nirb.ca). Following receipt of comments, the NIRB expects to release the Project Certificate No. 005, Amendment 3 by **June 18, 2020**.

All materials related to the NIRB's assessment of the Extension Request to the Production Increase Proposal can be accessed online from the NIRB's public registry at [www.nirb.ca/project/123910](http://www.nirb.ca/project/123910).

Should you have any questions or require clarification regarding the assessment of the Extension Request or the ongoing monitoring of the Mary River Project, please contact Solomon Amuno, Technical Advisor II at [samuno@nirb.ca](mailto:samuno@nirb.ca) or (867) 983-4603 or to Cory Barker, Technical Advisor I at (867) 983-4607 or [cbarker@nirb.ca](mailto:cbarker@nirb.ca).

Sincerely,



Mark Ings  
Acting Executive Director  
Nunavut Impact Review Board

Enclosures (2) Minister Response Re NIRB Final Report (*May 22, 2020*)  
*Draft* NIRB Project Certificate No. 005 Amendment 3 (*May 25, 2020*)

cc: Megan Lord-Hoyle, Baffinland Iron Mines Corporation  
Lou Kamermans, Baffinland Iron Mines Corporation  
Stephanie Autut, Nunavut Water Board  
Karén Kharatyan, Nunavut Water Board

Stephen Williamson Bathory, Qikiqtani Inuit Association  
Jarred Ottenhof, Qikiqtani Inuit Association  
Joshua Arreak, Hamlet of Pond Inlet  
Eric Ootoovak, Mittimatalik Hunters and Trappers Organization  
Natalie O'Grady, Government of Nunavut  
Alex Power, Canadian Northern Economic Development Agency  
Saba Qazi, Canadian Northern Economic Development Agency  
Adrian Paradis, Canadian Northern Economic Development Agency  
Tracey McCaie, Crown-Indigenous Relations and Northern Affairs Canada  
John Olyslager, Environment and Climate Change Canada  
Daniel Coombs, Fisheries and Oceans Canada  
Rob Johnstone, Natural Resources Canada  
Peter Unger, Natural Resources Canada  
Jane Chisholm, Parks Canada  
Paul Partridge, Health Canada  
Jaideep Johar, Transport Canada