

NUNAVUT IMPACT REVIEW BOARD

PHASE 2 DEVELOPMENT PROJECT PROPOSAL - MARY RIVER IRON  
ORE MINE NIRB FILE NUMBER 08MN053

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HEARING

VOLUME 2

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Pond Inlet, Nunavut

January 26, 2021

1	TABLE OF CONTENTS		
2			
3	Description		Page
4			
5	January 26, 2021	Morning Session	227
6	Opening Remarks		227
7	MICHAEL SETTERINGTON, RICHARD COOK, MELANIE		242
8	AUSTIN, Affirmed		
9	Presentation by Baffinland Iron Mines		243
10	Corporation (Public Consultation, Inuit		
11	Qaujimajatuqangit and Alternatives Assessment)		
12	Qikiqtani Inuit Association Questions		252
13	Baffinland Iron Mines Corporation		
14	Nunavut Tunngavik Incorporated Questions		259
15	Baffinland Iron Mines Corporation		
16	Hamlet of Pond Inlet Questions Baffinland		267
17	Iron Mines Corporation		
18	Mittimatalik Hunters and Trappers Organization		283
19	Questions Baffinland Iron Mines Corporation		
20			
21	January 26, 2021	Afternoon Session	285
22	Igloolik Working Group Questions Baffinland		327
23	Iron Mines Corporation		
24	Hamlet of Sanirajak Questions Baffinland Iron		345
25	Mines Corporation		
26	Hall Beach Hunters and Trappers Organization		351

1	Questions Baffinland Iron Mines Corporation	
2	Hamlet of Arctic Bay Questions Baffinland	363
3	Iron Mines Corporation	
4	Discussion about Search and Rescue	367
5		
6		
7	EXHIBITS	
8	Description	Page
9		
10	EXHIBIT 2 - Hard copy PowerPoint presentation	241
11	materials entitled "Public Consultation, Inuit	
12	Qaujimajatuqangit and Alternatives Assessment"	
13	by Baffinland Iron Mines Corporation	
14	(English/Inuktitut)	
15		
16	EXHIBIT 3 - Draft Revised Project Certificate	242
17	No. 005 for Phase 2 (updated version from August	
18	2019) (English)	
19		
20		
21		
22		
23		
24		
25		
26		

1 Proceedings taken at Atakaalik Community Hall,  
2 Pond Inlet, Nunavut.

3

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4 NUNAVUT IMPACT REVIEW BOARD

5 K. Kaluraq Chair of Hearing

6 M. Qumuatuq Panel Member

7 C. Emrick Panel Member

8

9 NUNAVUT IMPACT REVIEW BOARD STAFF (POND INLET)

10 T. Meadows Legal Counsel

11 K. Costello Executive Director

12 K. Gillard Manager, Project Monitoring  
13 and Acting Director Technical  
14 Services

15 C. Barker Technical Advisor

16 P. Evalik Environmental Administrator

17 B. Beattie Environmental Technologist

18 F. Emingak Junior Technical Advisor

19

20 NUNAVUT IMPACT REVIEW BOARD STAFF (IQALUIT)

21 K. Morrison Manager, Impact Assessment

22 G. Daoust Technical Advisor

23 E. Adjun Outreach Coordinator

24 O. Evalik Senior finance Officer

25

26

1	NUNAVUT IMPACT REVIEW BOARD STAFF (BY PHONE)	
2	T. Arko	Technical Services
3	S. Amuno	Technical Advisor
4		
5	PROPONENT	
6		
7	BAFFINLAND IRON MINES CORPORATION (IQALUIT)	
8	B. Armstrong	Legal Counsel
9	C. Kowbel	Legal Counsel
10	M. Lord-Hoyle	Vice-President, Sustainable
11		Development
12	L. Kamermans	Director, Sustainable
13		Development
14	J. Tigullaraq	Head of Northern Affairs
15	A. Moore	Manager, Government Relations
16		and Public Affairs
17		
18	BAFFINLAND IRON MINES CORPORATION (POND INLET)	
19	B. Penney	President, Chief Executive
20		Officer
21	U. Hanson	Vice President, Community and
22		Strategic Development
23		
24	BAFFINLAND IRON MINES CORPORATION (REGISTERED SPEAKERS)	
25	L. Duke	Legal Counsel
26	A. McLeod	EDI Environmental Dynamics Inc.

1	E. Malcolm	Sustainability Specialist
2	C. Murray	Baffinland Iron Mines Corporation
3	C. Moore	Intrinsik
4	C. Devereaux	Baffinland Iron Mines Corporation
5	C. Merkosak	Baffinland Iron Mines Corporation
6	C. Legault	Fednav Limited
7	D. Jarrat	Stantec
8	D. Del Cardo	Genessee Wyoming Canada
9	E. Malcolm	Baffinland Iron Mines Corporation
10	F. van Biljon	Hatch Engineering
11	F. Pittman	Baffinland Iron Mines Corporation
12	J. McClintock	Wood Plc
13	J. Krizan	EDI Environmental Dynamics Inc.
14	M. Winterbottom	Golder Associates Ltd.
15	M. Clark	Baffinland Iron Mines Corporation
16	M. Austin	JASCO Applied Sciences
17	M. Settingington	EDI Environmental Dynamics Inc.
18	P. Abgrall	Golder Associates Ltd.
19	P. Osbourne	Golder Associates Ltd.
20	P. Rouget	Golder Associates Ltd.
21	R. Cook	Knight Piésold
22	S. Wallace	Stantec
23	S. Borcsok	Baffinland Iron Mines Corporation
24	S. Douville	Baffinland Iron Mines Corporation
25	T. Keane	Fednav Limited
26	T. Sewell	Baffinland Iron Mines Corporation

1	V. Corning	Stantec
2		
3	INTERVENORS	
4		
5	NUNAVUT TUNNGAVIK INCORPORATED (REGISTERED SPEAKERS)	
6	A. Yuan	Legal Counsel
7	N. Gonzalez	Legal Counsel
8	J. Eetoolook	Interim President
9	D. Lee	Wildlife Biologist
10	P. Irngaut	Director
11	B. Dean	Assistant Director
12	D. Kunuk	Chief Operating Officer
13	H. Uniugsaraq	Chief Administrative Officer
14	C. Lyall	Executive Assistant
15		
16	QIKIQTANI INUIT ASSOCIATION (REGISTERED SPEAKERS)	
17	L. Land	Legal Counsel
18	P.J. Akeeagok	President
19	J. Ottenhof	Director, Lands and Resource
20		Management
21	R. Paton	Director, IQ & Engagement
22	S. Williamson-Bathory	Special Advisor
23	L. Barnabas	Portfolio Lead
24	A. Macdonald	The Firelight Group
25	R. Olsen	The Firelight Group
26	S. Leech	The Firelight Group

1	J. Higdon	Freshwater and Marine Specialist
2	B. Stewart	Freshwater and Marine Specialist
3	J. Ash	Arktis Solutions
4	N. Jewitt	Arktis Solutions
5	M. Hemp	Qikiqtani Inuit Association
6	C. Spencer	Qikiqtani Inuit Association
7		
8	HAMLET OF POND INLET (REGISTERED SPEAKERS)	
9	J. Arreak	Mayor of Pond Inlet
10	F. Tester	Technical Advisor
11	C. Sangoya	Pond Inlet Hunters and
12		Trappers Organization
13	J. Merkosak	Resident Advisor in IQ
14	J. Aloofoo	Elder Advisor
15	L. Quassa	Community Representative
16	J. Kiyoopik	Youth Representative
17		
18	MITTIMATALIK HUNTERS AND TRAPPERS ORGANIZATION	
19	(REGISTERED SPEAKERS)	
20	E. Murphy	Legal Counsel
21	K. Julta	Legal Counsel
22	M. Bradley	Legal Counsel
23	J. Zyla	Woodward & Company
24	L. Mar	Woodward & Company
25	E. Ootoovak	President
26	E. Inuarak	Vice President



1	A. Hanson-Main	Technical Advisor
2	Dr. V. Vergara	Marine Expert
3	E. Solomon	IQ Expert
4	S. Elverum	IQ Expert
5	J. Simonee	Community-Based Monitoring Witness
6	V. L'Hereault	Community-Based Monitoring Witness
7		
8	IGLOOLIK WORKING GROUP AND IGLOOLIK HUNTERS AND	
9	TRAPPERS ASSOCIATION (REGISTERED SPEAKERS)	
10	P. Ivalu	Chairperson, Igloolik Working
11		Group
12	M. Recinos	Igloolik Working Group
13	J. Quassa	Igloolik Working Group
14	J. Malliki	Igloolik Hunters and Trappers
15		Association
16	D. Irngaut	Igloolik Hunters and Trappers
17		Association
18	P. Awa	Hamlet of Igloolik
19	N. Piugattuk	Elder Advisor
20	M. Ivalu	Community Representative
21	W. Immaroitok	Youth Representative
22		
23	HAMLET OF SANIRAJAK (REGISTERED SPEAKERS)	
24	J. Audlakiak	Mayor of Sanirajak
25	L. Primeau	Chief Administrative Officer
26	V. Curley	Hamlet of Sanirajak

1	D. Arvaluk	Hamlet of Sanirajak
2	T. Kuppaq	Hamlet of Sanirajak
3	J. Kaernerker	Community Representative
4		
5	HAMLET OF ARCTIC BAY AND IKAJUTIT HUNTERS AND TRAPPERS	
6	ASSOCIATION (REGISTERED SPEAKERS)	
7	L. Idlout	Legal Counsel
8	O. Eegeesiak	Hamlet of Arctic Bay
9	M. Koonoo	Arctic Bay Hunters and
10		Trappers Association
11	O. Naqitarvik	Elder Advisor
12		
13	HAMLET OF CLYDE RIVER AND CLYDE RIVER HUNTERS AND	
14	TRAPPERS ASSOCIATION (REGISTERED SPEAKERS)	
15	J. Natanine	Hamlet of Clyde River
16	W. Bernauer	Hamlet of Clyde River
17	S. Aipellee	Clyde River Hunters and
18		Trappers Association
19	O. Audlakiak	Clyde River QIA Women
20	S. Palituq	Elder Advisor
21	J. Palituq	Youth Community Representative
22		
23	AMARUQ HUNTERS AND TRAPPERS ASSOCIATION (REGISTERED	
24	SPEAKERS)	
25	M. Mike	Amaruq Hunters and Trappers
26		Association

1	Jeetaloo Kakee	Elder Advisor
2		
3	HAMLET OF RESOLUTE BAY (REGISTERED SPEAKERS)	
4	M. Idlout Amarualik	Resolute Bay Hunters and
5		Trappers Association
6	S. Idlout	Hamlet of Resolute Bay
7		
8	GOVERNMENT OF NUNAVUT (REGISTERED SPEAKERS)	
9	E. Stockley	Legal Counsel
10	M. Kinney	Legal Counsel
11	N. O'Grady	Avatiliriniq Coordinator
12	G. Karlik	Assistant Deputy Minister
13		Department EDT
14	J. Onalik	Deputy Minister EDT
15	S. Pinksen	Assistant Deputy Minister DOE
16	J. Elliott	Project Manager Impact Assessment
17		DOE
18	J. Ringrose	Qikiqtani Regional Wildlife
19		Biologist
20	E. Zell	Manager, Environmental Assessment
21		and Regulation EDT
22	A. Robinson	Manager, Land Use and
23		Environmental Assessment DOE
24	S. Atkinson	Wildlife Consultant
25	A. Cyr-Parent	Senior Advisor
26		

1 NORTHERN PROJECTS MANAGEMENT OFFICE (REGISTERED  
2 SPEAKERS)

3 L. Dyer Director General, Northern Projects  
4 Management Office

5 A. Shafi Technical Support, Northern  
6 Projects Management Office

7 S. Qazi Technical Support, Northern  
8 Projects Management Office

9 S. Hitchcox Northern Projects Management  
10 Office

11

12 DEPARTMENT OF JUSTICE (REGISTERED SPEAKERS)

13 S. Gruda-Dolbec Legal Counsel

14

15 CROWN-INDIGENOUS RELATIONS NORTHERN AFFAIRS CANADA  
16 (REGISTERED SPEAKERS)

17 S. Dewar Director, Resource Management

18 K. Henrikson Regional Director General

19 F. Ngwa Manager, Impact Assessment

20 A. Chaikine Senior Environment Assessment  
21 Specialist

22 D. Abernethy Regional Socio-economic Analyst

23 M. Hopkins Director General, Natural  
24 Resources and Environment

25 K. Pawley Manager, Environmental Assessment

26

1	J. Walsh	Senior Environmental
2		Assessment Analyst
3	J. Neary	Environmental Assessment Analyst
4	K. Ma	Regional Environmental
5		Assessment Coordinator
6		
7	FISHERIES AND OCEANS CANADA (REGISTERED SPEAKERS)	
8	G. Bernard-Lecaille	Senior Biologist, Fish and
9		Fish Habitat Program, Arctic
10		Region
11	A. Sorckoff	Fish and Fish Habitat Protection
12		Biologist
13	A. Beattie	Team Lead, Mining Oil and Gas
14		North
15	M. Marcoux	Marine Mammal Expert, DFO Science
16	K. Howland	Aquatic Invasive Species Expert,
17		Oceans Canada Science Group
18	T. Hoggarth	Regional Director, Aquatic
19		Ecosystems
20	C. Matthews	Research Scientist
21	J. Paulic	Science Advice Liaison
22	J. Shead	Aquatic Invasive Species Biologist
23	K. Hedges	Research Scientist
24	P. Hall	Environmental Specialist
25	S. Bailey	Research Scientist
26	S. Nudds	Physical Scientist (Oceanographer)

1	S. Ferguson	Research Scientist
2	S. McLennan	Manager, Arctic Projects and
3		Governance
4	T. Seal	Junior Project Officer
5		
6	PARKS CANADA (REGISTERED SPEAKERS)	
7	A. Stoddart	Environmental Assessment
8		Scientist
9	J. Chisholm	Ecologist Team Leader
10	A. Maher	Resource Conservation Manager,
11		Nunavut Field Unit
12	J. Bastick	Environmental Assessment
13		Specialist
14	J. Boon	Field Unit Superintendant,
15		Nunavut Field Unit
16	L. Jonart	Project Manager, Tallurutiup
17		Imanga National Marine
18		Conservation Area, Nunavut
19		Field Unit
20		
21	TRANSPORT CANADA (REGISTERED SPEAKERS)	
22	J. Barker	Regional Environmental Advisor
23	A. Gudmunson	Regional Manager Environmental
24		Programs
25	J. Johar	Manager Marine Safety and Security
26	J. Cram	Manager Rail Safety Engineering

1	M. O'soup Bushie	Major Resource Development
2		Projects & Aboriginal Consultations
3		
4	ENVIRONMENT AND CLIMATE CHANGE CANADA (REGISTERED	
5	SPEAKERS)	
6	A. Graham	Environmental Coordinator
7	M. Fairbairn	Regional Director
8	B. Asher	Technical Expert, Air Quality
9	R. Holt	Technical Expert, Air Quality
10	M. Parsons	Technical Expert, Air Quality
11	C. Kabanguka	Environmental Emergencies Expert
12	J.F. Dufour	Technical Expert, Water Quality
13	K. Patel	Technical Expert, Water Quality
14	M. Tobin	Technical Expert, Water Quality
15	A. Wilson	Technical Expert, Water Quality
16	R. Ejeckam	Senior Mining Project Officer
17	N. Cote	Executive Director
18		
19	HEALTH CANADA (REGISTERED SPEAKERS)	
20	M. Gale	Regional Manager
21	K. Buset	Impact Assessment Program
22		Manager
23	W. Wilson	Impact Assessment Coordinator
24	T-T. Nguyen	Engagement Specialist
25	N. Lyrette	Environmental Specialist
26		

1 NATURAL RESOURCES CANADA (REGISTERED SPEAKERS)  
2 P. Unger Senior Environmental  
3 Assessment Officer  
4 R. Johnstone Deputy Director, Explosives  
5 Safety and Security Branch,  
6 Lands and Minerals Sector  
7  
8 IMPACT ASSESSMENT AGENCY OF CANADA (REGISTERED  
9 SPEAKERS)  
10 Y. Stoimenova Policy Analyst  
11 T. Frezza Manager, Legislation  
12  
13 NUNAVUT INDEPENDENT TELEVISION NETWORK (REGISTERED  
14 SPEAKERS)  
15 I. Gilles Legal Counsel  
16 L. Tulugarjuk Chairperson, Executive Director  
17 Z. Kunuk Founder and Director  
18 C. Kunnuk Nunavut Independent Television  
19 Network  
20 L. Lipsett Technical Advisor  
21 M. Malliki Jr. Nunavut Independent Television  
22 Network  
23  
24 WORLD WILDLIFE FUND (REGISTERED SPEAKERS)  
25 A. Dumbrille Lead Specialist, Marine Shipping  
26 and Conservation



1	P. Okalik	Lead Specialist, Arctic
2	B. Laforest	Senior Specialist, Arctic
3		Species and Ecosystems
4	E. Keenan	Specialist, Eastern Arctic
5		
6	OCEANS NORTH (REGISTERED SPEAKERS)	
7	C. Debicki	Legal Counsel
8	A. Joynt	Senior Policy Advisor
9	G. MacDonald	Arctic Research Specialist
10	J. Jones	Scripps Institution of Oceanography
11		
12	INTERPRETERS/TRANSLATORS	
13	V. Dewar	Language Translator
14	R. Katsak	Language Translator
15	T. Arnajaallak	Language Translator
16	J. Peter	Language Translator
17	J. Tucktoo	Language Translator (Iqaluit)
18		
19	A. Vidal, CSR(A)	Official Court Reporter
20	S. Burns, CSR(A), RPR,	Official Court Reporter
21	CRR	
22	<hr/>	
23		
24		
25		
26		

1 (PROCEEDINGS COMMENCED AT 9:01 AM)

2 Opening Remarks

3 THE CHAIR: My name is Kaviq Kaluraq, and  
4 I'm the chairperson of the Nunavut Impact Review Board.  
5 On behalf of the Board, I would like to welcome  
6 everyone back to the Nunavut Impact Review Board's  
7 resumed public hearing associated with its assessment  
8 of Baffinland Iron Mines Corporation Phase 2  
9 development proposal related to Mary River Iron Mine  
10 project.

11 For those attending in Pond Inlet, welcome to Pond  
12 Inlet. For those of you attending our hub in Iqaluit,  
13 welcome. For those of you joining us through the  
14 audiovisuals, please welcome, and thank you for your  
15 participation as well. We are happy that you are able  
16 to participate. Please be welcome. Thank you for  
17 participating.

18 Before we start, I would like to have the opening  
19 prayer by Jayko Aloofoo. If we could have that prayer.

20 MR. ALOOFOO: I just would like to mention  
21 before we start, for the search and rescue team between  
22 Arctic Bay and Pond Inlet, they've been away a whole  
23 week. They should be arriving this afternoon. We will  
24 be happy about them for returning back. We'll probably  
25 be -- some of us will probably be on the ice; I'm not  
26 sure what the plans are for this evening. For them

1     that are coming, and they're close by -- camping close  
2     by now.

3             So welcome to Pond Inlet. Let us pray.

4     Opening Prayer

5     THE CHAIR:                     Thank you, Jayko, for the  
6     opening prayer.

7             Just a quick reminder to everyone participating in  
8     person here in Pond Inlet and in the hub in Iqaluit,  
9     that due to the COVID-19 pandemic, the Nunavut Impact  
10    Review Board has put in place additional procedures for  
11    those attending in person to keep us all safe and in  
12    compliance with local public health requirements.  
13    Compliance with our in-person COVID-19 practices is now  
14    a requirement of the public health orders that allow  
15    for the Nunavut Impact Review Board to conduct these  
16    meetings with 80 people present in Iqaluit, and a  
17    hundred people present in Pond Inlet.

18            The Board has posted these practices in English  
19    and Inuktitut on the doors as you enter the hall, and  
20    we thank everyone here for complying with these  
21    requirements so that we can all remain safe and  
22    healthy.

23            I would like to turn the microphone over to Alicia  
24    Fraser who is a public health nurse at the Pond Inlet  
25    health centre to speak with us about COVID-19  
26    practices.

1 MS. STEVENOW: Good morning, everyone, and  
2 thank you for having us. My name is Julie, and I'm a  
3 public --

4 THE CHAIR: Oh, can you -- sorry. If you  
5 can just wait until I identify you, because I'm also  
6 listening to interpretation. Ms. Fraser, you may  
7 proceed.

8 MS. STEVENOW: So good morning, everyone. My  
9 name is Julie, and I'm a public health nurse from the  
10 health centre here in Pond, and this is Alicia. We're  
11 just going to go over some COVID restrictions that we  
12 have with the COVID -- from Pond and from public  
13 health.

14 We note COVID remains a global pandemic. COVID is  
15 spread through droplet contact from someone who is  
16 infected with the virus. Those -- oh, sorry. I didn't  
17 see you. Those who are infected with COVID-19 may have  
18 little or no symptoms. You may or may not know you  
19 have symptoms because they are similar to those of a  
20 cold or a flu. Symptoms may take 14 days to appear  
21 after exposure to COVID-19. This is the longest-known  
22 infectious period for disease. Symptoms include --  
23 symptoms include fever, cough, difficulty breathing,  
24 shortness of breath, and congestion.

25 Remember, if you're home -- if you're sick, stay  
26 home. If you've been in contact with someone who may

1 have COVID-19, stay home and call the COVID hotline to  
2 speak with a public health representative.

3 Maintain physical distancing 2 metres apart from  
4 others, limit group sizes of -- public health  
5 restrictions, wear a mask when physical distancing,  
6 practice low- to no-touch common surfaces. Wash and  
7 sanitize your hands regularly. Thank you, everyone.

8 THE CHAIR: Thank you. The Nunavut Impact  
9 Review Board also has provided video and audio links to  
10 ensure that participants who cannot join us in person  
11 can still participate in these proceedings.

12 Although things may look different, I can assure  
13 you that the Board's objectives in conducting these  
14 meetings remains the same as for all the Board's  
15 proceedings for the Mary River Project.

16 Thank you to everyone for showing flexibility,  
17 kindness, and patience, as we all work together in  
18 these exceptional circumstances to make this public  
19 hearing a success.

20 I will be chairing the hearing proceedings over  
21 the next two weeks here in Pond Inlet. Yesterday, I  
22 provided a brief summary of the Board's assessment of  
23 Baffinland's Phase 2 development project, and the  
24 proponent and intervenors introduced their  
25 representatives.

26 In the interest of time, I will not repeat my

1 remarks, but if anyone has -- if anyone was not in  
2 attendance yesterday and has questions, please talk to  
3 one of the Board staff, and we will follow up with you  
4 to give you the background you need.

5 Now I will give a quick overview of what you can  
6 expect during today's session, and then we will return  
7 to where we left off with our agenda last night.

8 When it is your organization's turn to speak, I  
9 will call on the spokesperson for the organization to  
10 respond and they will, in turn, delegate to the  
11 appropriate member of their team to speak.

12 If the person who will be speaking is linked into  
13 the proceedings on Zoom, please press the hand button  
14 on your screen and turn off the translation feed, and  
15 the sound technician will switch the feed so that we  
16 can see and hear you. If a party is attending on the  
17 phone, there may also be a slight delay as the sound  
18 tech unmutes your line.

19 For all parties, before you speak, please say your  
20 name and identify the organization that you will be  
21 speaking for so that we can ensure the Board has an  
22 accurate record of these proceedings.

23 Please note that simultaneous interpretation of  
24 the proceedings is being provided throughout the  
25 meetings with interpreters here in Pond Inlet, and an  
26 additional interpreter is available in Iqaluit to

1 assist with logistics for the designated community  
2 representatives.

3 Receivers are available from the sign-in table at  
4 each in-person location, and language-specific  
5 information has been provided for those participating  
6 online.

7 In Pond Inlet and Iqaluit, the following channels  
8 are as follows: Channel 0, the floor sound; Channel 1,  
9 English; and Channel 2, Inuktitut.

10 If you are at an in-person location and are having  
11 trouble hearing the proceedings, please let one of the  
12 NIRB staff know, and they will assist you. Any issues  
13 with the online feed can be communicated to  
14 Keith Morrison. There are sign-in sheets in Pond Inlet  
15 and Iqaluit. I ask everyone to please sign in if you  
16 have not already done so. This will ensure that the  
17 Nunavut Impact Review Board can provide an accurate  
18 record of hearing participants and allow for adherence  
19 to public health measures.

20 Further, the Nunavut Impact Review Board is  
21 required to gather contact information for those  
22 participating in person but would like to assure  
23 parties that the information will only be used for  
24 contact tracing purposes.

25 Those participating through the online feed should  
26 have preregistered to receive the information, but if

1     you did not preregister, please contact Cory Barker to  
2     indicate your participation.

3             The Board is working with the Nunavut Independent  
4     Television Network to arrange to broadcast a live feed  
5     from Pond Inlet and Iqaluit through the Arctic Co-op  
6     and Shaw Direct Cable TV throughout the territory and  
7     beyond through a new Inuit language cable channel  
8     called Uvagut TV.

9             This additional broadcasting measures are intended  
10    to enable community members to remotely view the  
11    technical sessions and community roundtable of the  
12    public hearing.

13            In Iqaluit, NIRB staff will give you information  
14    about the washrooms and emergency exits in your  
15    location. In Pond Inlet, washrooms are located outside  
16    this room in the lobby area and exits are located  
17    through the main doors to the lobby and on both sides  
18    of the room. However, to exit the room during breaks,  
19    we ask that you use the main lobby entryway.

20            The previous public hearing for this file  
21    commenced in November 2019, and the public hearing over  
22    the next two weeks is a continuation of these  
23    proceedings. The technical sessions were not completed  
24    during the previous sessions; therefore, the first six  
25    days of this hearing will focus on updating and  
26    completing the technical sessions of the proceedings.



1 The technical sessions are scheduled to conclude on  
2 Saturday, January 30.

3 After a day of rest on Sunday, the community  
4 roundtable is scheduled to start on Monday, February 1  
5 for about five-and-a-half days, and the public hearing  
6 will be scheduled to wrap up on Saturday, February 6.

7 During the community roundtable, the designated  
8 community representatives from Pond Inlet and other  
9 potentially affected North Baffin communities  
10 participating from the Iqaluit hub will be able to ask  
11 questions and share their comments, knowledge, and  
12 experience with the Board.

13 During the community roundtable, time will also be  
14 allotted to ensure that the general public has the  
15 opportunity to express their views and ask questions of  
16 Baffinland and the intervenors regarding this proposed  
17 project amendment and its impacts.

18 The public hearing will conclude with each of the  
19 communities participating in the community roundtable  
20 as well as the intervenors and proponent being allowed  
21 to make closing statements to the Board.

22 After the public hearing has concluded and the  
23 public hearing record for the file is closed, based on  
24 all the evidence, information, comments, and concerns  
25 provided to the Board throughout the assessment, the  
26 Nunavut Impact Review Board will make its decision and

1 issue a public hearing report and recommendations.

2       The Board will determine whether or not they  
3 recommend to the relevant ministers that the Phase 2  
4 development project should be allowed to proceed to the  
5 permitting stage. If the Board recommends that the  
6 Phase 2 development project be allowed to proceed to  
7 the permitting stage, the Board will also provide  
8 recommendations about whether any changes or additions  
9 to the terms and conditions of the existing Mary River  
10 Project certificate are required to the limit -- to  
11 limit the potential for effects from the project.

12       Once the Minister of Northern Affairs and other  
13 responsible government ministers receive the Board's  
14 public hearing report and recommendations, the  
15 responsible ministers will then have the option of  
16 accepting, varying, or rejecting the Board's report and  
17 associated recommendations as set out under the Nunavut  
18 Agreement and the Nunavut Planning and Project  
19 Assessment Act.

20       Moving on to introductions, I am the Chairperson  
21 of the Board, and I'm from Baker Lake. I have served  
22 continuously on the Board since my first term in 2011.  
23 I am also joined by my fellow Board Members,  
24 Madeleine Qumuatuq and Catherine Emrick.

25       We are the Board's duly-appointed decision-making  
26 Panel to hear evidence, ask questions, and listen to

1 comments and concerns regarding Baffinland's assessment  
2 of the potential ecosystemic and socio-economic effects  
3 of the Phase 2 development proposal and will then make  
4 a decision and provide the Board's written report and  
5 recommendations.

6 The Board also has many staff members  
7 participating in these proceedings who have contributed  
8 to the NIRB's administration and technical review of  
9 this project proposal as well as our legal counsel.  
10 When I say their name, I ask that the staff wave so  
11 that people can see them. Karen Costello, executive  
12 director; Kelli Gillard, manager of project monitoring  
13 and acting director of technical services for this  
14 hearing; Cory Barker, Technical Advisor 1, Francis  
15 Emingak, junior technical advisor; Peter Evalik,  
16 environmental administrator; Brydon Beattie,  
17 environmental technologist; and Teresa Meadows of  
18 Meadows Law, legal counsel to the Board.

19 In Iqaluit, we have Keith Morrison, manager of  
20 impact assessment; Gill Daoust, Technical Advisor 1;  
21 Ellie Adjun, outreach coordinator; Ovik Evalik, senior  
22 finance officer; Josie Tucktoo, interpreter/translator.

23 Joining us by phone we have Tara Arko, director of  
24 technical services; and Solomon Amuno, Technical  
25 Advisor 2. Later this week we will have Mark Ings,  
26 director of finance administration join us in Pond

1 Inlet.

2 We have several interpreter/translators available  
3 today for simultaneous interpretation, Veronica Dewar,  
4 Rhoda Katsak, and Titus Arnajaallak in Pond Inlet; and  
5 in Iqaluit we have the Board's interpreter/translator,  
6 Josie Tucktoo.

7 Assisting us with our sound system, video link,  
8 interpretation, and sound recording, we have  
9 representatives from Duoson. Please raise your hands  
10 at your respective locations. If you have trouble with  
11 being able to hear through the headsets or speakers,  
12 please approach the NIRB staff, and we will ask Duoson  
13 staff for help.

14 To ensure an accurate record of the public  
15 hearing, we will be keeping a transcript of these  
16 proceedings. We have Sandra Burns and Andres Vidal,  
17 court reporters from Dicta Court Reporting here to  
18 prepare the transcript. I ask that all parties please  
19 state their name every time prior to speaking to assist  
20 the court reporters in preparing an accurate  
21 transcript. We would also like to notify all  
22 participants that these proceedings are being attended  
23 by media representatives by Zoom, teleconference, and  
24 in-person in Pond Inlet and Iqaluit. If possible, when  
25 the media are present in person, we do ask that media  
26 wear a press badge or a similar identification so that

1 it is clear to the parties which media outlet you are  
2 representing.

3 Members of the media who are filming the  
4 proceedings are reminded to please respect the Board's  
5 rules by remaining stationary when filming while the  
6 meetings are in session and only conducting interviews  
7 when we are on break.

8 Any participants who are approached by the media,  
9 it remains up to you as to whether you wish to speak  
10 with the media. The Board welcomes the media providing  
11 information about these meetings to those who cannot  
12 attend.

13 We will resume where we left off yesterday on  
14 questions to Baffinland in respect of their  
15 presentation entitled "Public Consultation, Inuit  
16 Qaujimaqatugangit and Alternatives Assessment".

17 We are not scheduled to have an evening session  
18 tonight, but as we are behind schedule, the Board may  
19 modify the schedule. We will advise you later today if  
20 an evening session between 6:30 and 9:30 PM will be  
21 required.

22 The Board may decide additional evening sessions  
23 are required, and if so, the Board will advise parties  
24 during the day that an additional evening session has  
25 been scheduled.

26 The proceedings will break for lunch at

1 approximately 12 PM Eastern Time, reconvening at  
2 1:15 PM and breaking for supper at 5 PM.

3 Before we turn to questions from the intervenors,  
4 the Board requests that everyone respect the following  
5 Board directions. It is our tradition to respect our  
6 Elders. Therefore, during the proceedings, we invite  
7 any Elders who are present to indicate to me that they  
8 wish to speak so that we have an accurate record of  
9 comments provided.

10 It is our intention to have a 15-minute break  
11 at -- (NO ENGLISH FEED). I will let everyone know that  
12 we are coming up to break time. Please respect the  
13 time set for breaks. We have a lot to cover, and the  
14 Board cannot wait for late arrivals.

15 For all participants, please do not interrupt when  
16 a person is speaking. As set out in the agenda, there  
17 will be an orderly opportunity to ask questions when  
18 speakers have concluded their presentations.

19 If you are the spokesperson for your group, the  
20 onus is on you to make sure that you identify for us  
21 that you want to hand off questioning or answers to  
22 someone on Zoom or the phone.

23 For the sake of our court reporters and the  
24 interpreters, when it is your turn to speak, please use  
25 a microphone. State your name first, and then speak  
26 clearly and at a reasonable pace. Also, please do not

1 use abbreviations and acronyms and be mindful that some  
2 terms may require our interpreters to take time to  
3 explain in detail. So please be aware of the  
4 interpreters and pause when it is -- when it appears  
5 they need extra time to explain what you are saying.

6 For the benefit of all participants, please turn  
7 your cell phones and electronic devices off or to a  
8 silent setting no matter your method of participation  
9 in this meeting. The Board appreciates all  
10 participants joining the proceedings being patient with  
11 each other and the Board as the technology we use may  
12 result in interruptions and limitations that are  
13 outside of the parties' and the Board's control.

14 And, finally, I would like to remind parties  
15 asking questions to please keep your questions on topic  
16 and focus on the topics presented and to remember that  
17 parties asking questions have not been sworn or  
18 affirmed. If a party wishes to provide statements and  
19 evidence to the Board, this should not be provided in  
20 the form of preambles to questions, but rather should  
21 be provided as affirmed evidence during intervenors'  
22 presentations to the Board.

23 The Board looks forward to participants continuing  
24 to provide positive and respectful contributions as the  
25 public hearing continues.

26 Now I turn the agenda to Item 6.2, Baffinland's

1 presentation of the updated public consultation, "Inuit  
2 Qaujimajatuqangit and Alternatives Assessment". Over  
3 to the Board's legal counsel to affirm Baffinland's  
4 presenters and mark the exhibits as we go. NIRB legal  
5 counsel.

6 MS. MEADOWS: Thank you, Madam Chair.  
7 Teresa Meadows, legal counsel for the Nunavut Impact  
8 Review Board.

9 Madam Chair, I have two exhibits to be marked as  
10 the next two exhibits in this public hearing. The  
11 first is the presentation materials entitled "Public  
12 Consultation, Inuit Qaujimajatuqangit and Alternatives  
13 Assessment", and those are the hard copy presentation  
14 materials that will be provided in support of this  
15 presentation.

16 EXHIBIT 2 - Hard copy PowerPoint presentation  
17 materials entitled "Public Consultation,  
18 Inuit Qaujimajatuqangit and Alternatives  
19 Assessment" by Baffinland Iron Mines  
20 Corporation (English/Inuktitut)

21 MS. MEADOWS: The second exhibit is an  
22 electronic exhibit that has been offered by Baffinland,  
23 and it is dated January 25th, 2021, and it is an update  
24 of the revised project certificate proposed by  
25 Baffinland, and it was filed -- the original document,  
26 Version 1 was filed August 2019.



1           As this exhibit has not been circulated to the  
2 parties yet, I propose to simply mark it as an exhibit.  
3 It will be circulated by the Board on the public  
4 registry at the close of the hearing day today, and if  
5 any party has an objection to the entering of the  
6 project certificate amendment dated January 25th, 2021,  
7 after they've had a chance to review it, they can  
8 advise me, and we will hear those objections.

9           EXHIBIT 3 - Draft Revised Project Certificate  
10           No. 005 for Phase 2 (updated version from  
11           August 2019) dated January 25, 2021 (English)

12 MS. MEADOWS:                   So, Madam Chair, I would now  
13 like to turn to the affirming -- affirmation of three  
14 witnesses for Baffinland proposed for this section that  
15 have not already been affirmed.

16           It's my understanding that Richard Cook, Phil  
17 Rouget, and Mike Setterington will require to be  
18 affirmed. I will provide the text of the affirmation,  
19 and then we will require those parties to state their  
20 name and state that they affirm -- attest to the  
21 affirmation.

22 MICHAEL SETTERINGTON, RICHARD COOK, MELANIE AUSTIN,  
23 Affirmed

24 THE CHAIR:                   NIRB legal counsel.

25 MS. MEADOWS:                   Thank you, Madam Chair. Those  
26 are my procedural matters.

1 THE CHAIR: Baffinland, Megan Lord-Hoyle.

2 Presentation by Baffinland Iron Mines Corporation  
3 (Public Consultation, Inuit Qaujimajatuqangit and  
4 Alternatives Assessment)

5 MS. LORD-HOYLE: Megan Lord-Hoyle, Baffinland.

6 Our presentation this morning is going to be given  
7 by Joe Tigullaraq, our head of Northern Affairs.

8 THE CHAIR: Jose Taylor [sic].

9 MR. TIGULLARAQ: Good morning, Madam Chair. My  
10 name is Joe Tigullaraq, the presentation I'll be giving  
11 this morning are for the public consultation on Inuit  
12 traditional knowledge and also alternative assessment.  
13 Please be advised that some of the -- I will skip  
14 through the pages, but I will identify each page, and  
15 Megan Lord-Hoyle, Udlu Hanson, Lou Kamermans, Andrew  
16 Moore, and Connor Devereaux from Baffinland will be  
17 joining me -- will be assisting me with the  
18 presentation. We will also include Richard Cook from  
19 Knight Piésold, Phil Rouget from Golder, and Mike  
20 Setterington from Environmental Dynamics Incorporated.

21 The presenters -- the presentation explains about  
22 public consultations and various meetings with the  
23 Inuit since 2016. These meetings and other public  
24 consultations have greatly improved Baffinland's  
25 operations when the NIRB is conducting this final  
26 hearing.

1           Public consultations by Baffinland, they  
2   use having public meetings for consultations, going on  
3   radio, and we are able to answer some questions when we  
4   have a table at the local Co-ops, and we also have  
5   meetings with hunters and trappers organizations and  
6   also having meetings with the hamlet councils as well  
7   and partners.

8           We have worked with the DFO officials,  
9   environmental workers, and also -- we also meet about  
10   Inuit traditional knowledge, and also conduct workshops  
11   as well, and also we have field trips from the  
12   communities to the Mary River.

13          As we all know, 2020 has been a difficult year due  
14   to COVID-19. Despite that, Baffinland held meetings  
15   with the Nunavut employees who work for Baffinland and  
16   also during 2020, we meet -- we work with the liaison  
17   officer and also we follow the advice of the public  
18   health officers and have meetings with them.

19          We try to inform everybody about our operations  
20   and especially with the Phase 2 review and having  
21   face-to-face meetings and also going on radio shows,  
22   and also we use Facebook or Twitter.

23          Baffinland has provided community information  
24   events on an annual basis, held teleconferences, and  
25   have meetings by Zoom. And, also, whenever there are  
26   new updates from the public health officer, we have

1 face-to-face meetings with health officials.

2 At the last community information events, we  
3 provided this to the Nunavut Impact Review Board on  
4 November 18 and a summary about our community  
5 consultation events were provided to the Nunavut Impact  
6 Review Board. And go on to 12, Slide 12.

7 Community consultations were prepared in the best  
8 possible -- using best practices and that we meet with  
9 the community representatives whenever possible by  
10 using best practices and having information sessions,  
11 and this has improved the partnership between the  
12 communities and Baffinland.

13 The Inuit Certainty Agreement has -- sets a new  
14 benchmark and places Inuit engagement at the centre of  
15 the project during the entire operation of the mine.  
16 Slide 60.

17 IQ has been considered to -- or our mining project  
18 ever since Baffinland started planning, and Baffinland  
19 has worked with knowledge holders since 2006 including  
20 Phase 2 proposal. And we also incorporate in it  
21 today's IQ using traditional maps, and under Phase 2,  
22 we hold workshops and meetings since 2015 and 2016.

23 Baffinland has held community workshops and  
24 information sessions, especially to review the safety  
25 issues and also using the knowledge of the Inuit, and  
26 also we meet with five North Baffin communities, and

1 the report has been provided -- assessment first was  
2 provided in 2019 to Nunavut Impact Review Board.

3 We have community companies using Inuit knowledge  
4 about safety issues as well in regards to the tote road  
5 and also that ship traffic -- iron ore carriers will  
6 increase when they travel through Eclipse Sound. These  
7 modifications will be used to protect the  
8 environment -- fresh water environment and the marine  
9 environment, and also crossings -- a crossing selection  
10 workshop has been undertaken during the summer up to  
11 2019, and we consult with the community members about  
12 where the caribou crossing should be in the event they  
13 build the railway from Mary River to Milne Inlet.

14 We hold these meetings along with the workshop,  
15 and also -- we also discussed deviations of the railway  
16 line. We also discussed -- go to Slide 20, please.  
17 20.

18 Baffinland has heard from the people -- consulted  
19 the people using Qikiqtani Inuit Association  
20 Tusaqtaavut reports. The reports are an important  
21 resource to the operations of Baffinland, and  
22 Baffinland and the QIA has worked in partnership.  
23 Baffinland knows that Inuit traditional knowledge  
24 should be incorporated into the mining operations and  
25 then -- because continued monitoring is important to  
26 the Inuit.

1           Inuit committee and the Inuit social oversight  
2       committee are used so that Inuit will have an  
3       opportunity to voice their concerns about the  
4       modifications they require. We need to ensure that we  
5       have an adaptive management plan, and that Inuit will  
6       be the leaders when it comes to research issues. The  
7       research will be conducted based on the requests of the  
8       Inuit.

9           Baffinland is working to draft an Inuit  
10      traditional knowledge management framework, and  
11      Baffinland will use Inuit traditional knowledge as  
12      being important during the whole operation of the mine.

13          Before we start, we want to be able to have the  
14      management framework to update the reflected important  
15      changes including the Inuit Certainty Agreement.  
16      There's two committees, if we look at Slide 24. The  
17      Inuit committees are -- were formed and would be  
18      formed. These are the people that would be involved in  
19      the socio-economic issues and environmental issues and  
20      land use. So these are the sorts of things that would  
21      be considered by the Inuit committee, culture -- Inuit  
22      culture and land use and any impact on those and the  
23      sort of impacts that they would have on those in the  
24      project area, in the Kuguktinay [phonetic] area, but  
25      Baffinland will be providing the funding for that. And  
26      community members will be involved in terms of the

1 social aspect of it, and these would be the main reason  
2 for the committee. They would look at cultural impact,  
3 whether they needed help looking at the community  
4 issues, but the work will be done through Qikiqtani  
5 Inuit Association, and Baffinland would provide the  
6 funding for that to be conducted. Slide 27.

7 So in terms of what Baffinland has utilized to  
8 provide information in terms of the proposal, so to  
9 reduce the impacts and other project work that has to  
10 be done and through these various things that we are  
11 doing, I would like to mention further how information  
12 is provided and how we responded to these for the  
13 information that we received and the comments that  
14 we've heard. So if we go to Slide thirty -- 31.

15 So there are many changes regarding the project  
16 description, different things that people have talked  
17 about -- Inuit have talked about in terms of the  
18 project. We would like to mention that some more and  
19 what changes have been implemented. For example, we  
20 changed the rail line. We've changed it from one to  
21 three so that there would be a better access -- or  
22 ability to provide access for that travel route for  
23 people going back and forth, and we also have changed  
24 the design of the road as well for caribou to cross.  
25 And in using the railroad, it would be reducing dust so  
26 that most of the work would be done to -- next to the

1 road that is already existing.

2 We also worked on having some reducing of impacts  
3 for shipping, more than what is required by law, so  
4 Baffinland has made some changes and -- for the ice and  
5 also for monitoring noise in the water at the floe  
6 edge. Baffinland believes that for those changes and  
7 the things that they want to implement with those  
8 changes, that Inuit needs to be involved and because of  
9 the Nunavut Impact Review Board and the recommendations  
10 that the Inuit and different contracts that they are  
11 dealing with, that there will be changes to how those  
12 contracts are administered and that Inuit firms would  
13 have better opportunity to take business advantage in  
14 the project, and things that we want to also change  
15 that the employees for Baffinland receive better  
16 training and that they would have better employment to  
17 advance in their employment.

18 And Baffinland is supporting of the employees.  
19 For example, for those employees in Nunavut, if they  
20 have children, they can ask for money to help with  
21 childcare, perhaps in day cares, and Baffinland will be  
22 providing \$3 million for the five affected communities  
23 that would assist with creating day cares. Next slide,  
24 please.

25 So we plan to work Qikiqtani Inuit Association  
26 that we would -- the Inuit would have a stewardship to



1 have the Inuit control or management of the plans and  
2 where the plans would be implemented.

3 Baffinland also wants to develop programs that  
4 people need to have food security and to have good food  
5 in Pond Inlet that we would provide funding in regards  
6 to harvesting and in terms of food security and to  
7 ensure that in these five affected communities, there  
8 would be programs on food harvesting. Baffinland has  
9 not brought anything new since November 2019 in other  
10 kinds of assessments. Slide 49, please. 49.

11 So I've mentioned the highlights again, Baffinland  
12 will try to find out quickly in terms of the Inuit  
13 comments or concerns in regards to their -- in regards  
14 to their Inuit Qaujimajatuqangit input because of the  
15 Phase 2 development proposal to ensure that IQ is in  
16 consideration, and Baffinland will work to find out  
17 about their thoughts to be included in regards to the  
18 management and the operations of the mine.

19 In terms of Inuit stewardship and other plans and  
20 in terms of the operations, the management and --  
21 operations in regards to Inuit knowledge, we want them  
22 to be involved and integrated into the plans with this  
23 project. Slide 51, please.

24 The Phase 2 proposal, as mentioned -- as titled is  
25 not on the coast. It has to be moved to -- the iron  
26 ore has to be moved. Sometimes there are variations to

1 the price of the iron ore. Slide 52, please.

2 And Baffinland has worked and answered and  
3 complied and changed in terms of what the communities'  
4 concerns are coming and also with the regulators to  
5 ensure we work well with them so that the Phase 2 --  
6 they want to ensure that they are working well in terms  
7 of the lifetime of the mine that they would adhere to  
8 the regulator's requirements.

9 Thank you, Chairperson, and this is a summary of  
10 our presentation.

11 THE CHAIR: It is now 10:15. We're going  
12 to take a 15-minute break and reconvene at 10:30.  
13 We'll take a 15-minute break.

14 (ADJOURNMENT)

15 THE CHAIR: Welcome back, everyone.

16 Included in this list, this group of  
17 presentations, we have the alternatives assessment.  
18 Can Baffinland confirm if they intend on presenting  
19 this topic or if they're done with this grouping.

20 Baffinland, Megan Lord-Hoyle.

21 MS. LORD-HOYLE: Baffinland, Iqaluit.

22 Madam Chair, the slides that were presented last  
23 year at the November 2019 hearing have been provided in  
24 the slide deck, but because there has been no updates  
25 to the alternatives assessment since the last time it  
26 was provided, the slides were meant for reference only.

1 So we are done with this grouping. Thank you.

2 THE CHAIR: Continuing with questions to  
3 the proponent on public consultation, Inuit  
4 Qaujimajatuqangit and an alternatives assessment.  
5 Jared Ottenhof.

6 Qikiqtani Inuit Association Questions Baffinland Iron  
7 Mines Corporation

8 MR. OTTENHOF: Thank you, Madam Chair.

9 Jared Ottenhof for the Qikiqtani Inuit  
10 Association.

11 We have had extensive discussion on this topic,  
12 both Inuit Qaujimajatuqangit culture, resource, and  
13 land-use and alternatives assessment. Much discussion  
14 on the record at previous events. I just would like to  
15 note that. However, I will now turn it over to Richard  
16 Paton who will have further questions on these topics.  
17 Thank you.

18 THE CHAIR: Richard Paton.

19 MR. PATON: Thank you, Madam Chair.  
20 Richard Paton on behalf of the Qikiqtani Inuit  
21 Association.

22 I have a number of questions for the proponent in  
23 relation to its presentation on public consultation and  
24 Inuit Qaujimajatuqangit. The Qikiqtani Inuit  
25 Association has worked hard throughout this  
26 environmental assessment to highlight the lack of

1 fulsome integration of Inuit Qaujimajatuqangit and  
2 input from Inuit in the impacted communities into the  
3 project, monitoring, and management systems to date.  
4 The Qikiqtani Inuit Association has previously asked  
5 for clarification on a number of concerns related to  
6 the integration of IQ.

7       If the proponent is truly committed to increasing  
8 the role for Inuit Qaujimajatuqangit into project  
9 planning, monitoring, and management, it is important  
10 for Baffinland to better understand the world view,  
11 laws, and norms, and also important for the proponent  
12 to report to Inuit parties and the board on its  
13 adherence to Inuit laws and norms, especially those  
14 related to cultural continuity where access to wildlife  
15 and resources is at the foundation of Inuit society.

16       With this in mind, is Baffinland in support of a  
17 project certificate condition that requires the  
18 following: To fully meet the proponent's commitment to  
19 include conformity with Inuit cultural continuity where  
20 access to wildlife and resources are critical, commit  
21 as an objective in all terrestrial and marine  
22 environmental management plans the proponent will  
23 gather information from Inuit parties on relevant Inuit  
24 laws and norms related to wildlife, and report annually  
25 on project conformity with Inuit wildlife laws and  
26 norms as an element of an enhanced Inuit

1 Qaujimajatuqangit enriched monitoring system? Thank  
2 you, Madam Chair.

3 THE CHAIR: Baffinland, Megan Lord-Hoyle.

4 MS. LORD-HOYLE: Megan Lord-Hoyle, Baffinland.

5 We believe that the -- the concept of what is  
6 being asked of us has been committed to as under the  
7 Inuit Certainty Agreement to fund the development of  
8 the Inuit Stewardship Plan and through providing QIA  
9 approval of our adaptive management plan which will  
10 receive inputs from Inuit committees that will identify  
11 specific objectives, indicators, thresholds, and  
12 responses for actions.

13 If there are specific items that the Qikiqtani  
14 Inuit Association feels are not met through those  
15 commitments, we request the QIA to provide specific  
16 commitment wording that we could consider in detail for  
17 the terms and conditions. Qujannamiik.

18 THE CHAIR: (INUKTITUT SPOKEN - NO  
19 TRANSLATION) Richard Paton.

20 MR. PATON: Thank you, Madam Chair.  
21 Richard Paton on behalf of the Qikiqtani Inuit  
22 Association.

23 At Slides 22 and 23 of the presentation,  
24 Baffinland refers to its 2019 Inuit Qaujimajatuqangit  
25 management framework and the need to update it to  
26 reflect important changes outlined in the Inuit

1 Certainty Agreement.

2 On Slides 16, Baffinland has indicated that Inuit  
3 Qaujima jatugangit has been considered in the Phase 2  
4 addendum. Inuit have been weary of this position.  
5 Extensive concerns have been raised on the public  
6 record regarding the role that Inuit need to play in  
7 any gathering, consideration, and integration of Inuit  
8 Qaujima jatugangit.

9 Can Baffinland clarify what role Inuit parties  
10 would have in verifying the adequacy of the Inuit  
11 Qaujima jatugangit management framework?

12 And, second, can Baffinland also clarify whether  
13 it supports a project certificate condition relating to  
14 the updating of the Inuit Qaujima jatugangit management  
15 framework and a co-approval role for Inuit parties in  
16 that process? Thank you, Madam Chair.

17 THE CHAIR: Baffinland, Megan Lord-Hoyle.

18 MS. LORD-HOYLE: Megan Lord-Hoyle, Baffinland.

19 Before we provide our response, Madam Chair, may I  
20 ask for clarification when Mr. Paton said that this  
21 framework would receive approval by Inuit parties?  
22 Could he clarify which Inuit parties would be part of  
23 that approval process? Thank you.

24 THE CHAIR: (INUKTITUT SPOKEN - NO  
25 TRANSLATION) Richard Paton.

26 MR. PATON: Thank you, Madam Chair.

1           To help clarify the co-approval role for Inuit  
2 parties in the process, we anticipate that being  
3 through Qikiqtani Inuit Association in partnership with  
4 the impacted committees through the Inuit committee.

5           Thank you, Madam Chair.

6       THE CHAIR:                               Baffinland, Megan Lord-Hoyle.

7       MS. LORD-HOYLE:                       Megan Lord-Hoyle, Baffinland.

8           Again, we agree to the concept and believe that  
9 that concept has already been committed to through our  
10 commitment to fund the Inuit Stewardship Plan, which  
11 would allow the Qikiqtani Inuit Association to develop  
12 the Inuit Stewardship Plan in Inuit committees. But we  
13 would request that the Qikiqtani Inuit Association put  
14 forward specific wording for this term and condition  
15 to, again, identify what is lacking within those  
16 commitments for our consideration. Thank you.

17       THE CHAIR:                               (INUKTITUT SPOKEN - NO  
18 TRANSLATION) Richard Paton.

19       MR. PATON:                               Thank you, Madam Chair.

20           And, yes, the Qikiqtani Inuit Association will be  
21 putting forth a proposed wording for a project  
22 certificate condition related to that subject.

23           If you will allow, I'll continue on with my next  
24 question.

25           The proponent's Slide 20 referred to Qikiqtani  
26 Inuit Association's Tusaqtaavut reports as an important

1 resource noting that additional Tusaqtaavut studies are  
2 being carried out in all five North Baffin communities  
3 to support future monitoring program development.

4 At Slide 24 in the same presentation, Baffinland  
5 notes that a new project, culture, resource, and  
6 land-use assessment will be done jointly with the  
7 Qikiqtani Inuit Association. In addition to supporting  
8 future monitoring program development, will the  
9 proponent agree that those Tusaqtaavut studies are  
10 integral to the ongoing Inuit-led culture, resource,  
11 and land-use assessment, and can Baffinland tell us if  
12 it is committed to building Inuit thresholds and  
13 responses for impacts on culture, resource, and land  
14 use identified in the culture, resource, and land-use  
15 assessment process into the management plans for the  
16 project should it proceed, and by what mechanism would  
17 that be accomplished? Thank you, Madam Chair.

18 THE CHAIR: Baffinland, Megan Lord-Hoyle.

19 MS. LORD-HOYLE: Megan Lord-Hoyle, Baffinland.

20 Yes. We are committed to that, and the mechanism  
21 by which we see that happening is that once the updated  
22 culture, resource, and land-use assessment has been  
23 completed, we would revise the adaptive management plan  
24 to incorporate the information that was provided  
25 through the Inuit committees and Inuit Stewardship  
26 Plan. The revised adaptive management plan would then



1 receive final approval by the Qikiqtani Inuit  
2 Association. Thank you.

3 THE CHAIR: (INUKTITUT SPOKEN - NO  
4 TRANSLATION) Richard Paton.

5 MR. PATON: Thank you, Madam Chair.  
6 Richard Paton on behalf of the Qikiqtani Inuit  
7 Association.

8 Baffinland refers in several instances to the  
9 Inuit Stewardship Plan; the culture, resources, and  
10 land-use program; and groups like the Inuit committee  
11 and the Inuit social oversight committee. The  
12 Qikiqtani Inuit Association considers it important for  
13 these commitments to be protected as project  
14 certificate conditions.

15 Is Baffinland in support of a project certificate  
16 condition that requires the following: The proponent  
17 to support the Qikiqtani Inuit Association and the  
18 impacted communities, to develop an Inuit Stewardship  
19 Plan for the Mary River Project funded for the life of  
20 the project, and, further, that the project certificate  
21 condition identify that the Inuit Stewardship Plan will  
22 be an Inuit-led project monitoring and management plan  
23 overseen by an independent, Inuit-led Inuit committee  
24 and Inuit social oversight committee that identifies  
25 monitoring and management roles for Inuit in the  
26 culture, resources, and land-use and socio-economics

1 impact realms and that findings of both monitoring  
2 programs will be integrated into management decisions  
3 based on requirements built into the project's adaptive  
4 management plan? Thank you, Madam Chair.

5 THE CHAIR: Baffinland, Megan Lord-Hoyle.

6 MS. LORD-HOYLE: Megan Lord-Hoyle, Baffinland.

7 Yes. We agree to these commitments, and we have  
8 put forward proposed term-and-condition language as  
9 Commitment Number 131 to the Qikiqtani Inuit  
10 Association, and the words could be modified and worked  
11 out between us as needed. Thank you. Oh, excuse me.  
12 It's Number 186. Thank you.

13 THE CHAIR: Qikiqtani Inuit Association,  
14 Richard Paton.

15 MR. PATON: Richard Paton, Qikiqtani Inuit  
16 Association. Thank you, Madam Chair.

17 That was my final question.

18 THE CHAIR: Nunavut Tunngavik  
19 Incorporated, James Eetoolook.  
20 Nunavut Tunngavik Incorporated Questions Baffinland  
21 Iron Mines Corporation

22 MR. EETOOLOOK: Thank you. James Eetoolook,  
23 Nunavut Tunngavik Incorporated. Thank you, Madam  
24 Chair.

25 My question will be in regards to Inuit  
26 traditional knowledge. And I think it is written in

1 the fact that Phase 2 will have an impact. It's  
2 already having an impact under the Phase 1, but once  
3 Phase 2 has started, it has already have an impact on  
4 wildlife, especially to marine mammals, especially  
5 narwhals and the fact that it will have an impact on  
6 narwhals, and the monitors should incorporate Inuit  
7 traditional knowledge.

8 For example, we heard yesterday (INUKTITUT SPOKEN  
9 - NO TRANSLATION) they want to participate as  
10 intervenors because they have been impacted by the Mary  
11 River Project. In regards to the impact it has on  
12 narwhals, monitoring to include more Inuit  
13 Qaujimagatugangit ideology.

14 And they would have to go on-site visit as well  
15 because it's going to have an impact on the environment  
16 based on using traditional knowledge 'cause it's very  
17 important to Inuit and the wildlife as well because  
18 wildlife -- people -- Inuit know about wildlife  
19 basis -- on a daily basis.

20 Thank you.

21 THE CHAIR: Baffinland, Megan Lord-Hoyle.

22 MS. LORD-HOYLE: Megan Lord-Hoyle, Baffinland.

23 I'll ask Lou Kamermans to respond to the question.

24 THE CHAIR: Lou Kamermans.

25 MR. KAMERMANS: Lou Kamermans, Baffinland.

26 Thank you, Madam Chair.

1           On December 18th, we submitted a summary of the  
2           engagement that had happened up to that time with  
3           Kugaaruk. That included correspondence between  
4           Fisheries and Oceans and the community as well as with  
5           Baffinland between the Qikiqtani Inuit Association, and  
6           it also included a summary letter of our project that  
7           went to the Kugaaruk Hunters and Trappers Organization.

8           That summary included a brief outline of what our  
9           shipping activities looked like in the area and how  
10          we're confident in our impact predictions. Based on  
11          the mitigations we were setting, we feel those will be  
12          protective of narwhal, and whatever is protective of  
13          the narwhal in the Eclipse Sound area we believe would  
14          be more than protective for -- for any narwhal that may  
15          have been in the Eclipse Sound area at some point and  
16          then travelled into the -- the Somerset area at another  
17          point in the season. And this was consistent with what  
18          Fisheries and Oceans had communicated to the community  
19          as well.

20          But as for Inuit involvement in monitoring, that  
21          has always been an important component of our project.  
22          We consult with the Mittimatalik Hunters and Trappers  
23          Organization before each field season to describe our  
24          monitoring programs and get their input. Mittimatalik  
25          Hunters and Trappers Organization is also part of the  
26          marine environment working group and has always

1 provided important insights into our monitoring  
2 planning and interpretation and evaluation of the  
3 outcomes.

4 In 2019, the last shipping season when we were  
5 able to have Inuit working at the project, 50 percent  
6 of our marine mammal monitoring programs were staffed  
7 by Inuit.

8 With Phase 2, Inuit involvement and monitoring  
9 across the project will be strengthened by the Inuit  
10 Stewardship Plan, which provides for Inuit-led  
11 monitoring. So that is monitoring that Baffinland  
12 funds but is entirely driven by Inuit, by the Inuit  
13 committees with administrative support from the  
14 Qikiqtani Inuit Association.

15 So we think this combined effort of Baffinland-led  
16 programs that have a strong inclusion of Inuit and the  
17 design and execution, as well as the Inuit Stewardship  
18 Plan, where Inuit are leading the monitoring in areas  
19 that are most important to them.

20 We think that's quite unparalleled. We think  
21 that's a really progressive approach to monitoring,  
22 and -- and, honestly, it's the way it should be, and we  
23 think it makes the overall Phase 2 proposal -- it's  
24 going to lead the way in this area. So we're very  
25 happy with what we've been able to put forward, and we  
26 think it's going to put Inuit at the forefront of

1 understanding how this project and its effects are  
2 affecting Inuit. Thank you.

3 THE CHAIR: (INUKTITUT SPOKEN - NO  
4 TRANSLATION) James Eetoolook.

5 MR. EETOOLOOK: James Eetoolook, Nunavut  
6 Tunngavik Incorporated. Thank you, Baffinland.

7 Thank you. I will no longer have questions, but  
8 the Nunavut Tunngavik Incorporation manager of wildlife  
9 has a question, Paul Irngaut.

10 MR. IRNGAUT: Thank you. Paul Irngaut,  
11 representing Nunavut Tunngavik Incorporated.

12 My question will be -- I want you -- to thank you  
13 for your presentation, but also in the -- we did not  
14 see Slide Number 19. It was not touched upon.

15 In the third paragraph, it says -- let importance  
16 of continued monitoring of project by Inuit. The third  
17 bullet. But also it says here on the first bullet,  
18 "such outcomes". It says "outcomes". That's my first  
19 question. Were these produced or will be undertaken on  
20 the outcomes? My question. Thank you.

21 THE CHAIR: Baffinland, Megan Lord-Hoyle.

22 MS. LORD-HOYLE: Megan Lord-Hoyle, Baffinland.

23 So to clarify, Slide 19 is speaking to a series of  
24 workshops that we had to identify what we called "risk  
25 assessment workshops" to identify potential mitigation  
26 measures that we could add to the Phase 2 proposal.

1           This slide speaks to a site visit where we brought  
2   community representatives to a train facility to see on  
3   the ground operations of a railway, and one of the  
4   outcomes of those workshops were almost unanimously all  
5   participants felt that Inuit needed to be a part of the  
6   monitoring of the project.

7           So the third bullet there is the outcome of the  
8   workshop and what we heard through that workshop. One  
9   of those was to ensure that Inuit were involved in the  
10   monitoring of the project. Thank you.

11   THE CHAIR:                   Nunavut Tunngavik  
12   Incorporated, Paul Irngaut.

13   MR. IRNGAUT:                Thank you. Paul Irngaut from  
14   Nunavut Tunngavik Incorporated.

15           The outcomes, will the Inuit -- will be under the  
16   Inuit stewardship program as the work progresses?

17   THE CHAIR:                   Baffinland, Megan Lord-Hoyle.

18   MS. LORD-HOYLE:            Yes. Through the -- Megan  
19   Lord-Hoyle, Baffinland.

20           Yes. Through the review process, that has been  
21   highlighted to us, and as a way to meet that commitment  
22   to ensure that Inuit are involved in project  
23   monitoring, we have committed to continue to include  
24   Inuit in Baffinland-led monitoring programs, but then  
25   we have also committed to the Qikiqtani Inuit  
26   Association to fund the Inuit Stewardship Plan, which

1 will be a wholly Inuit-led Inuit monitoring of the  
2 project. Thank you.

3 THE CHAIR: Nunavut Tunngavik  
4 Incorporated, Paul Irngaut.

5 MR. IRNGAUT: Thank you, Madam Chair. Paul  
6 Irngaut from Nunavut Tunngavik Incorporated.

7 Yes. This -- what's being said is going to have  
8 an impact on wildlife. Not only the railway line but  
9 also James also touched briefly, it's going to have an  
10 impact -- the shipping will have an impact on marine  
11 wildlife -- marine mammals, and we have also heard and  
12 it's been discussed on more than one occasion that  
13 narwhal stocks are being depleted, and they  
14 say there's -- people are saying that there are hardly  
15 any narwhals in their region.

16 And if the Phase 2 were to proceed and Inuit using  
17 traditional knowledge when they are finding out that  
18 narwhal stocks are being depleted, how then would  
19 Baffinland work on mitigation issues?

20 Would they do to shipping -- would they reduce the  
21 number of ships since the start of the project? So  
22 before you actually find out why narwhal stocks are  
23 being depleted and only when you find out why they are  
24 being depleted, like, would the number of ships,  
25 traffic be reduced? That's my question.

26 For example, Inuit -- using Inuit traditional



1 knowledge and if people keep saying narwhal stocks are  
2 being depleted, and the number -- would the number of  
3 ships be reduced as a result? That's my question.

4 Thank you.

5 THE CHAIR: Baffinland, Megan Lord-Hoyle.

6 MS. LORD-HOYLE: Megan Lord-Hoyle, Baffinland.

7 Yes. We would reduce ships if there were impacts  
8 to narwhal that were shown through either Inuit-led  
9 monitoring or Baffinland studies. That mitigation  
10 measure will be incorporated and -- into our final  
11 adaptive management plan.

12 And how we would deal with this is: Within the  
13 adaptive management plan we are developing both western  
14 scientific-led -- and there will be Inuit-led -- low-,  
15 medium-, and high-risk thresholds. Those thresholds  
16 will identify things that happened in the environment,  
17 but if we meet those specific thresholds, an action  
18 will be required from Baffinland. The low-risk  
19 threshold is meant to be that early warning system  
20 which can identify before impacts occur, and medium-  
21 and high-risk thresholds will have identified actions  
22 that Baffinland will have to take to reduce or  
23 eliminate the impact that's occurring.

24 One of those actions at a high-risk threshold  
25 would be reducing our shipping activities. An example  
26 of where this has gone into practice already is

1 additional mitigation measures that we've added to our  
2 shipping activities by introducing transit restrictions  
3 in response to Inuit observations that in 2018 there  
4 were low narwhal numbers in Pond Inlet. We implemented  
5 additional mitigations and have been monitoring the  
6 effect of that mitigation measure since.

7 To date, it seems that population levels of  
8 narwhal are similar now as they were before project  
9 activities began. The adaptive management plan will  
10 formalize those processes to do exactly as you just  
11 requested. Thank you.

12 THE CHAIR: Nunavut Tunngavik  
13 Incorporated, Paul Irngaut.

14 MR. IRNGAUT: Thank you.

15 I have no more questions. Thank you.

16 THE CHAIR: Hamlet of Pond Inlet, Joshua  
17 Arreak.

18 Hamlet of Pond Inlet Questions Baffinland Iron Mines  
19 Corporation

20 MR. ARREAK: Thank you, Madam Chair.  
21 Joshua Arreak, mayor of Pond Inlet.

22 I have one question, and I'll have -- I'll give  
23 Frank Tester, our technical advisor, to ask questions  
24 later.

25 The first one, Slide 12, I need to include Inuit  
26 Qaujimagatuqangit principles of engagement, and this

1 comes because it was agreed upon for the sake of the  
2 Inuit that we have heard that if the Phase 2 project  
3 does not proceed, then the contents of the Inuit  
4 Certainty Agreement would no longer be valid, but we  
5 know that Steensby Project at Steensby Inlet will still  
6 continue because of Inuit traditional knowledge and  
7 that we're going to -- and because of the people and  
8 their traditional knowledge, we will always continue to  
9 protect them vigorously, and even if they still --  
10 proposal does not proceed, would the Inuit Certainty  
11 Agreement still be able to continue?

12 And also in the committees on Slide Number 24,  
13 even though if Phase 4 does not continue, but will --  
14 the Inuit committee run by Inuit, will that still come  
15 into reality? That's my question. Thank you.

16 THE CHAIR: Baffinland, Megan Lord-Hoyle.

17 MS. LORD-HOYLE: Megan Lord-Hoyle, Baffinland.

18 In short, some parts of the Inuit Certainty  
19 Agreement would survive if Phase 2 did not proceed, and  
20 I'll ask Lou Kamermans to explain a little bit more.

21 THE CHAIR: Lou Kamermans.

22 MR. KAMERMANS: Lou Kamermans, Baffinland.

23 Thank you, Madam Chair.

24 Just building on what Megan said, there are  
25 schedules within the Inuit Certainty Agreement that  
26 would -- that are -- are being implemented and are not

1 contingent on the approval of Phase 2 or the decision  
2 to move forward with Phase 2.

3       Should Phase 2 not be approved and should it be  
4 possible to provide or gain financing for Steensby at  
5 some point in the future, while the Inuit Stewardship  
6 Plan and the provisions around the adaptive management  
7 plan would not continue in the format described in the  
8 Inuit Certainty Agreement, we would certainly look at  
9 keeping those concepts alive, although the  
10 implementation would be different.

11       I can't say for certain what that would look like,  
12 but when negotiating the Inuit Certainty Agreement, we  
13 understood there was general value in what we were  
14 negotiating, but we also had to accept that many of  
15 these provisions require a financially healthy project  
16 to be able to fund.

17       I would also highlight that the agreement,  
18 regardless of the outcome of this Phase 2 approval,  
19 would see the completion of the Pond Inlet country food  
20 baseline study, and it would see the culture, resource,  
21 and land-use supplemental assessment carried forward  
22 to -- to the next milestone. So those -- that  
23 information would continue to be available to us.

24       But just to summarize, there's -- there's no  
25 version of the Mary River Project that goes forward,  
26 Phase 2 or Steensby, that doesn't continue to rely on

1 Inuit Qaujimagatugangit to help guide the management of  
2 the project. Thank you.

3 THE CHAIR: Hamlet of Pond Inlet, Frank  
4 Tester.

5 MR. TESTER: Thank you, Madam Chair. Frank  
6 Tester, technical advisor, Hamlet of Pond Inlet.

7 If I had a chance to speak yesterday, I would've  
8 given that I suspect there are many people in the  
9 audience with Scottish blood wished all a very happy  
10 Robbie Burns day. So happy Robbie Burns day, plus one.

11 I want to start by addressing, I think, the  
12 understandable skepticism that many in the communities  
13 have about IQ and the extent to which IQ is to be taken  
14 seriously going forward.

15 I want to refer to a statement that was made by  
16 Lou Kamermans yesterday when he said -- and I quote --  
17 Baffinland monitoring has established that all  
18 predictions made -- and this is a reference to the 2018  
19 addendum final impact assessment document for the  
20 Phase 2 project -- have been accurate. And if one goes  
21 to that document, one sees that the -- with regard to  
22 the impact on marine mammals and the effects, the --  
23 the rating given is not significant.

24 In light of what NTI has drawn to our attention  
25 and the IQ observations that Inuit hunters with regard  
26 to the condition of narwhal in particular, in Milne

1 Inlet, in Eclipse Sound, how does that statement square  
2 with the commitment by Baffinland to taking IQ  
3 seriously and continuing to maintain that the effects  
4 are not significant?

5 THE CHAIR: Baffinland, Megan Lord-Hoyle.

6 MS. LORD-HOYLE: Megan Lord-Hoyle.

7 I'll ask Lou Kamermans to respond.

8 THE CHAIR: Lou Kamermans.

9 MR. KAMERMANS: Lou Kamermans, Baffinland.

10 Thank you, Madam Chair.

11 I'd first clarify the -- the meaning of that  
12 statement. It was meant to pertain to RFX predictions  
13 and the monitoring results of our programs being in  
14 line with those. The important point to consider is  
15 that this is an independent statement from what Inuit  
16 Qaujimajatuqangit and community feedback have told us.

17 To that end, in our assessment, we did include an  
18 assessment -- or a summary of workshops carried out  
19 between 2015 and 2016, and many of the statements --  
20 (VIDEO AND AUDIO FEED LOST)

21 THE CHAIR: It looks like the feed --

22 MR. KAMERMANS: -- will experience the project  
23 differently.

24 THE CHAIR: Mr. Kamermans, there was an  
25 interruption in the feed, so if you can please restart  
26 from 20 --

1 MR. KAMERMANS: From the --

2 THE CHAIR: -- seconds before. We can  
3 hear you clearly. You may proceed.

4 MR. KAMERMANS: Okay. So I think the  
5 important point is to say that the statement I made was  
6 independent of what IQ and community feedback have  
7 been. This statement was in relation to our monitoring  
8 programs. We respect that the experience of the  
9 project is felt differently by everyone.

10 We think this is confirmed. In fact, we know this  
11 is confirmed in our summary of workshops from 2015 and  
12 2016, which contain a spectrum of input on the subject,  
13 especially when it comes to narwhal interactions with  
14 vessels. Some are in line with our predictions. Some  
15 are not. But we respect that spectrum, and we have  
16 always listened to the extent of that spectrum.

17 And Megan went over a very applicable example  
18 about how we responded to narwhal abundance based on  
19 comments from the communities in 2018 when our  
20 monitoring programs weren't necessarily saying the same  
21 thing.

22 So moving forward with Phase 2, we think the Inuit  
23 Stewardship Plan will help us continue to reconcile the  
24 results of our monitoring programs with the Inuit  
25 experience and the spectrum that that can be, and I'll  
26 leave it at there for now. Thank you.

1 THE CHAIR: Hamlet of Pond Inlet, Frank  
2 Tester.

3 MR. TESTER: I'd like to continue, then,  
4 by -- by asking some questions in relationship to  
5 monitoring. You refer to your monitoring. So can you  
6 explain to us with regard to sea mammals what your  
7 monitoring consists of? What does monitoring of -- of  
8 sea mammals look like for Baffinland? What -- what  
9 approach or what method are you referring to here when  
10 you -- you make a reference to monitoring in this case?

11 THE CHAIR: Baffinland, Megan Lord-Hoyle.

12 MS. LORD-HOYLE: Megan Lord-Hoyle, Baffinland.

13 The methods that we undertake for our marine  
14 mammal monitoring include aerial surveys, land and  
15 ship-based observations as well as acoustic studies.  
16 We also monitor or measure water and sediment quality  
17 as well as fish health and the introduction of aquatic  
18 invasive species. These will all be expanded on  
19 further in the marine monitoring session. Thank you.

20 THE CHAIR: Hamlet of Pond Inlet, Frank  
21 Tester.

22 (AUDIO FEED LOST)

23 THE CHAIR: Mr. Tester, your audio, if you  
24 can repeat what you said.

25 MR. TESTER: Let me try again.

26 We'll get into this when we talk about marine



1 mammals and monitoring further, but I simply want to  
2 say that the research that we've done, which is an  
3 extensive review of the literature, makes it very clear  
4 that aerial monitoring of marine mammals is not a  
5 reliable way of determining population numbers and that  
6 if one wants to take the morbidity and mortality of  
7 marine mammals seriously, there are other methods that  
8 are absolutely essential for arriving at any accurate  
9 determination.

10 I'd like to go back and look at the issue of  
11 monitoring in relationship to Baffinland's plans and a  
12 question that was raised by Karen Costello yesterday.  
13 Baffinland claims to have been using adaptive  
14 management for many years, long before it started  
15 negotiations around the ICA with -- with QIA, and I'm  
16 wondering if you could give us some indication of what  
17 your understanding of adaptive management is. If I  
18 asked you for a definition of it and what approaches  
19 and methods are associated with adaptive management,  
20 how would you answer that question?

21 THE CHAIR: Baffinland, Megan Lord-Hoyle.

22 MS. LORD-HOYLE: Megan Lord-Hoyle, Baffinland.

23 I'd like to first respond to the first part of  
24 your comment. I think that the appropriateness of  
25 using aerial surveys is something that Fisheries and  
26 Oceans may want to consider and discuss during their

1 presentation, and I think that you'll hear from the  
2 experts and professional biologists that Baffinland has  
3 contracts with to also speak to the appropriate methods  
4 of using an aerial survey.

5 Finally, I also just want to note that we also  
6 expect that monitoring methods will evolve with time.  
7 As we identify what's happening in the environment, new  
8 technologies, we will also adapt our monitoring to  
9 reflect the latest science and best methods.

10 For the adaptive management piece, I'll ask Lou  
11 Kamermans to respond.

12 THE CHAIR: Lou Kamermans.

13 MR. KAMERMANS: Lou Kamermans, Baffinland.

14 Thank you, Madam Chair.

15 Our view of adaptive management was outlined first  
16 in -- the first iteration of the draft adaptive  
17 management plan submitted in 2019, and then it was  
18 refined with the Qikiqtani Inuit Association and  
19 submitted on the record in September 2020.

20 The basic approach is consistent with the impact  
21 assessment agency of Canada as well as international  
22 organizations. Our proposal specifically takes a  
23 precautionary approach, and it takes a tiered approach  
24 so that we set out low, moderate, and high thresholds,  
25 and tied to those, we have predefined responses. This  
26 is not a new concept. It's been used elsewhere across

1 Canada and internationally.

2 But I would strongly suggest we -- we hold out  
3 further discussion to this concept to the time allotted  
4 to this issue on the agenda and that we return to the  
5 concept -- or the discussion of Inuit Qaujimajatuqangit  
6 and community feedback.

7 Thank you.

8 THE CHAIR: Hamlet of Pond Inlet, Frank  
9 Tester.

10 MR. TESTER: Thank you, Madam Chair.

11 In the presentation, a lot of reference was made  
12 in terms of engaging communities to meetings. The term  
13 "meetings" was used many, many times. I'm wondering if  
14 Baffinland could give us some idea of what is meant by  
15 the use of the term "meetings". Meetings, of course,  
16 can take all kind of different forms. Could you give  
17 us an idea of what typically the meetings that you've  
18 held with communities and with hamlet councils, for  
19 example, might look like.

20 THE CHAIR: Baffinland, Megan Lord-Hoyle.

21 MS. LORD-HOYLE: Megan Lord-Hoyle, Baffinland.

22 I'm going to ask Joe Tigullaraq to respond to  
23 this.

24 THE CHAIR: Joe Tigullaraq.

25 MR. TIGULLARAQ: (INUKTITUT SPOKEN - NO  
26 TRANSLATION). When we talk about different types of

1 meetings in terms with the hamlet council and the  
2 hunters and trappers association, we met with them, and  
3 also one-by-one individual meetings with anyone -- with  
4 individuals who wanted to meet with us.

5 We also have a hold on open house that we can  
6 allow people to comment to have that opportunity to  
7 bring their concerns from the community, and that's how  
8 we conduct our meetings.

9 Sometimes we have meetings over the phone, and on  
10 TV, like on -- especially with Zoom. On COVID-19  
11 issue, we have been using Zoom, like, on the  
12 television. Sometimes we have tables at the Co-op  
13 stores -- in the stores for those people that want to  
14 ask questions, and people who want to comment, we give  
15 them the opportunity, and we can respond to them those  
16 questions.

17 So when we have those public meetings, this --  
18 prior to COVID-19, we had public meetings. Sometimes  
19 we talk on the radio, local radio. And we had  
20 hearings, and for those that are listening to the  
21 radio, they can comment or provide questions or ask  
22 questions. These are basically mainly the types of  
23 meetings that we had.

24 Thank you, Chairperson.

25 THE CHAIR: Hamlet of Pond Inlet, Frank  
26 Tester.

1 MR. TESTER: Thank you, Madam Chair.

2 And -- and thanks for that response. I raise that  
3 question because -- well, going forward, I'll leave it  
4 with the communities and community representatives that  
5 had more direct experience with meetings than I have to  
6 comment further on their experience with meetings that  
7 they've had with -- with Baffinland.

8 It's an important topic because the relationship  
9 with communities is, as far as we're concerned, very  
10 much determined by the way in which meetings unfold and  
11 how they're conducted. So I'll leave that for others  
12 to comment on at this point.

13 I want to raise a further issue about IQ and how  
14 IQ has been collected. I have sitting in front of me  
15 the -- the book that Baffinland reissued, the Mary  
16 River Project Inuit knowledge study map book, and I  
17 want to make a reference to one of the slides. I think  
18 it was Slide 34 which showed Inuit pouring over a map  
19 at a workshop.

20 I'm wondering as a result of looking at that map  
21 and looking at this reissuing of work that -- this is  
22 another issue -- was done a long time ago, I'm -- I  
23 want to ask: What scale of map was used or what scales  
24 of map were used for that workshop, and what scales  
25 have been used typically for collecting IQ?

26 THE CHAIR: Baffinland, Megan Lord-Hoyle.

1 MS. LORD-HOYLE: Megan Lord-Hoyle.

2 This question has been asked and answered in a  
3 previous technical meeting, but the -- the -- the  
4 response is: This scale for that mapping exercise was  
5 1 to 1 million, and that scale was decided collectively  
6 amongst the working group who were at those workshops.  
7 Thank you.

8 THE CHAIR: Hamlet of Pond Inlet, Frank  
9 Tester.

10 MR. TESTER: Well, I agree. This has been  
11 answered before. I simply wanted to -- as has been  
12 stated before, raise this issue given that there are  
13 people present who were not present at that meeting and  
14 could benefit from hearing your response.

15 I want to ask what purpose the maps that are  
16 contained in that document serve, and when I go through  
17 it, I notice that a lot of the data is, well, old to  
18 say the least. Much of this data was collected as  
19 early as 2008, an awful lot of it in 2010, some more in  
20 2014.

21 And as a mapping exercise, of course, the world  
22 has changed a great deal since then, particularly as a  
23 result of climate change, major changes in -- in  
24 caribou numbers, possibly changes as a result of  
25 changing ice conditions in relationship to climate  
26 change with regard to sea mammals, walrus, seal,

1 et cetera, et cetera. Given all of that and given that  
2 reference is still being made to this collection of  
3 maps, what -- what role does the information that's  
4 contained in -- in these -- these maps and what I have  
5 identified as fairly dated studies play in Baffinland's  
6 understanding of IQ at the present time?

7 THE CHAIR: Baffinland, Megan Lord-Hoyle.

8 MS. LORD-HOYLE: Megan Lord-Hoyle, Baffinland.

9 I'd like to -- to first comment by saying that we  
10 have great respect for the individuals who participated  
11 in those workshops and who shared information for us,  
12 and to suggest that that -- that knowledge is now  
13 dated, I do not believe shows that respect for those  
14 individuals. Knowledge that was shared previously  
15 remains relevant, and we continue to ask for historical  
16 and current experiences when we meet with individuals.

17 To more explicitly explain how that information  
18 has been used, I'll ask Lou Kamermans to provide.

19 THE CHAIR: Lou Kamermans.

20 MR. KAMERMANS: Lou Kamermans, Baffinland.

21 Thank you, Madam Chair.

22 As with many parts of our assessment, you cannot  
23 look at a single technical supporting document in  
24 isolation. So the information included in Technical  
25 Supporting Document 45, the study map book, that was  
26 available to our experts to consider as part of their

1 assessments mostly worked into baseline information.  
2 But it was also important in forming the original  
3 guidelines that dictated the format of our assessment,  
4 and the Phase 2 environmental impact statement followed  
5 those guidelines.

6 So to say those studies are important is an  
7 understatement. That being said, we understand we were  
8 putting forward an addendum and that there was a need  
9 to look at more contemporary land use. So that was the  
10 rationale behind moving forward with the 2015 and 2016  
11 workshops. Those were included as Technical Supporting  
12 Document Number 3. Those two were available to our  
13 consultants in their assessments, and the information  
14 was used as it was applicable.

15 We understand that Inuit Qaujimagatugangit is not  
16 static. It will always evolve, and that is why in 2019  
17 we continued collecting information to support the  
18 proposed management mechanisms for the project. That  
19 was the intent behind the risk workshops, and that was  
20 supplemented by the Tusaqtaavut studies which, again,  
21 are forming the basis for how the project will be  
22 monitored going forward.

23 So just to be clear, the information in the map  
24 books is not the only component of IQ used to form the  
25 Phase 2 environmental impact statement. We updated  
26 where we thought it was necessary. We did those



1 studies in a manner that was accepted both by the  
2 Qikiqtani Inuit Association and the participants.

3 Throughout the review process, we have continued  
4 to collect Inuit Qaujimajatuqangit. Should the project  
5 be approved, it'll be hard-coded into any approval  
6 associated with the project and further supported by  
7 amendments to the Inuit Impact Benefit Agreement.

8 Thank you.

9 THE CHAIR: I would like to remind parties  
10 to turn off your cell phones or put them to the silent  
11 setting. There are noise interruptions in the Iqaluit  
12 venue.

13 Hamlet of Pond Inlet, Frank Tester.

14 MR. TESTER: Thank you, Madam Chair.

15 I would certainly agree that IQ is anything but  
16 static, and recognizing that IQ observations change  
17 over time and, therefore, what may have been true and  
18 reported using perfectly valid IQ in 2015 or 2016, the  
19 information changes, and the IQ is capable of dealing  
20 with changing circumstances, and the information that  
21 one would get using IQ in the here and now would  
22 understandably and justifiably be different than with  
23 regard to some things than what was reported, say, five  
24 or even ten years ago.

25 So acknowledging the IQ is alive, is vibrant, is  
26 anything but being disrespectful of -- of IQ and the

1 importance of IQ.

2 Thank you, Madam Chair. I'll return to some of  
3 these topics in the sessions that are forthcoming.

4 That's the end of my questions.

5 THE CHAIR: Eric Ootoovak, Mittimatalik  
6 HTO.

7 Mittimatalik Hunters and Trappers Organization

8 Questions Baffinland Iron Mines Corporation

9 MR. OOTOOVAK: Thank you, Madam Chair. Eric  
10 Ootoovak.

11 I have a series of questions, and when I'm done,  
12 I'll turn the mic over to Enookie and to Amanda  
13 Hanson-Main and Eamon Murphy.

14 Wait, Madam Chairperson.

15 THE CHAIR: We'll continue with the  
16 questioning and responses. Then we'll break at the top  
17 of the hour at 12 and then continue with the questions  
18 and responses, and it's 11:50 right now.

19 Mittimatalik Hunters and Trappers Organization.

20 MR. OOTOOVAK: Thank you. Eric Ootoovak.

21 In Section 1.2 of the adaptive management plan, it  
22 states: (as read)

23 A key part of adaptive management is the  
24 incorporation of community feedback,  
25 particularly the incorporation of Inuit  
26 Qaujimagatuqangit.

1 After all this time, does Baffinland still equate  
2 incorporation of Inuit Qaujimajatuqangit to merely  
3 feedback? Can Baffinland define for us what they  
4 believe full, appropriate, and effective incorporation  
5 of Inuit Qaujimajatuqangit means to Inuit in the  
6 communities, and does Baffinland believe the  
7 expectations set forth in the environmental impact  
8 statement guidelines are any different than those of  
9 communities? This is the first question.

10 In the adaptive management plan for the Phase 2  
11 proposal, Baffinland notes the importance of the use of  
12 Inuit Qaujimajatuqangit in decision-making. However,  
13 in March of 2019 document entitled -- (as read)

14 Inuit Qaujimajatuqangit and the Mary River  
15 Project proposal Phase 2.

16 -- incorporating Inuit Qaujimajatuqangit is to earn  
17 community support for project. Can Baffinland help us  
18 understand whether there are other reasons to  
19 incorporate Inuit Qaujimajatuqangit other than simply  
20 because communities won't support the project if they  
21 do not?

22 I'll -- I'll stop with those two questions and  
23 follow up after these two questions I've asked.

24 THE CHAIR: Baffinland, Megan Lord-Hoyle.

25 Recognizing that you are formulating your response  
26 and to avoid an interruption in the response, it is now

1 11:55, so we're going to break for lunch.

2 Reconvene at 1:15 with a response from Baffinland  
3 to Mittimatalik Hunters and Trappers Organization's  
4 first two questions. It's a break for lunch.

5

6 PROCEEDINGS ADJOURNED UNTIL 1:15 PM

7

8 (PROCEEDINGS COMMENCED AT 1:16 PM)

9 THE CHAIR: Welcome back, everyone.  
10 Continuing with responses from Baffinland. Baffinland,  
11 Megan Lord-Hoyle.

12 MS. LORD-HOYLE: Megan Lord-Hoyle, Baffinland.

13 I'm going to ask Lou Kamermans to answer the first  
14 question that was posed, and Joe Tigullaraq to answer  
15 the second question. Thank you.

16 THE CHAIR: Lou Kamermans.

17 MR. KAMERMANS: Lou Kamermans, Baffinland.

18 Thank you, Madam Chair.

19 To the first question received, I want to clarify  
20 that Baffinland does not limit its understanding of  
21 Inuit Qaujimajatuqangit to merely feedback. IQ is  
22 complex, and, to that end, I can't give you a  
23 definition of what full, effective incorporation of IQ  
24 means to Inuit in the community, because it's not  
25 singular. This is why we've tried to capture the  
26 spectrum of views on this in our IQ management

1 framework.

2 Specifically, Section 2 of the IQ management  
3 framework includes various guiding principles adopted  
4 from the Mary River Project Inuit Impact Benefit  
5 Program, the Inuit societal values, the Qikiqtani Inuit  
6 Association's IQ statements, and Baffinland's  
7 Sustainable Development policy.

8 All of these have been informed by Inuit in the  
9 communities. What this means for adaptive management  
10 is that we will have a system that creates an  
11 opportunity for Inuit to provide input into project  
12 management at every level, that the system is designed  
13 to effect real change and report that change back to  
14 Inuit, and that it is all done in a manner consistent  
15 with Inuit values.

16 I believe this is consistent with the  
17 environmental impact statement guidelines, and I also  
18 believe it's consistent with the views on IQ that we've  
19 received throughout this review process.

20 For the answer to the second question, I'll pass  
21 it to Joe Tigullaraq.

22 THE CHAIR: Joe Tigullaraq.

23 MR. TIGULLARAQ: Thank you, Madam Chair. Joe  
24 Tigullaraq, Baffinland.

25 In regards to the question that was posed earlier,  
26 I think the question was Inuit Qaujimajatuqangit will

1 be utilized only if Inuit support the Phase 2 proposal.  
2 We need to -- we have incorporated Inuit knowledge  
3 under IQ and also when -- during the shoulder-ice  
4 season, when people of Pond Inlet no longer use the ice  
5 or the floe, then only when the Mittimatalik Hunters  
6 and Trappers Organization said that they would no  
7 longer be hunting at the floe edge, once something has  
8 been closed at the floe edge by the MHTO. And also  
9 when the ships start coming in while there is still ice  
10 floes. We try to ensure that we limit the number of  
11 ships and we ensure that certain amounts of ships  
12 should be limited while there is still ice. And once  
13 the narwhal are starting to arrive, we try to follow  
14 that.

15 In 2019, there was a meeting conducted with the  
16 representative from the five impacted communities, and  
17 there was a workshop at the same time, and the Inuit  
18 from these communities reviewed some safety issues,  
19 especially when they're building the railway to Milne  
20 Inlet, and also due to the number of ships that were  
21 coming, we have made great improvements to those  
22 concerns based on Inuit concerns. That is how we set  
23 up the shipping schedules, and it's not really  
24 pertaining to the Phase 2 approval.

25 So I just want to comment on those Inuit  
26 traditional knowledge and their knowledge, like

1 Baffinland want to incorporate those so please be  
2 advised. Thank you, Madam Chair.

3 THE CHAIR: Mittimatalik Hunters and  
4 Trappers Association, Eric Ootoovak.

5 MR. OOTOOVAK: Thank you, Madam Chair. Eric  
6 Ootoovak, Mittimatalik Hunters and Trappers  
7 Organization.

8 Thank you, Lou, for answering my questions.

9 First response was, I note that Baffinland wrongly  
10 continues to refer to IQ as a feed -- sorry -- Inuit  
11 Qaujimajatuqangit as feedback and input in their Inuit  
12 Qaujimajatuqangit management.

13 Does Baffinland understand that proper  
14 incorporation of Inuit Qaujimajatuqangit is a  
15 requirement of the Nunavut Impact Review Board, not  
16 only an expectation of communities? Does Baffinland  
17 also understand and agree that Inuit Qaujimajatuqangit,  
18 which the Nunavut Impact Review Board describes as part  
19 of traditional knowledge relates to factual information  
20 that is essential to the environmental impact statement  
21 and its review as stated in the environmental impact  
22 statement guidelines for the Mary River Project? Thank  
23 you, Madam Chair.

24 THE CHAIR: Baffinland, Megan Lord-Hoyle.

25 MS. LORD-HOYLE: Megan Lord-Hoyle, Baffinland.

26 Yes. The answer is "yes" and "yes". We do

1 understand that this is part of the review process and  
2 that it's important for the Nunavut Impact Review  
3 Board, not just communities to acknowledge  
4 incorporation of Inuit Qaujimajatuqangit. We have  
5 satisfied the NIRB's -- the Nunavut Impact Review  
6 Board's guidelines through a concordance, and I believe  
7 that this process allows for further engagement and  
8 sharing of Inuit Qaujimajatuqangit throughout the  
9 entire process.

10 THE CHAIR: Mittimatalik Hunters and  
11 Trappers Association, Eric Ootoovak.

12 MR. OOTOOVAK: Eric Ootoovak, Mittimatalik  
13 Hunters and Trappers Association. Thank you, Megan,  
14 for your response.

15 Given that Baffinland understands and agrees that  
16 incorporation of Inuit Qaujimajatuqangit is essential  
17 for the environmental assessment process, legally  
18 required and expectations of Inuit, we are having a  
19 hard time understanding Lou Kamermans' statement  
20 yesterday that Baffinland was satisfied with its  
21 conclusions regarding assessment of impacts of the  
22 project to date, despite concerns raised by Inuit that  
23 there is important Inuit knowledge that has not yet  
24 been properly incorporated.

25 Why should Nunavut Impact Review Board accept a  
26 promise to do so if Phase 2 is approved? (INUKTITUT



1 SPOKEN - NO TRANSLATION). Will Baffinland be  
2 accountable to these new committees to implement their  
3 decisions and request or only to consider their  
4 perspectives? If someone can answer me. Thank you,  
5 Madam Chair.

6 THE CHAIR: Baffinland, Megan Lord-Hoyle.

7 MS. LORD-HOYLE: Megan Lord-Hoyle, Baffinland.

8 I'll ask Lou Kamermans to respond to the first  
9 part of the question.

10 THE CHAIR: Lou Kamermans.

11 MR. KAMERMANS: Lou Kamermans, Baffinland.

12 Thank you, Madam Chair.

13 I just want to point out that we can agree to  
14 disagree on the conclusions of our assessments, but  
15 your disagreement doesn't mean that we haven't carried  
16 out the studies that are included in our assessment and  
17 that the knowledge we learned or took in through those  
18 studies wasn't used by our experts to produce their  
19 assessment conclusions. That information is  
20 objectively there. There's no debate on that. We have  
21 considered the information that's presented in those  
22 reports, and we were able to come to our assessment  
23 conclusions based not just on that information itself  
24 and the expression of values in that, but also in what  
25 that information and those values led us to do and how  
26 we proposed to manage the project.

1           Phase 2 initially started as a ten-month shipping  
2           operation. It's now four, and that is a direct result  
3           of working with the communities to understand their  
4           preferences with respect to the project. Our  
5           conclusions are also based on mitigations we've  
6           developed based on the concerns and priority issues  
7           identified by Inuit in these studies that we presented.

8           So we'll respect that we may differ on our  
9           assessment conclusions, but it doesn't mean we haven't  
10          carried out the work and considered what's been made  
11          available to us in terms of Inuit Qaujimajatuqangit.  
12          I'll now pass it back to Megan.

13       THE CHAIR:                       Megan Lord-Hoyle.

14       MS. LORD-HOYLE:                Megan Lord-Hoyle, Baffinland.

15          You also asked why would NIRB accept the promise  
16          that Baffinland would further incorporate Inuit  
17          Qaujimajatuqangit if Phase 2 is approved, and if  
18          Baffinland will be held accountable to the development  
19          of the Inuit Stewardship Plan and Inuit committees?

20          We believe that the Board would accept this  
21          promise, which would be demonstrated through our  
22          willingness to agree to terms and conditions that would  
23          be incorporated in the project certificate as discussed  
24          earlier today with the Qikiqtani Inuit Association.

25          Those commitments or promises would be embedded in  
26          our project centre, and we would be held accountable

1 for them. Further, these commitments are also being  
2 included in our Inuit impact benefit agreement, and  
3 there's a legal mechanism to which we would be held  
4 accountable. Our requirements are to fund those  
5 programs and to make sure those committees are running  
6 for the life of the project. Those are very  
7 significant leverages to ensure that we're held  
8 accountable for the promises that we're making through  
9 these hearings. Thank you.

10 THE CHAIR: Mittimatalik Hunters and  
11 Trappers Organization, Eric Ootoovak.

12 MR. OOTOOVAK: Thank you, Madam Chair.  
13 Thanks, Megan and Lou. I'll ask my last question.

14 So Baffinland incorporate Inuit Qaujimajatuqangit  
15 only if Baffinland agrees? Thank you, Madam Chair.

16 THE CHAIR: Baffinland, Megan Lord-Hoyle.

17 MS. LORD-HOYLE: Megan Lord-Hoyle, Baffinland.

18 No. That is incorrect, and I believe Joe earlier  
19 gave a number of examples where Inuit Qaujimajatuqangit  
20 has influenced our existing operations. It has also  
21 influenced the project design of the Phase 2.

22 Baffinland first proposed a much longer shipping  
23 period, which would be very financially important to  
24 us, but we adjusted the design based on Inuit feedback  
25 that that was not a desirable project. So there are  
26 instances where we may not agree, but we will continue

1 to respond, and we will adjust the project when and  
2 where we can that maintains the viability of the  
3 operation and the safety of the operation. Thank you.

4 THE CHAIR: Mittimatalik Hunters and  
5 Trappers Organization, Enookie Inuarak.

6 MR. INUARAK: Thank you, Madam Chair.

7 I want to make a few comments first about  
8 Joe Tigullaraq's comments. Like, only when -- during  
9 the shoulder season when there is no longer hunters at  
10 the floe edge, he asked -- they usually confer with the  
11 Mittimatalik Hunters and Trappers Organization.

12 Last spring during 2020, that is not the way --  
13 how it progressed. Hunters were still on the ice at  
14 the floe edge, and the ships start traversing through  
15 our waters. I just want to clarify that within the  
16 report.

17 I also want to clarify that Baffinland went on  
18 local radio, which is good, but a lot of people had  
19 some questions, and they were not able to get accurate  
20 answers and never got a response, and then you finish  
21 your radio show. So I just want to point that out as  
22 well.

23 My question is: Moving forward Nunavut -- in  
24 regards to Nunavut Tunngavik Incorporation's question,  
25 the Inuit committees, which will be established only  
26 when they say, Please reduce the number of ships

1   because they're impacting the narwhals too much, and  
2   that was approved. But my question is: Science and  
3   Inuit traditional knowledge, like, are they going to be  
4   parallel or only will the Inuit committees -- the  
5   monitors, would they be only ones, or would there be  
6   additional -- like, would western -- would western  
7   science be included based on Baffinland's scientists?  
8   That's my question. Thank you.

9   THE CHAIR:                               Before we go to a response, I  
10   want to recognize that there is students from Nanisivik  
11   High School who are here to listen to the presentation,  
12   and Eileen Jones is their teacher, Joannsie, Apak,  
13   Louis, Myrah, and Christopher. Please welcome.

14               Baffinland, Megan Lord-Hoyle.

15   MS. LORD-HOYLE:                       Megan Lord-Hoyle, Baffinland.

16               I'd like to clarify some of what Enookie was  
17   saying around communications with the MHTO at the start  
18   of the season. We did have communication at the  
19   beginning of the season, which was delayed when we  
20   discovered that there were individuals out using the  
21   ice.

22               We then put in place a communications protocol to  
23   understand who and where these individuals were and  
24   including an aerial survey in advance of the first  
25   vessels moving in to ensure everyone's safety. It's  
26   recognized those communication protocols could be

1 strengthened, and something we would like to do.

2 For your question, yes, science and Inuit  
3 Qaujimagatugangit will be parallel -- will be  
4 considered in parallel and on equal footing. As part  
5 of the adaptive management planning and the draft  
6 version that's been created, there will be indicators  
7 and thresholds, which are based on both science as well  
8 as based on Inuit values. If those -- if either of  
9 those thresholds are exceeded, either western science  
10 or Inuit-based thresholds, actions will be required.  
11 Thank you.

12 THE CHAIR: Mittimatalik Hunters and  
13 Trappers Association, Enookie Inuarak.

14 MR. INUARAK: Thank you, Madam Chair and  
15 Baffinland, for your response.

16 I don't know how we -- Inuit and western science  
17 can reach an agreement which is parallel when Inuit are  
18 listening about wildlife being impacted based on their  
19 observations and the fact that narwhal are no longer in  
20 the area, even though they say about -- they talk about  
21 this thing, and yet, you say, there's no significant  
22 changes observed. How can we work together when you're  
23 still saying this thing.

24 The dust from the ore and when hunters are  
25 complaining about -- that the dust is dispersed  
26 everywhere and that based on your monitoring, you

1 always say it has not changed significantly. So how  
2 can we proceed because your monitoring programs and  
3 what the hunters say are usually different. Thank you.

4 THE CHAIR: Baffinland, Megan Lord-Hoyle.

5 MS. LORD-HOYLE: Megan Lord-Hoyle, Baffinland.

6 I believe that we can work together, and we have  
7 worked together. And multiple examples of how we've  
8 changed the operations in response to Inuit views that  
9 are not supported by western science have already been  
10 brought up through these proceedings.

11 I want to emphasize that the results presented in  
12 the conclusions of our environmental assessment have  
13 been done so according to a very specific methodology  
14 based on the guidelines presented to us and  
15 incorporating mitigation measures that have been  
16 applied to the potential impacts that have been  
17 concluded by the authors of the report.

18 We have also acknowledged that a finding of not  
19 significant does not equate or does not mean that  
20 individuals in the communities don't feel in a  
21 significant -- in a significant way the impacts of this  
22 project and the impacts of development. It's always  
23 been recognized that changes are expected with a new  
24 development and now with an expansion of a development.

25 The Inuit Impact Benefit Agreement speaks to this  
26 concept -- is in place for this concept, and we have

1 made commitments to expand that to recognize that  
2 benefits must be optimized with any potential impacts  
3 that communities will feel.

4 We will, when we get into the marine session, talk  
5 about findings that we've seen or that have been  
6 provided to us around harvesting numbers within the  
7 communities, and demonstrate that these numbers don't  
8 significantly change over the number of years that the  
9 project has been operating.

10 That said, we've recognized that the experiences  
11 hunters have had has changed, and that has only been  
12 shared with us through our conversations and through  
13 our meetings together. And we put in place different  
14 programs and have provided financial support to hunters  
15 to try and account for some of the changes that they  
16 are experiencing potentially both as a result of the  
17 project and as a result of a changing environment.

18 Thank you.

19 THE CHAIR: Mittimatalik Hunters and  
20 Trappers Organization, Enookie Inuarak.

21 MR. INUARAK: Thank you, chairperson. I  
22 will be asking some more questions, but I'm  
23 transferring it to Amanda Main-Hanson [sic].

24 THE CHAIR: Mittimatalik Hunters and  
25 Trappers Organization, Amanda Hanson-Main.

26 MS. HANSON-MAIN: Qujannamiik, Iksivauta.



1 Amanda Hanson-Main, Mittimatalik Hunters and Trappers  
2 Organization.

3 Madam Chair, before I begin this line of  
4 questioning, I just want to raise a procedural issue  
5 with you regarding this section.

6 Baffinland has opted to refrain from speaking to  
7 its Slides 37 to 52 on alternatives assessment. Madam  
8 Chair, we believe it's important or rather essential  
9 that Baffinland present its findings on alternatives  
10 assessment during this proceeding. Specifically,  
11 intervenors are not going to be presenting to community  
12 roundtable representatives next week. The  
13 representatives have travelled far and are expected to  
14 sit and follow through these technical discussions all  
15 week and to recall issues raised for their own  
16 consideration and comment on this project proposal.

17 Recognizing many of them are not the same  
18 representatives as would have participated in the 2019  
19 hearing, this is an unfair expectation to place on  
20 them. In addition, our expectation was that this  
21 technical proceeding would encourage fulsome  
22 discussions and support the community roundtable  
23 representatives in Iqaluit and in Mittimatalik  
24 listening in to this week so that they would have that  
25 proper context.

26 Baffinland did not request an amendment to the

1 Nunavut Impact Review Board's draft agenda or indicate  
2 in its materials submitted that it would not be  
3 speaking to these slides. Iksivauta, many of the  
4 slides presented by Baffinland today have been  
5 previously delivered in some form in 2019, so skipping  
6 slides for entire sections of this agenda, we submit,  
7 this is not appropriate, and we respectfully ask that  
8 Baffinland be directed to present its alternatives  
9 assessment slides as per the expectations of  
10 participants here at the hearing.

11 THE CHAIR: NIRB legal counsel.

12 MS. HANSON-MAIN: Madam Chair, I'll carry on.

13 MS. MEADOWS: Thank you, Madam Chair.

14 Teresa Meadows, legal counsel for the Nunavut Impact  
15 Review Board.

16 Madam Chair, we are not dictating how any of the  
17 parties here choose to present or any of the slides  
18 that they choose to speak to. However, we recognize  
19 that questions are appropriate to be asked with respect  
20 to those slides during these sections, and to the  
21 extent that you need to provide preamble or seek  
22 clarity with respect to Baffinland's position and in  
23 relation to slides that have been filed with the Board,  
24 you are entitled to do so, but there is no expectation  
25 that people are going to be able to present in entirety  
26 all of their presentation materials and speak to every

1 slide.

2 So, Madam Chair, with that, if the Mittimatalik  
3 Hunters and Trappers Organization have specific  
4 questions with respect to the sections of the  
5 alternatives assessment, they are absolutely entitled  
6 to ask those questions now.

7 THE CHAIR: Mittimatalik Hunters and  
8 Trappers Organization, Amanda Hanson-Main.

9 MS. HANSON-MAIN: Qujannamiik, Iksivauta, and  
10 thank you for considering that request.

11 The first question that I'd like to ask related to  
12 the Inuit Qaujimajatuqangit and consultation and  
13 alternatives presentation.

14 In the Nunavut Impact Review Board's record of  
15 proceedings and disposition of motions report from the  
16 2019 hearing, it was noted that parties identified  
17 uncertainty and significant information gaps in  
18 relation to the assessment of the proposal. The Board  
19 also had heard that there were significant concerns  
20 regarding the use of Inuit Qaujimajatuqangit and limits  
21 on the public engagement undertaken by the proponent to  
22 support this proposal.

23 Did Baffinland prioritize or intend to prioritize  
24 additional engagement or a collection of Inuit  
25 Qaujimajatuqangit during this engagement -- pardon me,  
26 adjournment period? Qujannamiik.

1 THE CHAIR: Baffinland, Megan Lord-Hoyle.

2 MS. LORD-HOYLE: Megan Lord-Hoyle, Baffinland.

3 Since the last November 2019 public hearing,  
4 Baffinland has continued to engage with the communities  
5 to the greatest extent we could. We held meetings in  
6 the communities directly following the closure of the  
7 hearing in early December. We then organized an  
8 engagement schedule with each community and planned for  
9 a series of workshops to be held between January and  
10 March of 2020.

11 We were able to hold the first workshop with  
12 community representatives and the Qikiqtani Inuit  
13 Association at the mine site. Following that  
14 meeting -- or at that meeting, we were asked to provide  
15 space for the North Baffin working group to continue  
16 working together and to allow Inuit-to-Inuit  
17 conversations to take place between the communities and  
18 the Qikiqtani Inuit Association.

19 We subsequently cancelled the workshops that we  
20 were going to hold, and the Qikiqtani Inuit Association  
21 kept the time frames that we had secured to hold their  
22 own engagements.

23 Shortly thereafter, the pandemic caused us to not  
24 travel as extensively as we had before, but we still  
25 found ways to hold telephone conversations, email  
26 exchanges, and in this fall, Baffinland staff who are

1 based here out of Iqaluit were able to start travelling  
2 again.

3 Although that workshop may not have been  
4 acknowledged as Inuit Qaujimajatuqangit collection or a  
5 formal workshop in that sense, we still consider any  
6 and all of the feedback that we receive through any of  
7 these engagements.

8 For reference, we have filed numerous community  
9 consultation updates in February, April, October, and  
10 December of 2020, which details these activities, and  
11 more recently in January, we have also filed another.  
12 Thank you.

13 THE CHAIR: Mittimatalik Hunters and  
14 Trappers Organization, Amanda Hanson-Main.

15 MS. HANSON-MAIN: Qujannamiik, Iksivauta. Thank  
16 you, Megan, for that response.

17 To clarify, I believe you had said that you had  
18 intended to carry out some further engagement, and you  
19 recognize that not all of the meetings you held may be  
20 classified as Inuit Qaujimajatuqangit gathering, but  
21 that you did exercise some effort noting the restraints  
22 that we were all under in the last year.

23 Can you clarify -- I think I heard you say that in  
24 January or after the first workshop that was held, the  
25 North Baffin group requested that you provide space for  
26 that working group to come together and allow

1 Inuit-to-Inuit conversations between communities and  
2 the Qikiqtani Inuit Association. Did I hear correctly  
3 that it was the North Baffin group that requested that  
4 pause in consultations between Baffinland and the  
5 communities, or was it the Qikiqtani Inuit Association?  
6 Qujannamiik.

7 THE CHAIR: Baffinland, Megan Lord-Hoyle.

8 MS. LORD-HOYLE: Megan Lord-Hoyle, Baffinland.

9 It was at that workshop, and it was the Qikiqtani  
10 Inuit Association which was discussed at that workshop,  
11 and there was no objection from the participants  
12 present to us cancelling the upcoming workshops and  
13 providing that space for the communities and the  
14 Qikiqtani Inuit Association. Thank you.

15 THE CHAIR: Mittimatalik Hunters and  
16 Trappers Organization, Amanda Hanson-Main.

17 MS. HANSON-MAIN: Qujannamiik, Iksivauta.  
18 Unfortunately, I missed the beginning of Megan's  
19 response, the delay in returning as a panelist to the  
20 Zoom conferencing is a bit slow. If I could ask, just  
21 in the interest of technology constraints, to wait one  
22 second before proceeding with responses. I did miss  
23 that.

24 So if you wouldn't mind, I'll ask my next question  
25 and if you could just reiterate that portion of your  
26 response, it would be appreciated. I didn't catch a

1 "yes" or "no" if it was the North Baffin group or the  
2 Qikiqtani Inuit Association who requested that pause.

3 Iksivauta, next question: Recognizing that all  
4 parties have been under serious constraints owing to  
5 the pandemic, Baffinland has stated that it intended to  
6 engage with our communities further. Did Baffinland  
7 support requests or motions made by the Mittimatalik  
8 Hunters and Trappers Organization and other communities  
9 to modify or slow the Nunavut Impact Review Board  
10 process at any point over the last year given the  
11 issues that were raised with COVID-19 impacting the  
12 resources, the ability to conduct daily operations, to  
13 undertake work relating to the Phase 2 proposal and/or  
14 concerns about procedural fairness? Qujannamiik.

15 THE CHAIR: Baffinland, Megan Lord-Hoyle.

16 MS. LORD-HOYLE: Megan Lord-Hoyle, Baffinland.

17 To repeat my answer from the first question, it  
18 was the Qikiqtani Inuit Association who first  
19 approached us and asked that we back away from the  
20 discussions and allow for space for the communities,  
21 and the communities in the Qikiqtani Inuit Association  
22 to continue discussions, and there was no objections  
23 from the participants at the workshop.

24 Your second question: Did we support any motions  
25 brought forward from the MHTO to slow or delay the NIRB  
26 process over the last year. All our positions are held

1 on the record, and we have been encouraging all parties  
2 to find solutions that would allow us to continue in  
3 this process. Thank you.

4 THE CHAIR: Mittimatalik Hunters and  
5 Trappers Organization, Amanda Hanson-Main.

6 If you could hold, please, while they -- you may  
7 proceed.

8 MS. HANSON-MAIN: Qujannamiik, Iksivauta. Madam  
9 Chair, that did not answer the question. It was a  
10 "yes" or "no" question, not a question regarding what  
11 was on the written record. I'd appreciate if Megan  
12 could answer whether or not Baffinland supported any  
13 requests, not only motions, but requests to the Nunavut  
14 Impact Review Board and the formal motions by ourselves  
15 and other communities to modify or slow the Nunavut  
16 Impact Review Board process given these COVID-19  
17 impacts. Qujannamiik.

18 THE CHAIR: Baffinland, Megan Lord-Hoyle.

19 MS. LORD-HOYLE: Megan Lord-Hoyle.

20 Brad Armstrong, legal counsel, is going to respond  
21 to this.

22 THE CHAIR: Brad Armstrong.

23 MR. ARMSTRONG: Thank you, Madam Chair.

24 We believe that an answer has been given to this  
25 question, and the answer is that the position of the  
26 company on the motions is on the record and is



1 well-known to the Board.

2 THE CHAIR: Mittimatalik Hunters and  
3 Trappers Organization, Amanda Hanson-Main.

4 MS. HANSON-MAIN: Qujannamiik, Iksivauta.

5 Again, noting the non-response at this oral  
6 hearing, I'll move forward recognizing that Baffinland  
7 not only did not support the motions or the requests  
8 and, in fact, pressed forward despite the protests of  
9 communities, I'll move to a question around Inuit  
10 Qaujimajatuqangit.

11 Has the company incorporated the statements and  
12 best practices relating to Inuit Qaujimajatuqangit from  
13 its 2019 management framework, specifically to its  
14 current and ongoing collection, consideration, and  
15 incorporation of Inuit Qaujimajatuqangit and its work  
16 with Inuit? Qujannamiik.

17 THE CHAIR: Baffinland, Megan Lord-Hoyle.

18 MS. LORD-HOYLE: Megan Lord-Hoyle, Baffinland.

19 May I ask for the question to be clarified.

20 THE CHAIR: Mittimatalik Hunters and  
21 Trappers Organization, Amanda Hanson-Main.

22 MS. HANSON-MAIN: Qujannamiik, Iksivauta. To  
23 simplify, Baffinland has stated Inuit Qaujimajatuqangit  
24 statements and best practices relating to Inuit  
25 Qaujimajatuqangit in its 2019 Inuit Qaujimajatuqangit  
26 management framework. Are these in place? Is

1 Baffinland adhering to or implementing these practices  
2 and statements and commitments in your current work?  
3 Qujannamiik.

4 THE CHAIR: Baffinland, Megan Lord-Hoyle.

5 MS. LORD-HOYLE: Megan Lord-Hoyle, Baffinland.

6 Yes. We do, however, recognize that this  
7 framework will need to be updated to reflect further  
8 commitments made to the Qikiqtani Inuit Association.  
9 Thank you.

10 THE CHAIR: Mittimatalik Hunters and  
11 Trappers Organization, Amanda Hanson-Main.

12 MS. HANSON-MAIN: Qujannamiik, Iksivauta. Thank  
13 you for that response.

14 So recognizing the need that was outlined in the  
15 Nunavut Impact Review Board's disposition report  
16 following the 2019 hearing, specifically around  
17 insignificance of Inuit Qaujimajatuqangit and according  
18 to the communities and issues raised, also recognizing  
19 the limits on gatherings and travel that were  
20 implemented and instituted across the country in the  
21 last year, would Baffinland say that pressing forward  
22 with this process, asking parties to accept an  
23 alternate type of meetings such as radio shows,  
24 telephone conferences, and limited workshops as well as  
25 backing away from community engagement at the request  
26 of the Qikiqtani Inuit Association would, as it's

1     stated in your IQ management framework, provide  
2     adequate time for the collection, management,  
3     authorization, validation, and verification of the  
4     Inuit Qaujimajatuqangit, specifically considering the  
5     request and the commentary from the Mittimatalik  
6     Hunters and Trappers Organization and other Inuit at  
7     the proceedings in 2019 that more of this work must be  
8     done in support of the Phase 2 proposal. Qujannamiik.

9     THE CHAIR:                     Baffinland, Megan Lord-Hoyle.

10    MS. LORD-HOYLE:                Megan Lord-Hoyle, Baffinland.

11           I think it's important to note that as I  
12    mentioned, although there were delays in the process,  
13    although we were asked to step away from larger  
14    settings, none of that deferred us -- or deterred us  
15    from continuing to work with community organizations  
16    individually and working to resolve any comments or  
17    concerns that were brought forward in the process.

18           I'd also note that the negotiation of the Inuit  
19    Certainty Agreement was in direct response to many of  
20    the community concerns that have been brought forward  
21    through this process. It is a mechanism or vehicle to  
22    respond to concerns from Inuit around how this proposal  
23    would move forward empowering Inuit in project  
24    decision-making.

25           I think it's also important to note that  
26    Baffinland's request at the end of the last hearing was

1 a four-month delay, and we're now more than a year,  
2 15-months from that time period. Thank you.

3 THE CHAIR: Mittimatalik Hunters and  
4 Trappers Organization, Amanda Hanson-Main.

5 MS. HANSON-MAIN: Qujannamiik, Iksivauta, and  
6 thank you to Megan for that response.

7 On Slide 16 of your presentation, Baffinland  
8 references the "Inuit Qaujimajatuqangit considered in  
9 the Phase 2 addendum". It lists a number of activities  
10 on the map book and the Phase 2 workshop report. I'm  
11 going to ask if the Phase 2 workshop report is also  
12 referenced as Technical Supporting Document 3. I'll  
13 reserve an answer to that; I'm going to move forward  
14 with my question.

15 The slide says the: (as read)

16 Studies covered a period of 11 years between  
17 2006 and 2016.

18 So recognizing that Phase 2 was filed in 2016, after  
19 that time -- pardon me, the Phase 2 proposal, not the  
20 final environmental impact statement -- materials were  
21 filed in 2016 -- after that time, were there any  
22 specific Inuit Qaujimajatuqangit workshops held? I'm  
23 speaking about formalized programs designed to collect  
24 Inuit Qaujimajatuqangit recognized as such. Were any  
25 types of these sessions carried out for consideration  
26 in the addendum that was filed in 2018? Qujannamiik.

1 THE CHAIR: Amanda, if you can please  
2 repeat the question. The translation in Inuktitut  
3 didn't go through. And slow down.

4 MS. HANSON-MAIN: (INUKTITUT SPOKEN - NO  
5 TRANSLATION)

6 Amanda Hanson-Main, Mittimatalik Hunters and  
7 Trappers Organization.

8 On Slide 16 of your presentation, Baffinland  
9 references the Inuit Qaujimagatuqangit that was  
10 considered in the Phase 2 addendum documents. It lists  
11 a map book and a Phase 2 workshop report. First  
12 clarification question: Is that workshop report also  
13 referenced as Technical Supporting Document 3? The  
14 slide says that the: (as read)

15 Studies covered a period of 11 years between  
16 2006 and 2016.

17 Recognizing materials were filed in support of Phase 2  
18 in 2016, were there any specific Inuit  
19 Qaujimagatuqangit workshops? Is there specifically  
20 formalized programs designed to collect Inuit  
21 Qaujimagatuqangit? Were any of these types of sessions  
22 carried out for consideration in the addendum, the  
23 environmental impact statement that was filed with the  
24 Nunavut Impact Review Board in 2018? Qujannamiik.

25 THE CHAIR: Baffinland, Megan Lord-Hoyle.

26 MS. LORD-HOYLE: Megan Lord-Hoyle, Baffinland.

1           Madam Chair, I believe that this question has been  
2   answered previously, but, in short summary, I'd like to  
3   correct that the Phase 2 proposal was first filed in  
4   2014, not 2016. We held additional workshops in 2015,  
5   2016, which would have been taken into account in the  
6   environmental assessment, and then again in 2019, we  
7   held a series of workshops that was used to help inform  
8   any additional mitigation measures that could be  
9   further considered in the review process, and they have  
10  been viewed as lacking in the environmental assessment.  
11  Thank you.

12   THE CHAIR:                   Mittimatalik Hunters and  
13  Trappers Organization, Amanda Hanson-Main.

14   MS. HANSON-MAIN:           Qujannamiik, Iksivauta.  
15  Amanda Hanson-Main, Mittimatalik Hunters and Trappers  
16  Organization, and thank you for that response, to  
17  Megan.

18           Thank you also for the clarification regarding the  
19  dates. The Phase 2 proposal was initially filed in  
20  2014, and additional workshops were held in -- over the  
21  years 2015 and '16. Can Baffinland clarify at what  
22  point the scope of Phase 2 changed from including a  
23  ten-month shipping season and road haul trucking of ore  
24  to involve only a four-and-a-half month shipping season  
25  and a railway? Qujannamiik.

26   THE CHAIR:                   Baffinland, Megan Lord-Hoyle.

1 MS. LORD-HOYLE: Megan Lord-Hoyle, Baffinland.

2 I'm going to ask Lou Kamermans to respond.

3 THE CHAIR: Lou Kamermans.

4 MR. KAMERMANS: Lou Kamermans, Baffinland.

5 Thank you, Madam Chair.

6 2016 is when the project description was modified,  
7 and with respect to the workshops carried out between  
8 2015 and 2016, they had a large focus on our shipping  
9 activities in relation to the different seasons as  
10 defined in the Inuit calendar. So the information that  
11 was provided to us through those workshops remained  
12 applicable to the modified project as we received a  
13 global understanding -- the potential interactions of  
14 our project based on different seasons through those  
15 reports. Thank you.

16 THE CHAIR: Mittimatalik Hunters and  
17 Trappers Organization, Amanda Hanson-Main.

18 MS. HANSON-MAIN: Qujannamiik, Iksivauta, and  
19 thanks to Baffinland for those responses.

20 The seasons as defined in the Inuit calendar in  
21 referencing Technical Supporting Document 3 and the  
22 interviews which were carried out make no specific  
23 reference, in fact, to shoulder-season shipping, do  
24 they? They reference a period of time which  
25 transitions from land-fast ice until summer, if I'm not  
26 mistaken. I believe May until July is one of those

1 seasons. We're wondering why Baffinland didn't return  
2 to the communities once its project scope had changed  
3 significantly to, again, undertake an assessment of  
4 Inuit Qaujimajatuqangit as it specifically relates to a  
5 four-and-a-half month shipping season including two  
6 shoulder seasons, a doubling of shipping during those  
7 months and more specifically, Madam Chair, a railway?

8 If Baffinland could clarify why it is that no  
9 further Inuit Qaujimajatuqangit was collected at that  
10 time, we would appreciate it. Thank you.

11 THE CHAIR: Baffinland, Megan Lord-Hoyle.

12 MS. LORD-HOYLE: Megan Lord-Hoyle, Baffinland.

13 I'm going to pass this question to Lou Kamermans  
14 again. Thank you.

15 THE CHAIR: Lou Kamermans.

16 MR. KAMERMANS: Lou Kamermans, Baffinland.

17 Thank you, Madam Chair.

18 Whether or not participants understood the project  
19 to be a four-month shipping activity or a ten-month  
20 would not have changed the perspectives they would have  
21 on shipping in any single month. What we got through  
22 those studies was an understanding of what shipping  
23 would look like in that period between May and July and  
24 what the Inuit views on it were. There's no change  
25 between the original project description and the new  
26 project description that shipping would have been



1 occurring then.

2 Further, the project was modified based on the  
3 information we gathered through those sessions, which  
4 is a natural step and outcome of those types of  
5 activities.

6 Why additional sessions weren't carried out before  
7 2018 is simply that we were in the land-use planning  
8 process, a process that deeply involved Inuit in a  
9 public review forum coming to oral hearings, and I note  
10 that the North Baffin regional land-use plan was  
11 developed by Inuit to manage Inuit lands, and our  
12 proposed project was determined to comply with that  
13 plan through that process.

14 The other point to make is submission of our final  
15 environmental impact statement was a moving target in  
16 2017 and 2018. We recognized that there was more  
17 information that we could use to make our proposal  
18 better, but we had identified that that was about  
19 better understanding Inuit perceptions of risk and how  
20 that can be applied to our project and to the two  
21 essential components, which are the shipping and the  
22 rail. So that was why we held those sessions  
23 through 2019, to gain that better insight and to be  
24 prepared to integrate those views and those outcomes in  
25 the final management plans.

26 As we previously said, it's quite typical to go

1 through a review process while management plans are in  
2 draft and to finalize them post-approval should the  
3 project be approved.

4 So carrying out those sessions in 2019 during the  
5 review process was entirely acceptable. Thank you.

6 THE CHAIR: Mittimatalik Hunters and  
7 Trappers Organization, Amanda Hanson-Main.

8 MS. HANSON-MAIN: Qujannamiik, Iksivauta, and  
9 thank you, Lou, for the response.

10 Unfortunately, I'm not sure I see the -- how that  
11 can apply. Your Technical Supporting Document 3  
12 states: (as read)

13 Open-water shipping -- [in a summary]  
14 open-water shipping raises fewer concerns  
15 than shipping through ice, and Eclipse Sound  
16 was often seen as an acceptable location for  
17 open-water shipping to occur.

18 Without the context around which you're introducing the  
19 project, it seems unlikely to me that the Inuit  
20 perception of risk would accurately weigh the  
21 consideration of shoulder-season shipping as opposed to  
22 open-water shipping. As it is now, your project  
23 proposes open-water shipping and shoulder-season  
24 shipping.

25 The project previous, the scope that was  
26 introduced in 2016 upon which you're basing your Inuit

1 Qaujima jatugangit findings related four seasons of  
2 shipping. Shipping through land-fast ice, shipping  
3 through shoulder season, shipping through summer. Not  
4 four seasons of ice, four seasons of -- according to  
5 Inuit calendar.

6 Do your statements -- can you confirm that the  
7 final environmental impact statement and your findings  
8 are based on conclusions that open-water shipping would  
9 raise fewer concerns than shipping through ice, or do  
10 they somehow also take into account Inuit  
11 Qaujima jatugangit relating to shoulder-season shipping,  
12 which is not apparent from your technical supporting  
13 document. Qujannamiik.

14 THE CHAIR: Baffinland, Megan Lord-Hoyle.

15 MS. LORD-HOYLE: Megan Lord-Hoyle, Baffinland.

16 Madam Chair, I'm not going to debate the specific  
17 statement that's being referred to, which, of course,  
18 has a much larger context in the document, but I will  
19 more directly point to the 2019 series of workshops  
20 that directly dealt with risk and how Inuit viewed risk  
21 and additional mitigations that would be required in  
22 order to minimize those risks according to Inuit views.  
23 During those workshops, there were extensive  
24 discussions on what Baffinland has called "shoulder  
25 season" and the requirement for icebreaking. So what's  
26 being asked has been considered, and the mitigations

1     that have been developed reflect the outcomes of  
2     previous workshops and the 2019 workshops. Thank you.

3     THE CHAIR:                     Mittimatalik Hunters and  
4     Trappers Organization, Amanda Hanson-Main.

5     MS. HANSON-MAIN:             Qujannamiik, Iksivauta. Thank  
6     you for the response.

7             I'm glad that you raised the 2019 workshops. How  
8     many of those workshops were held with residents in  
9     Pond Inlet, and how many people had you invited to  
10    participate in each of those? Qujannamiik.

11    THE CHAIR:                     Baffinland, Megan Lord-Hoyle.

12    MS. LORD-HOYLE:             Megan Lord-Hoyle, Baffinland.

13             I'll also note that this was asked and responded  
14    through the technical comment discussions. The details  
15    are also provided for in the risk assessment workshop  
16    report, which was verified by all participants and is  
17    provided on the record.

18             I don't have the exact number in front of me right  
19    now of participants in the third workshop where  
20    icebreaking was specifically discussed, but I will note  
21    that the first workshop that was held, there were no  
22    representatives from Pond Inlet, but at the third  
23    workshop where this discussion took place, there were  
24    representatives from Pond Inlet. Thank you.

25    THE CHAIR:                     Mittimatalik Hunters and  
26    Trappers Organization, Amanda Hanson-Main.

1 MS. HANSON-MAIN: Qujannamiik, Iksivauta. Thank  
2 you, Megan, for that response.

3 I didn't catch -- and pardon me if I slipped in  
4 taking notes -- whether you referenced those 2019  
5 workshops as indeed being methods and formalized Inuit  
6 Qaujimagatuqangit collection workshops. If they were,  
7 had you indicated the nature of the workshop to  
8 participants ahead of time? Were they provided with  
9 the questions necessary to ensure accuracy of the  
10 information that would be collected? And you had  
11 mentioned the verification, that you did provide a  
12 verification opportunity for them after the fact. Is  
13 all of that provided in your 2019 update on Inuit  
14 Qaujimagatuqangit workshop? Qujannamiik.

15 THE CHAIR: Baffinland, Megan Lord-Hoyle.

16 MS. LORD-HOYLE: Megan Lord-Hoyle, Baffinland.

17 I first want to clarify that whether or not  
18 information is shared with us in a formal or informal  
19 manner, we consider all of that information to be  
20 valuable, and we have made decisions about the project  
21 based on the information shared with us in a number of  
22 different venues, including informal meetings. So I  
23 don't want there to be an understanding that we would  
24 only consider Inuit Qaujimagatuqangit if it's presented  
25 or shared with us in a formal manner.

26 But to answer the questions, we did have a

1 research licence to undertake the workshops. It was  
2 conducted by a professional socio-economic researcher.  
3 The methodology was approved by the Qikiqtani Inuit  
4 Association, and all participants received forms that  
5 identified the nature of the workshops, how Baffinland  
6 would be using the information shared, and were  
7 provided the opportunity to verify the information in  
8 the final report. Thank you.

9 THE CHAIR: Mittimatalik Hunters and  
10 Trappers Organization, Amanda Hanson-Main.

11 MS. HANSON-MAIN: Qujannamiik, Iksivauta, and  
12 thank you, Megan, for that response.

13 To clarify, it was the final report which was  
14 provided to participants in order that they verify the  
15 content? Were any revisions required to that report  
16 based on verification from participants? Qujannamiik.

17 THE CHAIR: Baffinland, Megan Lord-Hoyle.

18 MS. LORD-HOYLE: Megan Lord-Hoyle, Baffinland.

19 I don't have the details directly in front of me  
20 right now, but it should be noted that that is the  
21 purpose of a verification workshop and exercise. If  
22 any corrections were needed to the report, they would  
23 have been made in the final version that was accepted  
24 by the individuals. Thank you.

25 THE CHAIR: Mittimatalik Hunters and  
26 Trappers Organization, Amanda Hanson-Main.

1 MS. HANSON-MAIN: Qujannamiik, Iksivauta, and  
2 thank you again, Megan.

3 Recognizing that these workshops were held  
4 following the submission of Phase 2 to the Nunavut  
5 Impact Review Board either filed after -- sorry.  
6 Pardon me.

7 Recognizing that workshops were either held prior  
8 to the scope change, which included a shortened  
9 shipping season and a railway, or workshops were held  
10 after the final impact statement was filed in 2019, we  
11 heard earlier from Baffinland that you -- based on the  
12 change from the ten-month to the four-month shipping  
13 season, what you heard at those earlier Inuit  
14 Qaujimajatuqangit workshops, the 2015 and '16  
15 workshops, actually informed the development -- your  
16 mitigation measures and your possible monitoring.

17 Is Baffinland suggesting that further Inuit  
18 Qaujimajatuqangit collection was not required to inform  
19 the effects assessment for this change, this  
20 significant change in project scope? Qujannamiik.

21 THE CHAIR: Baffinland, Megan Lord-Hoyle.

22 MS. LORD-HOYLE: Megan Lord-Hoyle, Baffinland.

23 Madam Chair, this question has been answered  
24 previously. Baffinland was found by the Nunavut Impact  
25 Review Board to be in concordance with the  
26 environmental impact statement guidelines, which

1 clearly outline the requirements for incorporation of  
2 Inuit Qaujimajatuqangit.

3 Further, I'd like to suggest that there has been  
4 plenty of opportunity and time for Baffinland to  
5 consider the outcomes of any additional meetings and  
6 workshops held to incorporate and make any changes to  
7 the project for what is currently sitting before the  
8 Board. An example of this is the decision to move the  
9 rail alignment after the environmental assessment had  
10 been filed.

11 This line of questioning, Madam Chair, has been  
12 asked previously, and all of the answers have been  
13 provided previously. I would ask for clarification if  
14 it is necessary to continue further in the same line.  
15 Thank you.

16 THE CHAIR: Mittimatalik Hunters and  
17 Trappers Organization, Amanda Hanson-Main.

18 MS. HANSON-MAIN: Qujannamiik, Iksivauta. Thank  
19 you, Megan.

20 I can appreciate this is -- this is a lengthy  
21 line, and I appreciate your willingness to participate.

22 My understanding of the Nunavut Impact Review  
23 Board's conformity and concordance checks against the  
24 environmental impact statement guidelines is that that  
25 is a presence-and-absence analysis, not a qualification  
26 of the information that is presented, and that is the



1 purpose of these hearings. So while Baffinland may  
2 believe that you've filed, and you've asked what you  
3 were -- you've done what you were asked to do, this is  
4 the test. This is the litmus test for the quality of  
5 that.

6 Recognizing this is lengthy, I'm going to move  
7 forward to the next question. I'm glad that you  
8 mentioned the format, that you received input and  
9 information from Inuit and from communities in all  
10 different formats. We have previously raised concerns  
11 with that approach. Specifically in your Inuit  
12 Qaujimajatuqangit and Mary River Project Phase 2,  
13 March 2019 document, you stated that: (as read)

14 Collection of Inuit Qaujimajatuqangit occurs  
15 through Mittimatalik Hunters and Trappers  
16 Organization's participation in the marine,  
17 terrestrial, and Qikiqtaaluk socio-economic  
18 working groups.

19 So there are three working groups: The marine, the  
20 terrestrial, and the socio-economic -- also the  
21 Qikiqtaaluk socio-economic monitoring committee  
22 processes: (as read)

23 When members review Baffinland's monitoring  
24 results and comment on project monitoring  
25 plans.

26 In your 2019 hearing Inuit Qaujimajatuqangit

1 presentation, you cited 40 marine and terrestrial  
2 environmental working group meetings as evidence of  
3 public consultation. I have a few questions related to  
4 this.

5 When was the last time a Qikiqtaaluk  
6 socio-economic monitoring committee or socio-economic  
7 monitoring working group meeting held? Qujannamiik.

8 THE CHAIR: Baffinland, Megan Lord-Hoyle.

9 MS. LORD-HOYLE: Megan Lord-Hoyle, Baffinland.

10 The last meeting was in 2019. One was not held in  
11 2020, but the Mary River socio-economic working group  
12 did meet in 2020.

13 Further, Madam Chair, I think it's important to  
14 note that Baffinland has already committed to the  
15 development of community-specific guidelines --  
16 or -- sorry -- community-specific engagement  
17 guidelines, which will be developed in consultation  
18 with each community and community group to allow for  
19 differences and similarities between the communities to  
20 be recognized and agreement on approach.

21 I'd also like to point out that the Mittimatalik  
22 Hunters and Trappers Organization has asked us through  
23 these proceedings to change our approach to engagement  
24 with them, and we have been following those requests  
25 including providing meeting minutes of meetings held  
26 and allowing the opportunity for review of those

1 minutes. Thank you.

2 THE CHAIR: Recognizing the time we have  
3 spent in posing questions to the same topic, if the  
4 Mittimatalik Hunters and Trappers Organization can  
5 please ask their two highest priority questions, we  
6 will then move on to questions for other intervenors  
7 and will return to the Mittimatalik Hunters and  
8 Trappers Organization to provide their remaining  
9 questions following the next presentation.

10 Mittimatalik Hunters and Trappers Organization,  
11 Amanda Hanson-Main.

12 MS. HANSON-MAIN: (INUKTITUT SPOKEN - NO  
13 TRANSLATION). One moment while I check my questions,  
14 if you don't mind. I'll be very quick. Qujannamiik.

15 If I may continue, I would like to ask one  
16 question and turn the mic to Eamon Murphy for another  
17 question, recognizing we do have additional questions  
18 on this topic. It's a very significant topic for the  
19 Mittimatalik Hunters and Trappers Organization, and we  
20 also have not begun questions on the alternative  
21 assessment portion. So respecting your wishes and the  
22 time of all parties here, we will gratefully take  
23 another opportunity to continue these lines after the  
24 round goes around.

25 My question is: How has Baffinland reconciled  
26 differences between Inuit Qaujimajatuqangit and its own

1 monitoring programs? I'll have further follow-up to  
2 that. Qujannamiik.

3 THE CHAIR: Mittimatalik Hunters and  
4 Trappers Organization. Eamon Murphy, if you could  
5 please provide your question.

6 MR. MURPHY: Eamon Murphy, Mittimatalik  
7 Hunters and Trappers Organization.

8 Much of the slide presentation that you focused on  
9 in presenting information about Inuit Qaujimajatuqangit  
10 focused on future promises by Baffinland, and, in  
11 particular, Slides 21 through 25, Slides 33 through 36,  
12 Slide 50, they all talk a lot about the promise by  
13 Baffinland to incorporate Inuit Qaujimajatuqangit.

14 Now, as we heard from you yesterday, the various  
15 promises that you were making under the Inuit Certainty  
16 Agreement, such as the creation of a culture, resource,  
17 and land-use program; an Inuit Stewardship Program;  
18 adaptive management plan, these are all things that you  
19 said you will do, but you haven't.

20 Baffinland, you've been -- you received your  
21 project certificate in 2012 for the Mary River Mine.  
22 My question to you is: Why haven't you -- if you've  
23 been listening, collecting, and incorporating Inuit  
24 Qaujimajatuqangit effectively all this time, why do you  
25 not have in place all of those programs that you say  
26 that you will put in place at some point in the future?

1 Why are they not already in place if you have so  
2 effectively been collecting Inuit Qaujimagatuqangit?  
3 Qujannamiik, Madam Chair.

4 THE CHAIR: Baffinland, Megan Lord-Hoyle.

5 MS. LORD-HOYLE: Megan Lord-Hoyle, Baffinland.

6 I think these two questions are actually quite  
7 intertwined, so I'll answer both at once.

8 We do have these processes in place, and we have a  
9 number of examples where Inuit Qaujimagatuqangit has  
10 led us to make project changes that is different and  
11 distinct from what our monitoring programs are telling  
12 us. So we've reconciled these differences by making  
13 project changes, evaluating concerns brought forward by  
14 community members in different formats, and then trying  
15 to address those concerns. Examples include starting  
16 transit restrictions in the early shipping season,  
17 additional dust suppression along the roadway, and now  
18 more recently at our stockpile at Milne Port, we've  
19 extended our monitoring programs including adding new  
20 locations for aquatic invasive species monitoring,  
21 which, according to our science, is not necessary.

22 What we are committing to under Phase 2 is  
23 formalizing these processes. What we've committed to  
24 under the Inuit Certainty Agreement strengthens these  
25 processes and provides very clear guidelines on  
26 accountability and the decisions that the company will

1 make if Inuit-based thresholds are surpassed. Thank  
2 you.

3 THE CHAIR: The Mittimatalik Hunters and  
4 Trappers Organization will be able to provide their  
5 questions -- their follow-up questions to the same  
6 topic when we go around again in the next line of  
7 questioning.

8 We're going to move on in the intervenors list.  
9 Next, the Igloolik Working Group, Peter Ivalu.  
10 Igloolik Working Group Questions Baffinland Iron Mines  
11 Corporation

12 MR. IVALU: Thank you, Madam Chair. Peter  
13 Ivalu, Igloolik Working Group.

14 I would like to take this opportunity to recognize  
15 two members of the Igloolik Working Group that are in  
16 the Iqaluit hub audience. We have David Irngaut,  
17 Hunters and Trappers Association chairperson, and who  
18 is also here as a community representative.

19 The other one who just arrived yesterday, Jacob  
20 Malliki, also a member of the Igloolik Working Group,  
21 and he's the Hunters and Trappers Organization manager.

22 I have a question and then Jacob Malliki will have  
23 a question and afterwards, Merlyn Recinos will have  
24 questions.

25 Although operational flexibility wasn't touched  
26 upon -- well, sort of, today I want to ask about

1 Slides 32, shipping restrictions, and Slide 46,  
2 "Restrictions on the Shoulder-Season Shipping".

3 Although it states that Baffinland will stick to  
4 stringent shipping restrictions, but due to operational  
5 flexibility, if you had a shortfall last season, in  
6 order to take -- make up for the shortfall, would you  
7 be shipping outside of the shoulder season? Thank you.

8 THE CHAIR: Baffinland, Megan Lord-Hoyle.

9 MS. LORD-HOYLE: Megan Lord-Hoyle.

10 No. We will only use operational flexibility if  
11 we can do so while respecting all commitments that  
12 we've put in place. So that would include the length  
13 of the shipping season, the number of ore carriers, the  
14 maximum of 176 as well as any transit restrictions  
15 while shipping through ice. All mitigation measures  
16 that have been committed to would be required to use  
17 operational flexibility. Thank you.

18 THE CHAIR: Igloolik Working Group, Peter  
19 Ivalu.

20 MR. IVALU: Thank you, Madam Chair. Peter  
21 Ivalu, Igloolik Working Group.

22 Thank you, Megan, for that answer.

23 I will next call upon Jacob Malliki for a line of  
24 questioning. Madam Chair, thank you.

25 THE CHAIR: Jacob Malliki.

26 MR. MALLIKI: Qujannamiik. This is Jacob

1 Malliki from the Igloolik Hunters and Trappers  
2 Organization. I'm part of this process.

3 The question that I have here, I can't seem to  
4 understand it. Perhaps you just mentioned it here. It  
5 says "environmental acceptability". I don't understand  
6 from you when we're from the communities, we are being  
7 affected. You keep saying there is no environmental  
8 impact. For this reason, I want to understand from  
9 Pond Inlet as well I heard that there were some  
10 assessments done for the money that would have been  
11 made. I never heard from you where are these  
12 assessments done? Where is the expertise coming from?  
13 I understood that there was some assessment --  
14 assessments were done by someone else other than  
15 Baffinland. This is the question I have because I want  
16 to understand what it means.

17 THE CHAIR: Can you say that again. What  
18 the second word is in English?

19 MR. MALLIKI: The second word I want to  
20 understand, the word says "environmental" --  
21 "environmental acceptability" and the other word is  
22 "community acceptability". It says that wildlife is  
23 affected, but you keep saying that the wildlife is not  
24 affected.

25 I want to understand. From the hunters -- I'm not  
26 sure where -- there was a mention that they are hunting



1 lower than what they are used to hunting because  
2 they've lost a few. But Baffinland is saying -- I  
3 really heard it -- Baffinland mentioning to that person  
4 saying when that statement was made that a community  
5 person said it. Where did you find out about this?  
6 Where did you find out about your hunting being  
7 reduced? It seems that there was a question of  
8 trustworthiness of the person, that when you say  
9 "community acceptability", how does that relate to that  
10 comment? It doesn't seem to take into consideration  
11 that there's an impact to wildlife.

12 THE CHAIR: Baffinland, Megan Lord-Hoyle.

13 MS. LORD-HOYLE: Megan Lord-Hoyle, Baffinland.

14 I'll pass it to Lou Kamermans.

15 THE CHAIR: Lou Kamermans.

16 MR. KAMERMANS: Lou Kamermans, Baffinland.

17 Thank you, Madam Chair.

18 (NO ENGLISH FEED)

19 MR. KAMERMANS: Those are ways that we looked  
20 at the different alternative ways to develop the  
21 project, and in looking at these different versions of  
22 the project, we determined how they may impact the  
23 environment, and how we would have to assess that.

24 And for community acceptability, we looked at our  
25 consultation record, and we looked at what was  
26 available there that could give us community

1 perspectives on those different versions of the  
2 project.

3         Now, I want to clarify when we talk about impacts  
4 and predictions and significance, Baffinland has been  
5 clear that we never meant to imply that the project  
6 wouldn't have effects on it says the environment or  
7 that these effects wouldn't be noticeable to the  
8 communities. We understand there's a mine where there  
9 wasn't a mine before, and there's vessels going through  
10 waters that weren't there before. Those are going to  
11 have effects.

12         What we did in our assessment was try to predict  
13 what those effects would be, and then when we began  
14 operations, we ran our monitoring programs to  
15 understand if those effects were happening the way they  
16 thought -- we thought they would, but we also kept  
17 communicating with the communities to understand how  
18 they were seeing the project develop. And that's an  
19 ongoing activity. And several times today we've talked  
20 about instances where -- that even though our  
21 monitoring program wasn't telling us something, if the  
22 community was, we still acted on it.

23         So that's -- that's the importance of feedback  
24 from the communities. We don't wait for our programs  
25 to tell us to do something if there's an equal source  
26 of information coming in there.

1           As for lost money from less harvesting and that  
2       this is a common theme brought up by community members,  
3       we've heard that as well. We've addressed this in 2018  
4       when we put the production increase proposal together,  
5       and we began the Pond Inlet Hunters Enablers Fund,  
6       which would provide a certain amount of fuel for each  
7       individual over the age of 13 -- or 12. Sorry.

8           This was to acknowledge that hunters were  
9       experiencing challenges in hunting and that the  
10      environment is changing and that the project could be a  
11      part of that influence as well.

12          We're further committing to this through  
13      commitments we've made under the Inuit Certainty  
14      Agreement and put on the NIRB registry, and that's to  
15      provide greater funding at a regional level to support  
16      hunters, and we've also agreed with the Qikiqtani Inuit  
17      Association that the current wildlife compensation  
18      agreement requires review, and we'll support that  
19      process in any way possible.

20          I could go on, but to give you the opportunity to  
21      ask more questions, I'll stop now. Thank you.

22      THE CHAIR:                      Igloolik Working Group, Jacob  
23      Malliki.

24      MR. MALLIKI:                    Thank you, Chairperson. Maybe  
25      Slide 24. There's a little number, 24.

26          The English says this following word, but in

1 Inuktitut it says -- it says what the new thing is.  
2 Which one is correct? What does it mean "jointly with  
3 QIA", and it says "Pond Inlet HTA". Question: Which  
4 is the correct statement? And also, our technical  
5 advisor wants to say something. These are the end of  
6 my questions.

7 THE CHAIR: Baffinland, Megan Lord-Hoyle.

8 MS. LORD-HOYLE: Megan Lord-Hoyle, Baffinland.

9 I'll ask Lou Kamermans to answer.

10 THE CHAIR: Lou Kamermans.

11 MR. KAMERMANS: Lou Kamermans, Baffinland.

12 Thank you, Madam Chair.

13 The joint culture, resource, and land-use  
14 assessment is being carried out by Baffinland and the  
15 Qikiqtani Inuit Association. We've developed a work  
16 plan to complete this assessment. QIA or Qikiqtani  
17 Inuit Association has responsibility for the engagement  
18 component in conducting the Inuit Qaujimajatuqangit  
19 engagement sessions. They're also drafting the report.  
20 Baffinland is funding this, and we're also providing  
21 all the relevant information the Qikiqtani Inuit  
22 Association and the participants in Inuit  
23 Qaujimajatuqangit sessions need.

24 Once this gets into a draft, then it will be made  
25 available for a review with Inuit. That process is not  
26 entirely confirmed, but I hope that answers your

1 question as to what this joint assessment looks like  
2 and means, and how groups within the community can get  
3 involved. Thank you.

4 THE CHAIR: Igloolik Working Group, Merlyn  
5 Recinos.

6 MR. RECINOS: Thank you, Madam Chair.

7 I'll start with -- just a point of cautious [sic]  
8 for the Board. You're considering going -- having  
9 evening sessions, and I know that the agenda -- we're  
10 quite behind.

11 We have a lot of our community representatives who  
12 are Elders, and there's a lot of information that is  
13 being given to them. Not only that, but sitting down  
14 for long periods of times as well and then continuing  
15 on in the evenings. So I do ask the Board to be  
16 conscious of this, that it's extremely tiring,  
17 especially for our Elders.

18 We have heard from them -- talking to them  
19 throughout the day. There is also no snacks or coffee  
20 made available or tea for them, and they have to be  
21 seated throughout the time. So we'll ask the Board to  
22 consider that.

23 We'll move on to the first question, and we --  
24 page 22, an Inuit framework to page 25 where it talks  
25 about the management framework, Inuit committees and  
26 Inuit committee -- Inuit social oversight.

1           Madam Chair, we feel that this is somewhat  
2   misleading, and the rationale is that the communities  
3   tried to work with QIA to develop some of this,  
4   understanding that it is in the ICA, but the  
5   communities have tried to work with QIA to develop some  
6   of this, but we were not able to go anywhere.

7           And so when our community reps are looking at this  
8   information, they're taking it as it is presented, that  
9   it's already there, that it's already done. So I just  
10   want to caution and put it on the record.

11          Also -- I also want to cautious and put on the  
12   record that when the ICA was passed by the board of  
13   QIA, Igloolik did not have a board representative  
14   representing the community, so potentially there was no  
15   discussion or input from our community rep at the QIA  
16   board at that time. I want to also make that very  
17   clear.

18          When we talk about the framework and the  
19   committees and the oversight, I would like to ask the  
20   proponent: How are the current monitoring groups  
21   working? Who is in charge of them, and have they made  
22   any progress?

23   THE CHAIR:                           Baffinland, Megan Lord-Hoyle.

24   MS. LORD-HOYLE:                    Megan Lord-Hoyle, Baffinland.

25          I'm going to assume these are the marine and  
26   terrestrial environment working groups being asked

1 about? To answer that question, Baffinland chairs  
2 those working groups, so we put the groups together.  
3 We send out the agendas. We host the meeting, fund the  
4 meeting, set up, et cetera. And, yes, I would say that  
5 these working groups have influenced the design of our  
6 monitoring programs, if that's what you mean if they're  
7 working or not. Thank you.

8 THE CHAIR: Igloolik Working Group, Merlyn  
9 Recinos.

10 MR. RECINOS: Thank you, Madam Chair.

11 And I know that this is going to be a deferred  
12 question, but I'll ask to both the MHTA as well as  
13 Qikiqtani Inuit Association. How are they finding  
14 these working groups to be working? The reason I ask  
15 is because what we have heard is that these groups are  
16 dysfunctional and not effective, and is the whole  
17 reason that we had issues as the Igloolik Working Group  
18 to move forward with the ICA, unless we had something  
19 in paper that defined the role of communities, and more  
20 clearly the HTAs, as they are the wildlife management  
21 under the Nunavut land claims agreement, on their role  
22 that they would play in this committee and especially  
23 with the management and framework, the Inuit committee,  
24 and, you know, wildlife monitoring.

25 So taking that as a deferred question for those  
26 two groups, I will just make one comment, actually, and

1 then I'll pass it on to David Irngaut from the Igloolik  
2 Working Group who has one question.

3       Madam Chair, since the beginning, the communities  
4 have been just asking for the same thing. They want to  
5 co-develop this project. They want to be part of the  
6 project. They want to be heard on what's important to  
7 them. They want to ensure that they have benefits,  
8 and, again, the proponent and QIA continue to talk  
9 about community direct benefits. We don't know what  
10 they are, so we shouldn't be talking about them unless  
11 they're defined.

12       We continue on -- the community continue on to  
13 just wanting to be heard, wanting to work together,  
14 wanting to understand, wanting to be understood [sic],  
15 and want to understand how the impacts -- what impacts  
16 are going to be and how they can be mitigated. Time  
17 and time again, the communities continue to ask the  
18 same questions, and time and time again, we continue to  
19 see Baffinland and the QIA working on different things  
20 without much input of the communities, and that's  
21 extremely -- not the Inuit way to do things. The  
22 communities want to be part of it. They want to be  
23 heard. They want to be at the table. That's all  
24 they've been asking since Day 1, but they have  
25 continued to be ignored and to be ignored, and that's  
26 why every time we go into this question sessions,



1     they're lasting so long.

2             And if you look at the questions, they are the  
3     same questions that were asked last year. So we had a  
4     lot of time, and the communities just want to come to  
5     the table, be open and transparent with these entities  
6     and work together, and it's just, unfortunately, that  
7     they haven't been taken seriously enough by everybody.  
8     I'll pass it over to David from the Igloolik Working  
9     Group. Thank you, Madam Chair.

10    THE CHAIR:                     Baffinland, Megan Lord-Hoyle.

11    MS. LORD-HOYLE:               Megan Lord-Hoyle, Baffinland.

12             I hear the concerns that have been shared. I also  
13     want to state that those concerns are taken very  
14     seriously. They resulted in meaningful changes to the  
15     project design, the current operations. They  
16     influenced the negotiations with the Qikiqtani Inuit  
17     Association.

18             A lot of what we've heard over the last number of  
19     years is directly reflected in those negotiations, and  
20     that agreement and those commitments put Inuit in a  
21     very strong decision-making power. Inuit will have the  
22     ability to determine risk thresholds, responses the  
23     company must take. There's accountability for failing  
24     to meet our targets around Inuit employment and  
25     contracting, amongst other things, and there's  
26     increased financial benefits from the project.

1           The benefits for communities have been clarified.  
2   They've been presented to -- by Baffinland staff in the  
3   last few month, and the Qikiqtani Inuit Association has  
4   committed to the development of a community benefits  
5   policy.

6           We're proud of the work that we've done to respond  
7   to many of those concerns, and that will truly allow  
8   Inuit a very strong voice in this project. Thank you.

9   THE CHAIR:                   Igloolik, David Irngaut.

10   MR. RECINOS:                Merlyn Recinos. Can I just  
11   respond to that answer?

12   THE CHAIR:                   Mr. Recinos, I'd like to  
13   remind you that you have not sworn or affirmed, so if  
14   you would like to provide a response, I suggest you  
15   wait until you provide your intervention, after you  
16   have sworn in or been affirmed.

17   MR. RECINOS:                No problem, Madam Chair. I'll  
18   pass it over to David.

19   THE CHAIR:                   Igloolik, David Irngaut.

20           Just as a reminder to the participants, it is not  
21   the Board's practice to have Elders sworn or affirmed,  
22   and Mr. Irngaut is participating as an Elder  
23   representative. If you want to say something, let us  
24   know when you want to speak, Mr. Irngaut.

25   MR. IRNGAUT:                First of all, these report  
26   that we received, we skipped some of the -- some part

1     because they didn't have any map -- 42, 43, 44 pages --  
2     and I had some questions pertaining to those. Were  
3     they skipped because they were done -- was the work  
4     done already prior to this report, so it was skipped on  
5     the reporting of the Baffinland member?

6     THE CHAIR:                     Baffinland, Megan Lord-Hoyle.

7     MS. LORD-HOYLE:               Megan Lord-Hoyle.

8             I'll ask Lou Kamermans to respond.

9     THE CHAIR:                     Lou Kamermans.

10    MR. KAMERMANS:                 Lou Kamermans, Baffinland.

11    Thank you, Madam Chair.

12            The figures in those slides -- or those slides  
13    weren't presented by us because they contained  
14    information that was already presented at the first  
15    portion of this hearing in November 2019. We haven't  
16    changed any of this information, so we included it for  
17    people to review and question us on, but for the sake  
18    of time, we didn't speak to them because there's no new  
19    information there. Thank you.

20    THE CHAIR:                     Igloolik, David Irngaut.

21    MR. IRNGAUT:                  Yes. Thanks for the  
22    information.

23            On page 43, and I'll just -- a little bit -- a  
24    question -- I had a question first to see if these  
25    other numbers I was talking about were done already.  
26    So, therefore, Qikiqtani Inuit Association concerning

1 the agreement in Route 3, and there's a calving area  
2 for caribou in the -- in the environment there. I am  
3 asking to see if this route is going to be established  
4 and not going to other area to establish it because of  
5 the concerns of the caribou calving in this area, where  
6 you go ahead with it.

7 THE CHAIR: Baffinland, Megan Lord-Hoyle.

8 MS. LORD-HOYLE: Megan Lord-Hoyle, Baffinland.

9 I'll confirm that we are committed to following  
10 Route 3, which we've adapted throughout this  
11 environmental assessment process, but we did commit to  
12 this at the previous hearing in November 2019.

13 This route was selected to avoid a travel route  
14 used between Pond Inlet and Igloolik. Thank you.

15 THE CHAIR: Igloolik, David Irngaut.

16 MR. IRNGAUT: Yes. Thanks for the  
17 information, understandable.

18 And second, 44, "Shipping Route Management". The  
19 Milne Inlet is being used in a mining environment, and  
20 there's also -- in that area of the water there's  
21 narwhal hunting, and it has chased away -- have you  
22 noticed if the Narwhals have gone further because of  
23 the activities in that area if you should build the --  
24 the Route 3?

25 THE CHAIR: Baffinland, Megan Lord-Hoyle.

26 MS. LORD-HOYLE: Megan Lord-Hoyle, Baffinland.

1           Thank you for sharing the information, and we have  
2   considered areas that are important for harvesting and  
3   calving within the shipping corridor and is part of the  
4   reason why we've adjusted the ship tracks over the  
5   years and established things that we call the "no-go  
6   zones", which means that we ask vessels to not enter  
7   certain areas to specifically avoid what we have  
8   learned are particularly sensitive areas, such as  
9   Koluktoo Bay. Thank you.

10   THE CHAIR:                   Igloolik, David Irngaut.

11   MR. IRNGAUT:                Thank you, Madam Chair. David  
12   Irngaut.

13           The reason why I asked, in Mary River, workers  
14   when they're asked questions, and they seemed to know  
15   that mammals weren't impacted. And people from Arctic  
16   Bay this fall that went to the area for that reason --  
17   in that area for that reason, I spoke on this matter,  
18   the wildlife get away from the noise area time and time  
19   again, and I talk to people from Mittimatalik to ask  
20   questions, and people in Arctic Bay, they had Narwhals  
21   in their prospective settlement area. And the inlet,  
22   there were whales in that area that are pretty fast,  
23   yeah, the whales that are getting out from that area.  
24   You won't see it, but if you go near Mittimatalik --  
25   that are getting away from this area due to the  
26   environment activities, and they move on to somewhere

1 else.

2 When they're asked the questions, the staff at the  
3 Mary River, they tend to say that they see mammals are  
4 not impacted, and, for this reason, people from Pond  
5 Inlet have strived time and time again -- and we think  
6 the reason -- and find out exactly what is being cause  
7 of the whales to -- to go somewhere else, and -- 'cause  
8 the whales are getting away from the area where the  
9 activity is with the mine and going somewhere else for  
10 that reason.

11 And even before the ships arrive, and they will be  
12 in that area, and I know -- and they would go somewhere  
13 real deep, and a lot of times the Baffinland people say  
14 they're not -- they're not impacting the marine  
15 mammals, but it is and this is -- I just want to find  
16 out what your thoughts on these are from the Inuit  
17 side. Thank you.

18 THE CHAIR: Baffinland, Megan Lord-Hoyle.

19 MS. LORD-HOYLE: Megan Lord-Hoyle, Baffinland.

20 Thank you for sharing your experiences and stories  
21 and discussions that you've had. We have heard similar  
22 stories as well, and what our studies are showing us is  
23 that narwhal do move away from vessels for short  
24 distances when the vessel is passing, but then they  
25 also return to their location and behaviour after the  
26 vessel passes. This is the reason why we've added

1 mitigation measures to our shipping season such as  
2 limiting the number of transits in heavier ice  
3 conditions when it's noisier.

4 We also ask vessels to wait further back from the  
5 entrance of Eclipse Sound at the beginning of the  
6 season when narwhal are also waiting to get into  
7 Eclipse Sound, but we've also found through the studies  
8 that we've done that overall population levels remain  
9 stable in the area.

10 But that doesn't mean that people's hunting  
11 patterns haven't changed, distributions have changed,  
12 and that's why we've put in place other programs that  
13 can help assist hunters who may have to go out further  
14 or in different places than they have had to  
15 previously.

16 These are the types of programs and commitments  
17 that we have made and will continue to make through the  
18 Phase 2 proposal. Thank you.

19 THE CHAIR: Igloolik Working Group, David  
20 Irngaut.

21 MR. IRNGAUT: Thank you, Madam Chair.

22 I guess I have a better understanding of this  
23 issue, and the reason why I ask that question and  
24 perhaps the ships, like, when there are only 76 ships  
25 using -- use that -- happen, and right now you want to  
26 increase the number of ships to 176, and then I am

1 speculating that when you increase the number of ships,  
2 then there will hardly be any more narwhal and seals  
3 and other marine mammals. That is why I -- the main  
4 reason why I asked that question. Thank you.

5 So those will be my questions for now.

6 THE CHAIR: Right now it's 3:40. Let's  
7 take a 15-minute break, and then we'll continue with  
8 questions to the proponent.

9 (ADJOURNMENT)

10 THE CHAIR: Continuing with questions to  
11 the proponent.

12 From the Igloolik Hunters and Trappers  
13 Association, Jacob Malliki. He doesn't appear to be  
14 there.

15 Moving on on the list, Hamlet of Sanirajak,  
16 Jaypetee Audlakiak.  
17 Hamlet of Sanirajak Questions Baffinland Iron Mines  
18 Corporation

19 MR. AUDLAKIAK: Thank you, Madam Chair.

20 We have one of our Elders that would like to  
21 speak, Timothy Kuppaq, and in case you didn't get a  
22 message from staff, there's a technical advisor for the  
23 Hall Beach -- Hall Beach Hunters and Trappers  
24 Association, Okalik Eegeesiak, that also would want --  
25 want to speak at some point.

26 Thank you.



1 THE CHAIR: Okay. First one, an Elder  
2 from Sanirajak.

3 MR. KUPPAQ: Thank you, Madam Chair.

4 I don't have any questions to Baffinland. I'm  
5 sort of different, and I'm an Elder. Elders usually do  
6 not support Baffinland for wildlife's sakes, and that's  
7 no wonder. But me, as an Elder, I totally support the  
8 train which will be built.

9 My first comment will be under Inuit traditional  
10 knowledge, which is not written. Inuit  
11 Qaujimagatuqangit. Today it's being used. That is why  
12 we are sitting here as using Inuit traditional  
13 knowledge for the past many years.

14 Well over a hundred years ago, whalers used to  
15 come to the north, and then fox furs were being sold,  
16 and Inuit found out that someday Inuit will rely on  
17 monetary funds, and Inuit knew at that time and that  
18 they said that everything will -- for example, like, it  
19 will be impossible to purchase this one shirt because  
20 the price of everything is going up so high.

21 That's what they used to say, and they also said  
22 there will hardly be any people, and today that has  
23 become a reality. They want to become hunters, and yet  
24 they want to earn wages, and every -- one of their  
25 hunting equipment costs, snowmobiles, and the fact that  
26 they need to purchase fuel, ammunition, and supplies.

1           You would think money only. Right now if you  
2   don't have any money, then we won't be able to hunt.  
3   So that's Inuit Qaujimajatuqangit.

4           And very briefly, this was something that Joe  
5   Tigullaraq made a presentation, and the -- the five  
6   impacted communities are the others because Baffinland  
7   was consulting with us, and when they asked us how will  
8   the ships have an impact and how can we use some  
9   mitigation -- mitigation issues?

10          So that being the case and that even though you  
11   don't believe Baffinland, when they made their  
12   presentation, but we, the five communities, were  
13   included when everything was being documented. But,  
14   unfortunately, there was some problems. Like, there  
15   were turnarounds on the working groups and whatnot.

16          So, therefore, consulting with the Inuit delayed  
17   everything because board members and working group  
18   members kept changing, and also Baffinland changed  
19   their personnel as well. And now it appears like we're  
20   trying to have the same people on the working groups.

21          And also -- and the rep -- Valerie Curley will  
22   also be making a presentation, if she wants. She's  
23   from the Hamlet of Sanirajak, and also later on Dan  
24   Arvaluk will also be making a presentation on these  
25   documents.

26          Thank you. And also we want to be -- the people

1 of Sanirajak wanted to be given an opportunity to  
2 comment when we're having a roundtable session. Thank  
3 you.

4 THE CHAIR: We will continue with  
5 questions from the Hamlet of Sanirajak, and then we'll  
6 move on to Sanirajak Hunters and Trappers Organization  
7 after that.

8 First, Valerie Curley.

9 MS. CURLEY: Thank you for the opportunity  
10 to be here. I don't have a whole lot of comments, but  
11 I will have some questions to the proponent. My  
12 question will be directed toward Baffinland. Very  
13 brief question, and that will be my only comment for  
14 question.

15 I think today you were discussing -- I wonder if  
16 it was a question. You was referring to Inuit  
17 traditional knowledge. Baffinland mentioned they keep  
18 monitoring marine mammals. Based on Inuit traditional  
19 knowledge, you are not supposed to mistreat wildlife,  
20 and, as Inuit, we all know that. That's how -- our  
21 pals used to tell us that we were told not to abuse any  
22 type of animal or wildlife, and today some of us still  
23 believe in that.

24 And then Baffinland mentioned they monitor marine  
25 mammals. What about terrestrial animals? Do you still  
26 conduct the same monitoring on terrestrial animals? So

1     that is my question. Thank you.

2     THE CHAIR:                     Baffinland, Megan Lord-Hoyle.

3     MS. LORD-HOYLE:               Megan Lord-Hoyle, Baffinland.

4             Thank you for the question. Yes. We still do  
5     conduct terrestrial monitoring. We monitor for the  
6     presence of caribou. We have wildlife tracking  
7     on-site. And we monitor soil and vegetation in the  
8     terrestrial environment. An example of where Inuit  
9     have participated is in the development of the design  
10    for the height of land surveys for caribou monitoring.  
11    So we have a lot of Inuit participation in both the  
12    marine and terrestrial environment monitoring. Thank  
13    you.

14    THE CHAIR:                     Hamlet of Sanirajak, Valerie  
15    Curley.

16    MS. CURLEY:                    Thank you. Valerie Curley  
17    from Sanirajak.

18            It's just a comment that I'll be making. Like, we  
19    want -- I want to be keeping an opportunity before --  
20    during the hearings because I will need to comment  
21    about some major topic, and I have to inform everybody.  
22    Let me know if I have the opportunity. Thank you. I  
23    don't have anything else.

24    THE CHAIR:                     From the Hamlet of Sanirajak,  
25    Danny Arvaluk.

26    MR. ARVALUK:                   Daniel Arvaluk from the

1 hamlet, counsellor.

2 I don't have a whole lot of comments. We've been  
3 discussing the railway route and also been discussing  
4 ships. I was thinking. I have a question pertaining  
5 to ships. We have heard that they will be using larger  
6 ships, and when I heard about it, I started thinking  
7 maybe if we started using cape-size vessels, then fewer  
8 ships will be needed to transport ore. So that's --  
9 that is my question. And after I get a response, I  
10 will comment further.

11 THE CHAIR: Baffinland, Megan Lord-Hoyle.

12 MS. LORD-HOYLE: Megan Lord-Hoyle, Baffinland.

13 Thank you for the -- the comment and question.  
14 And -- and you are correct. If we could use all larger  
15 ships, we would be able to use fewer ships as well, but  
16 we've done an analysis on what's currently available on  
17 the market because we are not building our own vessels  
18 specifically for the Phase 2 proposal.

19 And what we found is that there's a limited number  
20 of larger vessels available to us to come into the area  
21 in our shorter shipping season.

22 So what we have done is we've assessed a maximum  
23 number of vessels looking at a mix of larger and  
24 smaller vessels to identify what potential impacts  
25 might occur at that maximum number knowing that in the  
26 future that -- that assessment might change, that we

1 might have access to larger vessels and be able to  
2 reduce that amount.

3 But right now, we wanted to be conservative in our  
4 assumptions and put forward what we believe is the  
5 maximum that could be required based on what we know  
6 today. Thank you.

7 THE CHAIR: Hamlet of Sanirajak, Danny  
8 Arvaluk.

9 MR. ARVALUK: Thank you, Madam Chair. Niel  
10 Arvaluk from the hamlet.

11 I also want to comment very briefly, and I have  
12 observed -- I observed some train equipment were  
13 transported to that area, and I know -- like, they are  
14 large vessels that were transported up, and they --  
15 it's about a hundred kilometres where there will be a  
16 hunting area, and me, I won't be able to purchase  
17 fuel for these train compartments. I had heard that  
18 using -- converting to train transportation will use  
19 less -- lesser fuels, and I want to support that.  
20 That's very briefly. Thank you, Ma'am.

21 THE CHAIR: Sanirajak Hunters and Trappers  
22 Organization, Okalik Eegeesiak.

23 Hall Beach Hunters and Trappers Organization Questions  
24 Baffinland Iron Mines Corporation

25 MS. EEGEESIAK: Thank you, Madam Chair. I am  
26 the technical advisor for the Sanirajak Hunters and

1 Trappers Organization. They wanted to be present, but  
2 they did not get a response as to who will be paying  
3 for their airfare. So they got confused. So it's  
4 unfortunate they're not able to be here. So I will  
5 comment -- but I want to comment on some of the items,  
6 but they were all discussing. I want to support some  
7 of the comments. So I will proceed.

8 We're here with -- we have no choice due to  
9 COVID-19 restrictions and also the concerns that were  
10 raised, and we're all concerned with the same topics,  
11 but we're here nonetheless.

12 When Joe Tigullaraq was making a presentation, on  
13 page 6 of that presentation, that employees from  
14 Nunavut to not go to the mine site because of the  
15 COVID-19 concerns, and Baffin is concerned about their  
16 employees, that's -- we're grateful for that, but it  
17 appears like you're not too concerned about the fact  
18 that we're here. What does that mean?

19 And also another example, like the leaders in  
20 Canada, in all of Canada, Prime Minister Trudeau and  
21 also Joe Savikataaq, for example, the Premier of  
22 Nunavut, encouraging everyone to stay home and stay in  
23 their own community due to COVID-19, and right there  
24 here we are now. I want to start off my comments with  
25 that.

26 In order -- I have a comment on Joe Tigullaraq's

1 presentation on page 4, having community  
2 consultations -- public consultation, and I was able to  
3 partake when we were in Arctic Bay along with Lori  
4 meeting with the hunters and trappers in Arctic Bay and  
5 also consultant for the hamlet of Arctic Bay. We were  
6 in Arctic Bay when Baffinland had a public  
7 consultation.

8       During that meeting, Baffinland basically  
9 mentioned about good things, and that's no wonder that  
10 they're encouraging us to support them, and they  
11 come -- they indicated, like, the workers from Arctic  
12 Bay work at the mine and also revenues generated within  
13 the communities. For example, they provide breakfast  
14 materials to schools. That was mentioned on more than  
15 one occasion, and also it appears like there were a lot  
16 of Inuit employees working at the mine. It appears,  
17 like, whenever Baffinland mentions, like, that they're  
18 spending a lot of money and there seems to be  
19 substantial amounts of money, and right now they're  
20 monitoring the hunting practices, and also they support  
21 hunters to purchase gas.

22       Like, right now in -- in English -- sometimes it's  
23 unfortunate they're not able to support us through  
24 other means financially.

25       Yesterday when -- after -- when Madam Chair was  
26 going through the room to -- to ask if intervenors had



1 any questions, I was very alarmed and very concerned  
2 that the Government of Nunavut, who represent our  
3 communities, and the Government of Canada, who  
4 represent our communities, did not have any questions  
5 to the project. Wow. A huge project that impacts  
6 Inuit communities, infrastructure, programs, services,  
7 and no questions from our governments. Please somebody  
8 sit at the table who can ask questions.

9 Pardon the -- some of the pauses. I'm going  
10 through my notes and asking questions as -- as I'm  
11 moving along and making some comments and some points.

12 Some of the discussion today also focused on the  
13 fact that Inuit Qaujimajatuqangit is not static.  
14 That's right. That's true. That's great. But nobody  
15 points out that western science is not static either.  
16 I'd like to suggest that adaptive management, somebody  
17 pointed out that it was a fairly new concept. Well,  
18 Inuit have always been adaptive to the environment.  
19 Take your lessons from us.

20 Just when Joe Tigullaraq again presented and  
21 talked about the numbers of meetings that they have had  
22 with various stakeholders and -- and other people, lots  
23 of meetings does not mean engagement. Just like this  
24 limited participation NIRB hearing does not mean  
25 engagement. Being open to -- being open via Zoom,  
26 being open by teleconference -- and thank you to Uvagut

1 TV it's being viewed by some Nunavummiut, but that does  
2 not mean engagement.

3 With regards to the workshop that was held in  
4 northern Quebec, page 18 that was jumped over, I  
5 think -- I'll admit that I haven't looked through the  
6 huge NIRB website to review the reports of these  
7 outcomes, but I'd like to point out that this is shared  
8 as a good news workshop, that Inuit got to see a train  
9 station or a train railway and -- and crossings, but  
10 the terrain in Quebec is different. The seasons are  
11 different. The wildlife are different. So the impact  
12 will be different.

13 With regards to adaptive management, there is a --  
14 there seems to be a proposal in the ICA that the  
15 proposal in there sounds better, is written better  
16 because it's more flexible but responsive. And Lori  
17 will add to the discussion, but we are of the position  
18 that NIRB caution proponent and partnership redefining  
19 principles.

20 When I was with the Qikiqtani Inuit Association  
21 some years back, we -- I -- I remember asking for -- I  
22 remember we asked for -- not I, but we were asking  
23 for -- and there has been some. Granted there has been  
24 some, but we have been asking for a lot more baseline  
25 studies that have been done to date and that there -- I  
26 recognize there are some being committed to under the

1 ICA, but if they're important under ICA, why not -- why  
2 are they not important today?

3 And on page 24 where it's highlighted that --  
4 where -- where did I read it? Somebody with Pond  
5 Inlet. That -- let me park that for a minute.

6 With regards to page 25 and the different benefits  
7 that the communities will get if Phase 2 is approved,  
8 language -- language preservation, actions to country  
9 food, supporting youth and Elders, quality of life,  
10 housing, income, and cost of living, education and  
11 training, mental health. So a lot of these are  
12 government programming and services, so I'm surprised  
13 this -- this is where the government should have asked  
14 some questions about what are the real plans around  
15 these things. How can the Government of Nunavut and  
16 Government of Canada support these programs, if at all  
17 possible, or are we taking away from government  
18 responsibility and depending upon a mine?

19 How are the -- how is the GN and feds involved in  
20 these -- one question that Baffinland could answer for  
21 me, I guess. To Baffinland, how are the GN and feds  
22 involved in these areas of government responsibility?  
23 And under the "housing" -- under the "housing" bullet,  
24 is this staff housing or housing in general?

25 Oh, there it is. That was my first question about  
26 government programming. On page -- on Slide 36, that

1 Joe Tigullaraq shared with us, under the Inuit  
2 Certainty Agreement, Inuit stewardship, it identifies  
3 some money that will go to the MHTO and the regional  
4 house enabling program, the Pond Inlet food baseline  
5 study.

6       Number 1, I'd just like to make a point that all  
7 the communities need baseline food -- country food  
8 baseline studies that I started with, and with these  
9 identified, why is the discussion with the hamlet  
10 council confidential? That was mentioned yesterday.  
11 What -- what are they being offered? Why aren't they  
12 being transparent about the discussions with the Hamlet  
13 of Pond Inlet?

14       My second question: Again, just to the summary --  
15 just to summarize and -- and to summarize with regards  
16 to the Government of Nunavut and the feds, I know that  
17 the -- I know that Baffinland has met with federal  
18 ministers at different times and probably quite a bit  
19 we don't hear about, but what have they recommended?  
20 Have they made any recommendations to the project on  
21 how to better meet the needs of communities, not better  
22 meet the needs of growing the economy for Canada?

23       I'd also like to make a recommendation that --  
24 with regards to the ICA and -- and point out  
25 actually -- actually, point out from yesterday's  
26 presentations and interventions, there was some concern

1     that some questions were hypothetical in one of the  
2     intervenors -- with one -- one of the intervenors  
3     yesterday.

4             Isn't the ICA hypothetical because Phase 2 has not  
5     been approved? But if Phase 2 is approved and the ICA  
6     is -- is approved, I would recommend that -- that some  
7     of the provisions in the ICA be panned out before  
8     Phase 2 is approved. Before Phase 2 is approved. The  
9     Inuit Stewardship Plan for one, the CLR you -- sorry.  
10    It's community -- what is the community? CLRU?  
11    Community resource land-use committees. These should  
12    all be panned out before Phase 2 is approved. That way  
13    the communities are more involved in how decisions will  
14    be made before Phase 2 is approved.

15            So these should be negotiated, again, before  
16    Phase 2 is approved. So there was a couple of  
17    questions in there that -- sorry for the long rant,  
18    but -- so when -- with regards to government  
19    programming and services and how government is  
20    involved, why is -- why are the discussions with the  
21    Hamlet of Pond Inlet confidential when they are part of  
22    the working group and -- and they have a lot of similar  
23    concerns and issues with the working group, and why  
24    are -- why -- why are the discussions between  
25    Baffinland and the hamlet, the one hamlet,  
26    confidential?

1           And what was the third question? So those are my  
2   two questions. I had three, I think, but I forget the  
3   third one. Thank you, Madam Chair.

4   THE CHAIR:                       Before we go to responses from  
5   Baffinland, any responses from other intervenors are  
6   deferred until they provide their intervention and they  
7   have been sworn in and affirmed, and I will remind you  
8   that question period from intervenors is not a time to  
9   make statements and should be provided as affirmed  
10   evidence during intervenors' presentations to the  
11   Board.

12           You are welcome to provide those statements to the  
13   Board. However, they should be provided when you  
14   provide your intervention after you have been sworn or  
15   affirmed.

16           Responses from Baffinland, Megan Lord-Hoyle.

17   MS. LORD-HOYLE:                Megan Lord-Hoyle, Baffinland.

18           I'm going to ask Udlu Hanson to respond on our  
19   behalf.

20   THE CHAIR:                       Udlu Hanson.

21   MS. HANSON:                     Quyanainni, Chair. Udlu  
22   Hanson, Baffinland.

23           Thank you for the number of comments, which we  
24   won't respond to each one of them. We'll respond to  
25   the two specific questions that you had at the end.  
26   The one question about how is the Government of Nunavut

1 involved, we will provide our response and -- and  
2 encourage the Government of Nunavut to respond as well  
3 when it is their time to do so.

4 But we have -- we have a memorandum of  
5 understanding with the Government of Nunavut. We used  
6 the memorandum to help guide our discussions, so we  
7 have worked out a lot of issues, a lot of technical  
8 issues as well, with the Government of Nunavut before  
9 this forum as we have been encouraged to do so by the  
10 Nunavut Impact Review Board.

11 So our interpretation of no questions is an  
12 indication that a lot of issues that were listed  
13 publicly have been discussed and -- and worked out.  
14 But, again, I encourage the Government of Nunavut to  
15 provide their response on this as well.

16 And the second question about the offer to the  
17 Hamlet of Pond Inlet, there are -- there is nothing  
18 confidential to the offer or our response to the offer.  
19 It's actually to the contrary. The Hamlet of Pond  
20 Inlet submitted the letter to -- in -- in a very public  
21 way, and we have responded in a public way. Now, what  
22 was referred to earlier was that we have yet to come to  
23 an agreement or a settlement on -- on where we land on  
24 those issues.

25 So we -- out of respect for the hamlet and their  
26 need to talk amongst themselves about what has been

1 offered back, we -- we will leave it with them, and --  
2 and we will have a discussion with them once they're  
3 ready to do so. So there is, again, nothing  
4 confidential, and we're quite willing to provide the  
5 details once things have been worked out.

6 Quyanainni.

7 THE CHAIR: Sanirajak Hunters and  
8 Trappers Organization, Okalik Eegeesiak.

9 MS. EEGEESIAK: (INUKTITUT SPOKEN - NO  
10 TRANSLATION) and the presentation on page 25 with Joe  
11 Tigullaraq was talking about regarding housing. It's a  
12 question. Is it staff housing, or is it community  
13 public housing?

14 THE CHAIR: Baffinland, Megan Lord-Hoyle.

15 MS. LORD-HOYLE: Megan Lord-Hoyle, Baffinland.

16 To clarify, what's included on this slide are  
17 examples of -- of items that the Inuit social oversight  
18 committee will be monitoring. So they -- the committee  
19 will be established to monitor community well-being at  
20 the community level. So that's not referring to  
21 Baffinland providing housing. It's referring to how --  
22 how or what this community -- or this committee will be  
23 monitoring. Thank you.

24 THE CHAIR: (INUKTITUT SPOKEN - NO  
25 TRANSLATION)

26 MS. EEGEESIAK: Thank you, Chairperson, Hall



1 Beach Hunters and Trappers.

2 These are also on page 33 on the presentation in  
3 regards to day cares for employees. I have a question  
4 on those. Perhaps yesterday there was some mention  
5 about day cares, that they would be creating day cares  
6 by Baffinland. Are they -- is day care specific to  
7 Baffinland employees only, or are they open to the  
8 community?

9 THE CHAIR: Baffinland, Megan Lord-Hoyle.

10 MS. LORD-HOYLE: Megan Lord-Hoyle, Baffinland.

11 I'll ask Udlu Hanson to respond.

12 THE CHAIR: Udlu Hanson.

13 MS. HANSON: Quyanainni, Chair. Udlu  
14 Hanson from Baffinland.

15 (NO ENGLISH FEED) day cares we have committed 3  
16 million -- up to \$3 million for each impacted community  
17 to construct a new day care or to help the renovations  
18 of an existing day care. Those are for the five  
19 impacted communities, and they will be open to the  
20 public. They'll be considered community day cares.  
21 All of the preparatory work, the engineering  
22 architectural work will be determined with the  
23 communities. The communities will belong to -- and  
24 will be owned by the communities. The -- the working  
25 groups will have full representation.

26 There's also not mentioned the -- the training of

1 day care staff, understanding that that could be an  
2 impediment or barrier to sustained childcare in  
3 communities, and there will also be an allowance for  
4 Baffinland Inuit employees no less than \$19 a day for  
5 children under the age of 14. Now, this is not so that  
6 they could use the day care. This is even if they're  
7 not in the day care that we will be providing funding  
8 for across the board. Quyanainni.

9 THE CHAIR: Okalik Egeesiak, Hall Beach  
10 HTO.

11 MS. EEGEESIAK: Thank you from Sanirajak HTO.  
12 I think that's all I have, and I will speak more if we  
13 have more opportunity to make statements or ask  
14 questions. Thank you.

15 THE CHAIR: Arctic Bay hamlet, Lori  
16 Idlout.  
17 Hamlet of Arctic Bay Questions Baffinland Iron Mines  
18 Corporation

19 MS. IDLOUT: Thank you, Madam Chair.

20 First I want to get clarification. The people  
21 from Arctic Bay from HTO, and I'm the technical advisor  
22 to the HTO and Arctic Bay when I represent them. The  
23 HTO and Arctic Bay, I will be speaking a bit more than  
24 them. And I didn't work with them as well, but I  
25 have now, and also people of Arctic Bay that are in  
26 this hub, I -- they will want to speak up and ask

1 questions. To begin with, Olayuk from hamlet in Arctic  
2 Bay, he will have some questions to raise, if that is  
3 fine with you.

4 THE CHAIR: A correction in the  
5 representation. From the Hamlet of Arctic Bay, Moses  
6 Olayuk.

7 MS. IDLOUT: And just to clarify, again,  
8 Olayuk is from Hamlet of Arctic Bay. Moses Koonoo is  
9 vice chair of the Ikajutit Hunters and Trappers  
10 Association, but Olayuk Naqitarvik from Hamlet of  
11 Arctic Bay wanted to ask questions.

12 MR. NAQITARVIK: Thank you. Olayuk Naqitarvik  
13 from Arctic Bay.

14 Some of the questions I was going to raise were  
15 already asked, but I have a question. The committees,  
16 working groups, hamlet, and the HTOs will be working  
17 together. Are they already established in the  
18 communities pertaining to the committees? Who are they  
19 going to be -- who are going to be the representatives  
20 in this end? Are they going to be working for the  
21 community and ought to inform the community? And  
22 that's my question. Thank you.

23 THE CHAIR: Baffinland, Megan Lord-Hoyle.

24 MS. LORD-HOYLE: Megan Lord-Hoyle, Baffinland.

25 I'm not aware that these committees have been  
26 established yet, but the agreement was for the

1 Qikiqtani Inuit Association to form the development of  
2 these committees with nominations for appointments from  
3 each of the impacted communities.

4 Thank you.

5 THE CHAIR: Arctic Bay hamlet, Olayuk  
6 Naqitarvik.

7 MR. NAQITARVIK: My questions were going to --  
8 have been already answered before I spoke, and Lori  
9 will be speaking a bit more, so I'm fine with that.

10 THE CHAIR: Arctic Bay Hunters and  
11 Trappers Organization, Lori Idlout.

12 MS. IDLOUT: Thank you. If Moses is going  
13 to come, I will have -- him an opportunity to speak,  
14 I'm just going to proceed.

15 I will switch to English. I want to apologize to  
16 my Elders for speaking in English. I think normally I  
17 would prefer to speak in Inuktitut because that is the  
18 language that I was taught originally in, but I want to  
19 make sure that I can proceed with these questions more  
20 quickly.

21 The first I just wanted to update, back in  
22 September during the prehearing conference, Moses  
23 Koonoo, who was the chair of the Ikajutit Hunters and  
24 Trappers Association at the time, had asked Baffinland  
25 questions about the content that they use on Inuit  
26 Qaujimagatuqangit.

1           Since those questions were raised in September,  
2   Baffinland has sent two documents to Ikajutit Hunters  
3   and Trappers Association. The first document that was  
4   sent to them was on October 26th that included an  
5   appendix, and the document included numbers of meetings  
6   that were held that included the topic in it,  
7   Qaujimaqatugangit, and it included how it was used in  
8   the Phase 2 proposal.

9           The second document that was sent to Ikajutit  
10   Hunters and Trappers Association was the IQ management  
11   framework that was discussed earlier. Unfortunately,  
12   neither of these two documents have satisfied Moses  
13   Koonoo's questions about the content of IQ.

14          Having gone through the presentation material, we  
15   still don't feel that his questions have been answered  
16   about the content of IQ. So you will notice that the  
17   questions that I'm asking will be seeking clarification  
18   on what the content of IQ is meant to be.

19          My first question is based on Slide Number 16  
20   where it was given to us that IQ was considered in  
21   Phase 2 addendum. Could you please describe the  
22   content of IQ that was used in the three bullets  
23   mentioned? That's my first question.

24   THE CHAIR:                   Before we go to a response  
25   from Baffinland, we would like to recognize that the  
26   search and rescue team in Pond Inlet are present to

1 acknowledge their efforts.

2 Your Worship, Joshua Arreak.

3 Discussion about Search and Rescue

4 MR. ARREAK: Thank you, Madam Chairperson.

5 These SAR that were doing rescue are here now from  
6 their search, and we could see them here and recognize  
7 them. Let's see them if they could come in.

8 Madam Chair, (NO ENGLISH FEED) who were in the  
9 search. They're also -- the people that were lost that  
10 were rescued. Are they here? There's two of them.  
11 The other one is not here. Come in, who you are.

12 Madam Chair, can I ask Apphia to say a couple of  
13 things or something. Can somebody give a little report  
14 of the search they've done for a few days?

15 MR. MAKTAR: Thank you. I was in charge,  
16 and we were a whole bunch of us together. We were --  
17 they worked really hard and well, and they strive with  
18 every strength they had, and they found the two foot --  
19 working really -- real extra hard to find the persons  
20 lost, and the Hamlet also supported us greatly.

21 Thank you. And for those that brought us food,  
22 and our coordinator, Apphia. Worked tirelessly. They  
23 went to Arctic Bay area, and they didn't seem ever to  
24 get tired, and let's give them a hand.

25 MR. INUARAK: Welcome to Pond Inlet, and  
26 you're already in progress with your meetings. I'm

1 Charlie Inuarak. I'm not one of the SAR. They  
2 borrowed me sometimes, and I agreed to go along.

3 And they were in a dangerous area for the two lost  
4 people. They were in danger. They were very tired and  
5 almost giving up, but these two particular people, they  
6 had Ski-Doos, went down to the -- were heading to the  
7 ocean to -- near along the river, and they got stuck on  
8 one of the Ski-Doos.

9 They went way far towards the -- they were going  
10 to almost fall off the cliff, the mountain, if they  
11 went any further, and -- and they were coming back just  
12 with one, and also although that was happening, they  
13 were hungry. They didn't eat for long time, and there  
14 was a storm, and they -- they had cabins in that area,  
15 and they -- because of that they are alive.

16 We thank the -- the search and rescue people,  
17 and the army had buildings, so -- and they would've hit  
18 something or to fall, and we are thankful they are okay  
19 and alive. It was hard, and they didn't freeze much,  
20 and they were in the hospital, a nursing station here,  
21 for a while to be treated.

22 And they -- they were pretty far, and they were  
23 going for netting, and he was found because of that.  
24 We found that -- the other two, and we looked very hard  
25 for them to -- to -- to find them, and working  
26 together -- and this was done working together. Thank

1     you very much for working so hard and going very far to  
2     find people with the search and rescue. And the  
3     Ski-Doos were new. So we went out to -- to -- to  
4     search. There were 3,000 miles and more.

5             And thank you very much. Welcome to Pond Inlet.  
6     And -- and we -- some of the people work harder, so we  
7     went along to assist, and we are very happy, and I  
8     think some of them are pretty tired, and we have many  
9     things to thank for. It was -- it was a dangerous  
10    search, and the two were in dangerous area, and so they  
11    separated together, and they couldn't find each other  
12    to support one another. Again, we are happy, so  
13    grateful we can see each of them. Thank you very much.

14   THE CHAIR:                     I'm glad that you're all safe  
15   and sound. It's a very difficult task being a search  
16   and rescue member. I'm very proud of you, and we're  
17   very glad that you arrived home safely. Thank you very  
18   much, and so thank you for reporting to us and the fact  
19   that we want you to be okay.

20             Continuing with the responses to the questions  
21   posed by the Arctic Bay Hunters and Trappers  
22   Organization.

23             From Baffinland, Megan Lord-Hoyle.

24   MS. LORD-HOYLE:               Megan Lord-Hoyle, Baffinland.

25             I'm going to ask Joe to respond to this question.  
26   Before I do, I would just like to make a correction to



1 a question that was asked earlier by Jacob from  
2 Igloolik.

3 He had asked on Slide 24 that there is a  
4 difference between the English and Inuktitut version of  
5 the bullet that says -- (as read)

6 A new project, CRLU assessment, will be done  
7 jointly with QIA.

8 -- and pointed out that the Inuktitut version says:  
9 (as read)

10 Jointly with the Mittimatalik Hunters and  
11 Trappers Organization.

12 The correct version of that is that it should say  
13 jointly with the Qikiqtani Inuit Association.

14 Joe.

15 THE CHAIR: Joe Tigullaraq.

16 MR. TIGULLARAQ: Thank you, Madam Chair. Joe  
17 Tigullaraq from Baffinland.

18 When Nunavut Impact Review Board was having the  
19 roundtable meeting here in Pond Inlet, at that time,  
20 Moses Koonoo was requesting information about the IQ  
21 definition. Well, what has been undertaken? He wanted  
22 documents between them. That was my understanding at  
23 that time, and once I understood what he was asking  
24 for, I called him later when he returned home. Maybe  
25 it was two weeks later I spoke to him about the report  
26 by Baffinland -- or produced by Baffinland or

1     contracted Inuit IQ -- using IQ, so I provided that  
2     report to him. So that was my understanding, that he  
3     was requesting those.

4             In the report I gave to him, I sent them -- I sent  
5     more than maybe four copies by email to Arctic Bay.  
6     They were pertaining to the report. One of them  
7     included a map about wildlife. The Inuit were able to  
8     identify on the map about terrestrial animals, and we  
9     also had workshops and meetings around 2015, 2016,  
10    like, about summer shipping and also shipping during --  
11    when there's ice and also some questions about caribou.

12            There was -- reports were produced by Inuit who  
13    were knowledgeable in those fields, and they were more  
14    than two reports that I sent them by email. So based  
15    on my understanding about he was requesting for an IQ  
16    documentation, he was requesting for some document  
17    there for -- I had provided to him.

18            Thank you, Madam Chair.

19    THE CHAIR:                   Recognizing that it is now  
20    past 5:00, we are going to take a break for the evening  
21    and reconvene tomorrow morning at 9 AM and continue  
22    with questions from the Arctic Bay Hunters and Trappers  
23    Association. Have a good evening.

24    \_\_\_\_\_

25    PROCEEDINGS ADJOURNED UNTIL 9:00 AM, JANUARY 27, 2021

26    \_\_\_\_\_

1 CERTIFICATE OF TRANSCRIPT:

2

3 We, Sandra Burns and Andres Vidal, certify that  
4 the foregoing pages are a complete and accurate  
5 transcript of the proceedings taken down by us in  
6 shorthand and transcribed from our shorthand notes to  
7 the best of our skill and ability.

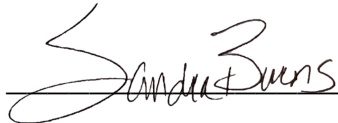
8 Dated at the City of Edmonton, Province of  
9 Alberta, this 17th day of February 2021.

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12

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14 Sandra Burns, CSR(A), RPR, CRR

15 Official Court Reporter

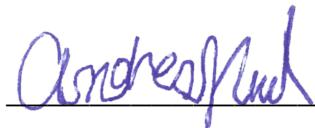
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21 Andres Vidal, CSR(A)

22 Official Court Reporter

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<hr/> <p><b>0</b></p> <hr/> <p><b>0</b> 232:8 <b>005</b> 242:10</p> <hr/>	<hr/> <p><b>2</b></p> <hr/> <p><b>2</b> 227:8 230:3,23 232:9 235:3,6 236:3,25 241:16 242:10 244:20 245:20,21 250:15,24 251:5 255:3 260:1,3 262:8,23 263:26 265:16 268:2,19 269:1,2,3,18,26 270:20 272:22 281:4,25 284:10, 15 286:2 287:1, 24 289:26 291:1, 17 292:21 304:13 308:8 309:9,10, 11,18,19 310:10, 11,17 311:3,19, 22 320:4 322:12 326:22 344:18 350:18 356:7 358:4,5,8,12,14, 16 366:8,21</p>	<p><b>2017</b> 314:16 <b>2018</b> 267:3 270:18 272:19 309:26 310:24 314:7,16 332:3</p>	<p><b>3</b> 242:9 281:12 309:12 310:13 312:21 315:11 341:1,10,24 362:15 <b>3,000</b> 369:4 <b>30</b> 234:2 <b>31</b> 248:14 <b>32</b> 328:1 <b>33</b> 325:11 362:2 <b>34</b> 278:18 <b>36</b> 325:11 356:26 <b>37</b> 298:7 <b>3:40</b> 345:6</p> <hr/>	<hr/> <p><b>7</b></p> <hr/> <p><b>76</b> 344:24</p> <hr/>
<hr/> <p><b>1</b></p> <hr/> <p><b>1</b> 232:8 234:4 236:14,20 241:26 260:2 279:5 337:24 357:6</p>	<p>250:15,24 251:5 255:3 260:1,3 262:8,23 263:26 265:16 268:2,19 269:1,2,3,18,26 270:20 272:22 281:4,25 284:10, 15 286:2 287:1, 24 289:26 291:1, 17 292:21 304:13 308:8 309:9,10, 11,18,19 310:10, 11,17 311:3,19, 22 320:4 322:12 326:22 344:18 350:18 356:7 358:4,5,8,12,14, 16 366:8,21</p>	<p><b>2019</b> 233:21 241:26 242:11 246:2,11 250:9 251:23 254:24 262:4 275:17 281:16 284:13 287:15 298:18 299:5 300:16 301:3 306:13,25 307:16 308:7 311:6 314:23 315:4 316:19 317:2,7 318:4,13 320:10 322:13,26 323:10 340:15 341:12</p>	<p><b>3,000</b> 369:4 <b>30</b> 234:2 <b>31</b> 248:14 <b>32</b> 328:1 <b>33</b> 325:11 362:2 <b>34</b> 278:18 <b>36</b> 325:11 356:26 <b>37</b> 298:7 <b>3:40</b> 345:6</p> <hr/>	<hr/> <p><b>8</b></p> <hr/> <p><b>80</b> 228:16</p> <hr/>
<p><b>1.2</b> 283:21 <b>10:15</b> 251:11 <b>10:30</b> 251:12 <b>11</b> 309:16 310:15 <b>11:50</b> 283:18 <b>11:55</b> 285:1 <b>12</b> 239:1 245:6 267:25 283:17 332:7 <b>13</b> 332:7 <b>131</b> 259:9 <b>14</b> 229:20 363:5 <b>15-minute</b> 239:10 251:12,13 345:7 <b>15-months</b> 309:2 <b>16</b> 255:2 309:7 310:8 311:21 320:14 366:19 <b>176</b> 328:14 344:26 <b>17th</b> 372:9 <b>18</b> 245:4 355:4 <b>186</b> 259:12 <b>18th</b> 261:1</p>	<p><b>20</b> 246:16,17 256:25 271:26 <b>2006</b> 245:19 309:17 310:16 <b>2008</b> 279:19 <b>2010</b> 279:19 <b>2011</b> 235:22 <b>2012</b> 325:21 <b>2014</b> 279:20 311:4,20 <b>2015</b> 245:22 271:19 272:11 281:10 282:18 311:4,21 312:8 320:14 371:9</p>	<p><b>2020</b> 244:13,16 275:19 293:12 301:10 302:10 323:11,12 <b>2021</b> 241:23 242:6,11 371:25 372:9 <b>21</b> 325:11 <b>22</b> 254:23 334:24 <b>23</b> 254:23 <b>24</b> 247:16 257:4 268:12 332:25 356:3 370:3 <b>25</b> 242:11 325:11 334:24 356:6 361:10 <b>25th</b> 241:23 242:6</p>	<hr/> <p><b>4</b></p> <hr/> <p><b>4</b> 268:13 353:1 <b>40</b> 323:1 <b>42</b> 340:1 <b>43</b> 340:1,23 <b>44</b> 340:1 341:18 <b>45</b> 280:25 <b>46</b> 328:1 <b>49</b> 250:10</p> <hr/>	<hr/> <p><b>9</b></p> <hr/> <p><b>9</b> 371:21 <b>9:00</b> 371:25 <b>9:01</b> 227:1 <b>9:30</b> 238:20</p> <hr/>
			<hr/> <p><b>5</b></p> <hr/> <p><b>5</b> 239:2 <b>50</b> 262:5 325:12 <b>51</b> 250:23 <b>52</b> 251:1 298:7 <b>5:00</b> 371:20</p> <hr/>	<hr/> <p><b>A</b></p> <hr/> <p><b>abbreviations</b> 240:1 <b>ability</b> 248:22 304:12 338:22 372:7 <b>absolutely</b> 274:8 300:5 <b>abundance</b> 272:18 <b>abuse</b> 348:21 <b>accept</b> 269:14 289:25 291:15,20 307:22 <b>acceptability</b> 329:5,21,22 330:9,24 <b>acceptable</b> 315:5,16 <b>accepted</b> 282:1 319:23 <b>accepting</b> 235:16 <b>access</b> 248:21,22 253:14,20 351:1</p>
			<hr/> <p><b>6</b></p> <hr/> <p><b>6</b> 234:6 352:13</p>	

<b>accomplished</b> 257:17	259:3 266:11,13 267:9 269:6 274:13,17,19 275:10,15,16 283:21,23 284:10 286:9 295:5 325:18 354:16,18 355:13	<b>Adjun</b> 236:21	359:7,9,15	<b>allowance</b> 363:3
<b>account</b> 297:15 311:5 316:10	<b>add</b> 263:26 355:17	<b>adjust</b> 293:1	<b>affirming</b> 242:13	<b>allowed</b> 234:20 235:4,6
<b>accountability</b> 326:26 338:23	<b>added</b> 267:1 343:26	<b>adjusted</b> 292:24 342:4	<b>afternoon</b> 227:23	<b>allowing</b> 323:26
<b>accountable</b> 290:2 291:18,26 292:4,8	<b>addendum</b> 255:4 270:19 281:8 309:9,26 310:10, 22 366:21	<b>administered</b> 249:12	<b>age</b> 332:7 363:5	<b>Alooloo</b> 227:19, 20
<b>accuracy</b> 318:9	<b>adding</b> 326:19	<b>administration</b> 236:8,26	<b>agency</b> 275:21	<b>alternate</b> 307:23
<b>accurate</b> 231:22 232:17 237:14,20 239:8 270:20 274:8 293:19 372:4	<b>addition</b> 257:7 298:20	<b>administrative</b> 262:13	<b>agenda</b> 231:7 239:16 240:26 276:4 299:1,6 334:9	<b>alternative</b> 243:12 324:20 330:20
<b>accurately</b> 315:20	<b>additional</b> 228:10 231:26 233:9 238:22,24 257:1 267:1,5 294:6 300:24 311:4,8,20 314:6 316:21 321:5 324:17 326:17	<b>administrator</b> 236:16	<b>agendas</b> 336:3	<b>alternatives</b> 238:16 241:2,12, 18 243:4 251:17, 25 252:4,13 298:7,9 299:8 300:5,13
<b>acknowledge</b> 289:3 332:8 367:1	<b>additions</b> 235:8	<b>admit</b> 355:5	<b>agree</b> 256:8 257:9 259:7 279:10 282:15 288:17 290:13 291:22 292:26	<b>Amanda</b> 283:12 297:23,25 298:1 300:8 302:14 303:16 305:5 306:3,21 307:11 309:4 310:1,6 311:13,15 312:17 315:7 317:4,26 319:10,26 321:17 324:11
<b>acknowledged</b> 296:18 302:4	<b>address</b> 326:15	<b>adopted</b> 286:3	<b>agreed</b> 268:1 332:16 368:2	<b>amendment</b> 234:17 242:6 298:26
<b>acknowledging</b> 282:25	<b>addressed</b> 332:3	<b>advance</b> 249:17 294:24	<b>agreement</b> 235:18 245:13 247:15 254:7 255:1 268:4,11, 19,25 269:8,12, 17 282:7 292:2 295:17 296:25 308:19 323:20 325:16 326:24 332:14,18 336:21 338:20 341:1 357:2 360:23 364:26	<b>amendments</b> 282:7
<b>acoustic</b> 273:15	<b>addressing</b> 270:11	<b>advantage</b> 249:13	<b>agrees</b> 289:15 292:15	<b>ammunition</b> 346:26
<b>acronyms</b> 240:1	<b>adequacy</b> 255:10	<b>advice</b> 244:17	<b>ahead</b> 318:8 341:6	<b>amount</b> 332:6 351:2
<b>Act</b> 235:19	<b>adequate</b> 308:2	<b>advise</b> 238:19,23 242:8	<b>airfare</b> 352:3	<b>amounts</b> 287:11 353:19
<b>acted</b> 331:22	<b>adhere</b> 251:7	<b>advised</b> 243:13 288:2	<b>alarmed</b> 354:1	<b>Amuno</b> 236:24
<b>acting</b> 236:13	<b>adherence</b> 232:18 253:13	<b>advisor</b> 236:14, 15,20,25 267:23 270:6 333:5 345:22 351:26 363:21	<b>Alberta</b> 372:9	<b>analysis</b> 321:25 350:16
<b>action</b> 266:17	<b>adhering</b> 307:1	<b>aerial</b> 273:14 274:4,25 275:4 294:24	<b>Alicia</b> 228:23 229:10	<b>and/or</b> 304:13
<b>actions</b> 254:12 266:21,24 295:10 356:8	<b>ADJOURNED</b> 285:6 371:25	<b>affected</b> 234:9 249:22 250:7 329:7,23,24	<b>alignment</b> 321:9	<b>Andres</b> 237:16 372:3,21
<b>activities</b> 261:9 266:25 267:2,9 302:10 309:9 312:9 314:5 341:23 342:26	<b>adjournment</b> 251:14 300:26 345:9	<b>affecting</b> 263:2	<b>alive</b> 269:9 282:25 368:15,19	<b>Andrew</b> 243:15
<b>activity</b> 313:19 331:19 343:9		<b>affirm</b> 241:3 242:20	<b>allotted</b> 234:14 276:3	
<b>adapt</b> 275:8		<b>affirmation</b> 242:13,18,21		
<b>adapted</b> 341:10		<b>affirmed</b> 240:18, 21 242:15,18,23 339:13,16,21		
<b>adaptive</b> 247:5 254:9 257:23,26				

<b>animal</b> 348:22 <b>animals</b> 348:25, 26 371:8 <b>annual</b> 244:24 <b>annually</b> 253:24 <b>answering</b> 288:8 <b>answers</b> 239:21 293:20 321:12 333:26 <b>anticipate</b> 256:2 <b>Apak</b> 294:12 <b>apologize</b> 365:15 <b>apparent</b> 316:12 <b>appears</b> 240:4 347:19 352:17 353:15,16 <b>appendix</b> 366:5 <b>Apphia</b> 367:12, 22 <b>applicable</b> 272:17 281:14 312:12 <b>applied</b> 296:16 314:20 <b>apply</b> 315:11 <b>appointments</b> 365:2 <b>appreciated</b> 303:26 <b>appreciates</b> 240:9 <b>approach</b> 237:12 262:21 273:9 275:20,23 322:11 323:20,23 <b>approached</b> 238:8 304:19 <b>approaches</b> 274:18 <b>appropriateness</b> 274:24 <b>approval</b> 254:9 255:21,23 258:1	269:1,18 282:5 287:24 <b>approved</b> 269:3 282:5 289:26 291:17 294:2 315:3 319:3 356:7 358:5,6,8, 12,14,16 <b>approximately</b> 239:1 <b>April</b> 302:9 <b>aquatic</b> 273:17 326:20 <b>architectural</b> 362:22 <b>Arctic</b> 227:22 233:5 342:15,20 353:3,4,5,6,11 363:15,17,21,22, 23,25 364:1,5,8, 11,13 365:5,10 367:23 369:21 371:5,22 <b>area</b> 233:16 247:24 261:9,13, 15,16 262:24 295:20 341:1,4,5, 20,23 342:16,17, 18,21,22,23,25 343:8,12 344:9 350:20 351:13,16 367:23 368:3,14 369:10 <b>areas</b> 262:18 342:2,7,8 356:22 <b>Arko</b> 236:23 <b>Armstrong</b> 305:20,22,23 <b>army</b> 368:17 <b>Arnajaallak</b> 237:4 <b>arrange</b> 233:4 <b>Arreak</b> 267:17, 20,21 367:2,4	<b>arrivals</b> 239:14 <b>arrive</b> 287:13 343:11 <b>arrived</b> 327:19 369:17 <b>arriving</b> 227:23 274:8 <b>Arvaluk</b> 347:24 349:25,26 351:8, 9,10 <b>aspect</b> 248:1 <b>assess</b> 330:23 <b>assessed</b> 350:22 <b>assessment</b> 227:7 230:22 234:25 235:19 236:1,20 238:16 241:2,13,19 243:4,12 246:1 251:17,25 252:4, 13,26 257:6,11, 15,22 263:25 269:21 270:19 271:17,18 275:21 280:22 281:3 289:17,21 290:16,19,22 291:9 296:12 298:7,10 299:9 300:5,18 311:6, 10 313:3 317:15 320:19 321:9 324:21 329:13 331:12 333:14,16 334:1 341:11 350:26 370:6 <b>assessments</b> 250:10 281:1,13 290:14 329:10, 12,14 <b>assist</b> 232:1,12 237:19 249:23 344:13 369:7 <b>assisting</b> 237:7 243:17	<b>association</b> 246:19 248:5 249:25 252:6,10, 21,25 253:4 254:14,22 256:3, 11,13,20 257:7 258:2,7,12,17 259:10,13,16 261:5 262:14 264:26 275:18 277:2 282:2 288:4 289:11,13 291:24 295:13 301:13,18,20 303:2,5,10,14 304:2,18,21 307:8,26 319:4 327:17 332:17 333:15,17,22 336:13 338:17 339:3 340:26 345:13,24 355:20 364:10 365:1,24 366:3,10 370:13 371:23 <b>Association's</b> 256:26 286:6 <b>assume</b> 335:25 <b>assumptions</b> 351:4 <b>assure</b> 230:12 232:22 <b>attend</b> 238:12 <b>attendance</b> 231:2 <b>attended</b> 237:22 <b>attending</b> 227:11,12 228:11 231:16 <b>attention</b> 270:24 <b>attest</b> 242:20 <b>audience</b> 270:9 327:16 <b>audio</b> 230:9 271:20 273:22,23	<b>audiovisuals</b> 227:14 <b>Audlakiak</b> 345:16,19 <b>August</b> 241:26 242:11 <b>AUSTIN</b> 242:22 <b>authorization</b> 308:3 <b>authors</b> 296:17 <b>avoid</b> 284:26 341:13 342:7 <b>aware</b> 240:3 364:25 <b>awful</b> 279:19
<b>B</b>				
<b>back</b> 227:6,24 248:23 251:15 274:10 285:9 286:13 291:12 304:19 344:4 355:21 361:1 365:21 368:11 <b>background</b> 231:4 <b>backing</b> 307:25 <b>badge</b> 237:26 <b>Baffin</b> 234:9 245:26 257:2 301:15 302:25 303:3 304:1 314:10 352:15 <b>Baffinland</b> 227:8 234:16 238:14 241:19,22,25 242:14 243:1,2,5, 16 244:1,14,15, 23 245:12,18,23 246:18,21,22,23 247:9,11,25 248:5,7 249:4,6, 15,18,21 250:3,8, 11,16 251:2,18,				

20,21 252:6 253:10,16 254:3, 4,24 255:2,9,12, 17,18 256:6,7 257:4,11,18,19 258:8,15 259:5,6, 20 260:21,22,25 261:5 262:11 263:6,21,22 264:17,19 265:19 266:5,6,9,18,22 267:18 268:16, 17,22 270:17 271:2,5,9 273:8, 11,12 274:13,21, 22 275:2,13 276:14,20,21 278:7,15,26 280:7,8,20 283:8 284:1,3,6,11,17, 24 285:2,10,12, 17,20 286:24 288:1,9,13,16,24, 25 289:15,20 290:1,6,7,11 291:14,16,18 292:14,15,16,17, 22 293:17 294:14,15 295:15 296:4,5 298:6,9, 26 299:4,8 300:23 301:1,2,4, 26 303:4,7,8 304:5,6,15,16 305:12,18 306:6, 17,18,23 307:1,4, 5,21 308:9,10 309:7 310:8,25, 26 311:21,26 312:1,4,19 313:1, 8,11,12,16 316:14,15,24 317:11,12 318:15,16 319:5, 17,18 320:11,17, 21,22,24 321:4 322:1 323:8,9,14 324:25 325:10,	13,20 326:4,5 327:10 328:3,8 329:15 330:2,3, 12,13,16 331:4 333:7,8,11,14,20 335:23,24 336:1 337:19 338:10,11 339:2 340:5,6,10 341:7,8,25,26 343:13,18,19 345:17 346:4,6 347:6,11,18 348:12,17,24 349:2,3 350:11, 12 351:24 353:6, 8,17 356:20,21 357:17 358:25 359:5,16,17,22 361:14,15,21 362:6,7,9,10,14 363:4,17 364:23, 24 365:24 366:2, 25 369:23,24 370:17,26 <b>Baffinland's</b> 230:23 236:1 240:26 241:3 243:24 274:11 280:5 286:6 294:7 299:22 308:26 322:23 <b>Baffinland-led</b> 262:15 264:24 <b>Baker</b> 235:21 <b>Barker</b> 233:1 236:14 <b>barrier</b> 363:2 <b>based</b> 234:23 247:7 259:3 260:16 261:10 272:18 287:22 290:23 291:5,6 292:24 294:7 295:7,8,18,26 296:14 302:1 312:14 314:2	316:8 318:21 319:16 320:11 348:18 351:5 366:19 371:14 <b>baseline</b> 269:20 281:1 355:24 357:4,7,8 <b>basic</b> 275:20 <b>basically</b> 277:22 353:8 <b>basing</b> 315:26 <b>basis</b> 244:24 260:19 281:21 <b>Bay</b> 227:22 342:9,16,20 353:3,4,5,6,12 363:15,17,21,22, 23,25 364:2,5,8, 11,13 365:5,10 367:23 369:21 371:5,22 <b>Beach</b> 345:23 351:23 362:1 363:9 <b>Beattie</b> 236:16 <b>began</b> 267:9 331:13 332:5 <b>begin</b> 298:3 364:1 <b>beginning</b> 294:19 303:18 337:3 344:5 <b>begun</b> 324:20 <b>behalf</b> 227:5 252:20 254:21 258:6 359:19 <b>behaviour</b> 343:25 <b>believes</b> 249:6 <b>belong</b> 362:23 <b>benchmark</b> 245:14 <b>benefit</b> 240:6 279:14 282:7	286:4 292:2 296:25 <b>benefits</b> 297:2 337:7,9 338:26 339:1,4 356:6 <b>biologists</b> 275:2 <b>bit</b> 268:20 303:20 340:23 357:18 363:23 365:9 <b>blood</b> 270:9 <b>board</b> 227:4,5 228:10,15,18 230:9 231:3,21 232:17,20 233:3 234:12,21,25,26 235:2,5,7,21,22, 23 236:6,18 238:10,18,22,23 239:4,5,14 240:9, 11,19,22,23 241:8 242:3 245:3,6 246:2 249:9 253:12 288:15,18 289:3, 25 291:20 299:15,23 300:18 304:9 305:14,16 306:1 310:24 320:5,25 321:8 334:8,15,21 335:12,13,16 347:17 359:11,13 360:10 363:8 370:18 <b>Board's</b> 227:6 230:13,14,22 235:13,16,25 236:4 237:5 238:4 240:13 241:3 289:6 299:1 300:14 307:15 321:23 339:21 <b>book</b> 278:15,16 280:25 309:10 310:11	<b>books</b> 281:24 <b>borrowed</b> 368:2 <b>Brad</b> 305:20,22 <b>break</b> 238:7,26 239:10,12 251:12,13 283:16 285:1,4 345:7 371:20 <b>breakfast</b> 353:13 <b>breaking</b> 239:2 <b>breaks</b> 233:18 239:13 <b>breath</b> 229:24 <b>breathing</b> 229:23 <b>briefly</b> 265:9 347:4 351:11,20 <b>bring</b> 277:7 <b>broadcast</b> 233:4 <b>broadcasting</b> 233:9 <b>brought</b> 250:9 264:1 296:10 304:25 308:17,20 326:13 332:2 367:21 <b>Brydon</b> 236:16 <b>build</b> 246:13 341:23 <b>building</b> 257:12 268:24 287:19 350:17 <b>buildings</b> 368:17 <b>built</b> 259:3 346:8 <b>bullet</b> 263:17 264:7 356:23 370:5 <b>bullets</b> 366:22 <b>bunch</b> 367:16 <b>Burns</b> 237:16 270:10 372:3,14 <b>business</b> 249:13 <b>button</b> 231:13
--	--	---	---	--

C				
<b>cabins</b> 368:14 <b>cable</b> 233:6,7 <b>calendar</b> 312:10, 20 316:5 <b>call</b> 230:1 231:9 328:23 342:5 <b>called</b> 233:8 263:24 316:24 370:24 <b>calving</b> 341:1,5 342:3 <b>camping</b> 228:1 <b>Canada</b> 275:21 276:1 352:20 354:3 356:16 357:22 <b>cancelled</b> 301:19 <b>cancelling</b> 303:12 <b>capable</b> 282:19 <b>cape-size</b> 350:7 <b>capture</b> 285:25 <b>care</b> 362:6,17,18 363:1,6,7 <b>cares</b> 249:21,23 362:3,5,15,20 <b>caribou</b> 246:12 248:24 279:24 341:2,5 349:6,10 371:11 <b>carried</b> 257:2 269:21 271:18 290:15 291:10 309:25 310:22 312:7,22 314:6 333:14 <b>carriers</b> 246:5 328:13 <b>carry</b> 299:12 302:18	<b>carrying</b> 315:4 <b>case</b> 273:10 345:21 347:10 <b>catch</b> 303:26 318:3 <b>Catherine</b> 235:24 <b>caused</b> 301:23 <b>caution</b> 335:10 355:18 <b>cautious</b> 334:7 335:11 <b>cell</b> 240:7 282:10 <b>centre</b> 228:25 229:10 245:14 291:26 <b>Certainty</b> 245:13 247:15 254:7 255:1 268:4,10, 18,25 269:8,12 308:19 325:15 326:24 332:13 357:2 <b>certificate</b> 235:10 241:24 242:6,9 253:17 255:13 256:22 258:14,15,20 291:23 325:21 372:1 <b>certify</b> 372:3 <b>cetera</b> 280:1 336:4 <b>chair</b> 227:3 228:5 229:4 230:8 241:6,9 242:12, 24,25 243:1,8,9 251:11,15,22 252:2,8,18,19 254:2,3,18,20 255:16,17,19,24, 26 256:5,6,17,19 257:17,18 258:3, 5 259:4,5,13,16, 18,24 260:21,24,	26 263:3,21 264:11,17 265:3, 5 266:5 267:12, 16,20 268:16,21, 23 270:3,5 271:5, 8,10,21,24 272:2 273:1,11,20,23 274:21 275:12,14 276:8,10,20,24 277:25 278:1,26 279:8 280:7,19, 21 282:9,14 283:2,5,9,15 284:24 285:9,16, 18 286:22,23 288:2,3,5,23,24 289:10 290:5,6, 10,12 291:13 292:10,12,15,16 293:4,6 294:9 295:12,14 296:4 297:19,24 298:3, 8 299:11,12,13, 16 300:2,7 301:1 302:13 303:7,15 304:15 305:4,9, 18,22,23 306:2, 17,20 307:4,10 308:9 309:3 310:1,25 311:1, 12,26 312:3,5,16 313:7,11,15,17 315:6 316:14,16 317:3,11,25 318:15 319:9,17, 25 320:21,23 321:11,16 323:8, 13 324:2 325:3 326:3,4 327:3,12 328:8,18,20,24, 25 329:17 330:12,15,17 332:22 333:7,10, 12 334:4,6 335:1, 23 336:8,10 337:3 338:9,10 339:9,12,17,19 340:6,9,11,20	341:7,15,25 342:10,11 343:18 344:19,21 345:6, 10,19 346:1,3 348:4 349:2,14, 24 350:11 351:7, 9,21,25 353:25 359:3,4,20,21 361:7,14,24 362:9,12,13 363:9,15,19 364:4,9,23 365:5, 10,23 366:24 367:8,12 369:14 370:15,16 371:18,19 <b>chairing</b> 230:20 <b>chairperson</b> 227:4 235:20 251:9 277:24 283:14 297:21 327:17 332:24 361:26 367:4 <b>chairs</b> 336:1 <b>challenges</b> 332:9 <b>chance</b> 242:7 270:7 <b>change</b> 249:14 279:23,26 282:16 286:13 297:8 313:24 320:8,12, 19,20 323:23 350:26 <b>changed</b> 248:20, 23 251:3 279:22 296:1,8 297:11 311:22 313:2,20 340:16 344:11 347:18 <b>changing</b> 279:25 282:20 297:17 332:10 347:18 <b>channel</b> 232:8,9 233:7 <b>channels</b> 232:7	<b>charge</b> 335:21 367:15 <b>Charlie</b> 368:1 <b>chased</b> 341:21 <b>check</b> 324:13 <b>checks</b> 321:23 <b>childcare</b> 249:21 363:2 <b>children</b> 249:20 363:5 <b>choice</b> 352:8 <b>choose</b> 299:17,18 <b>Christopher</b> 294:13 <b>circulated</b> 242:1, 3 <b>circumstances</b> 230:18 282:20 <b>cited</b> 323:1 <b>City</b> 372:8 <b>claims</b> 274:13 336:21 <b>clarification</b> 253:5 255:20 310:12 311:18 321:13 363:20 366:17 <b>clarified</b> 306:19 339:1 <b>clarify</b> 255:9,12, 22 256:1 263:23 271:11 285:19 293:15,17 294:16 302:17,23 311:21 313:8 318:17 319:13 331:3 361:16 364:7 <b>clarity</b> 299:22 <b>classified</b> 302:20 <b>clear</b> 238:1 274:3 281:23 326:25 331:5 335:17 <b>cliff</b> 368:10



<b>climate</b> 279:23, 25 <b>close</b> 228:1 242:4 <b>closed</b> 234:23 287:8 <b>closing</b> 234:21 <b>closure</b> 301:6 <b>CLR</b> 358:9 <b>CLRU</b> 358:10 <b>co-approval</b> 255:15 256:1 <b>co-develop</b> 337:5 <b>Co-op</b> 233:5 277:12 <b>Co-ops</b> 244:4 <b>coast</b> 250:25 <b>coffee</b> 334:19 <b>cold</b> 229:20 <b>collect</b> 282:4 309:23 310:20 <b>collected</b> 278:14 279:18 313:9 318:10 <b>collecting</b> 278:25 281:17 325:23 326:2 <b>collection</b> 280:2 300:24 302:4 306:14 308:2 318:6 320:18 322:14 <b>collectively</b> 279:5 <b>combined</b> 262:15 <b>commenced</b> 227:1 233:21 285:8 <b>comment</b> 274:24 277:6,14,21 278:6,12 280:9 287:25 298:16 317:14 322:24 330:10 336:26 346:9 348:2,13	349:18,20 350:10,13 351:11 352:5,26 <b>commentary</b> 308:5 <b>comments</b> 234:11,24 236:1 239:9 248:13 250:13 272:19 293:7,8 308:16 348:10 350:2 352:7,24 354:11 359:23 <b>commit</b> 253:20 341:11 <b>commitment</b> 253:18 254:16 256:10 259:9 264:21 271:2 <b>commitments</b> 254:15 256:16 258:13 259:7 291:25 292:1 297:1 307:2,8 328:11 332:13 338:20 344:16 <b>committed</b> 253:7 254:6 256:9 257:12,20 264:23,25 323:14 326:23 328:16 339:4 341:9 355:26 362:15 <b>committee</b> 247:1,2,21 248:2 256:4 258:10,11, 23,24 268:14 322:21 323:6 334:26 336:22,23 361:18,22 <b>committees</b> 247:16,17 254:10 256:4,12 257:25 262:13 268:12 290:2 291:19 292:5 293:25	294:4 334:25 335:19 358:11 364:15,18,25 365:2 <b>committing</b> 326:22 332:12 <b>common</b> 230:6 332:2 <b>communicated</b> 232:13 261:18 <b>communicating</b> 331:17 <b>communication</b> 294:18,26 <b>communications</b> 294:17,22 <b>communities</b> 234:9,19 244:12 245:12,26 249:22 250:7 253:2 257:2 258:18 270:12 272:19 276:12,18 278:4, 9 284:6,9,20 286:9 287:16,18 288:16 289:3 291:3 296:20 297:3,7 301:4,6, 17 303:1,5,13 304:6,8,20,21 305:15 306:9 307:18 313:2 322:9 323:19 329:6 331:8,17, 24 335:2,5 336:19 337:3,17, 20,22 338:4 339:1 347:6,12 353:13 354:3,4,6 356:7 357:7,21 358:13 362:19, 23,24 363:3 364:18 365:3 <b>communities'</b> 251:3	<b>community</b> 232:1 233:10,11 234:3,7,8,13,19 244:23 245:2,4,7, 9,23 246:3,11 247:26 248:3 261:4,18 264:2 271:16 272:6 276:6 277:7 278:4 283:24 284:17 285:24 298:11,22 301:8, 12 302:8 307:25 308:15,20 323:18 326:14 327:18 329:22 330:4,9, 24,26 331:22 332:2 334:2,11 335:7,14,15 337:9,12 339:4 352:23 353:1 358:10,11 361:12,19,20,22 362:8,16,20 364:21 <b>community-specific</b> 323:15, 16 <b>companies</b> 246:3 <b>company</b> 305:26 306:11 326:26 338:23 <b>compartments</b> 351:17 <b>compensation</b> 332:17 <b>complaining</b> 295:25 <b>complete</b> 333:16 372:4 <b>completed</b> 233:23 257:23 <b>completing</b> 233:26 <b>completion</b> 269:19	<b>complex</b> 285:22 <b>compliance</b> 228:12,13 <b>complied</b> 251:3 <b>comply</b> 314:12 <b>complying</b> 228:20 <b>component</b> 261:21 281:24 333:18 <b>components</b> 314:21 <b>concept</b> 254:5 256:8,9 275:26 276:3,5 296:26 354:17 <b>concepts</b> 269:9 <b>concern</b> 357:26 <b>concerned</b> 278:9 352:10,15,17 354:1 <b>concerns</b> 234:24 236:1 247:3 250:13 251:4 253:5 255:5 277:7 287:22 289:22 291:6 300:19 304:14 308:17,20,22 315:14 316:9 322:10 326:13,15 338:12,13 339:7 341:5 352:9,15 358:23 <b>conclude</b> 234:1, 18 <b>concluded</b> 234:22 239:18 296:17 <b>conclusions</b> 289:21 290:14, 19,23 291:5,9 296:12 316:8 <b>concordance</b> 289:6 320:25
--	--	---	--	--

321:23	256:16 298:16	<b>contemporary</b>	<b>contributions</b>	<b>counsel</b> 236:9,18
<b>condition</b> 253:17	306:14 309:25	281:9	240:24	241:3,5,7 242:24
255:13 256:14,22	310:22 315:21	<b>content</b> 319:15	<b>control</b> 240:13	299:11,14 305:20
258:16,21 270:26	330:10	365:25 366:13,	250:1	<b>counsellor</b> 350:1
<b>conditions</b> 235:9	<b>considered</b>	16,18,22	<b>conversations</b>	<b>country</b> 269:19
254:17 258:14	245:17 247:21	<b>contents</b> 268:3	297:12 301:17,25	307:20 356:8
279:25 291:22	255:3 290:21	<b>context</b> 298:25	303:1	357:7
344:3	291:10 295:4	315:18 316:18	<b>converting</b>	<b>couple</b> 358:16
<b>conduct</b> 228:15	309:8 310:10	<b>contingent</b> 269:1	351:18	367:12
244:10 277:8	311:9 316:26	<b>continuation</b>	<b>Cook</b> 242:16,22	<b>court</b> 237:17,20
304:12 348:26	342:2 362:20	233:22	243:18	239:23 372:15,22
349:5	366:20	<b>continue</b> 256:23	<b>coordinator</b>	<b>cover</b> 239:13
<b>conducted</b> 247:7	<b>considers</b> 258:12	264:23 268:6,8,	236:21 367:22	<b>covered</b> 309:16
248:6 278:11	<b>consistent</b>	11,13 269:7,23,	<b>copies</b> 371:5	310:15
287:15 319:2	261:17 275:20	26 272:23 273:3	<b>copy</b> 241:13,16	<b>COVID</b> 229:11,
<b>conducting</b>	286:14,16,18	280:15 283:15,17	<b>Corporation</b>	12,14 230:1
230:13 238:6	<b>consists</b> 273:7	292:26 301:15	227:8 241:20	<b>COVID-19</b>
243:25 333:18	<b>constraints</b>	304:22 305:2	243:2 252:7	228:9,13,25
<b>confer</b> 293:10	303:21 304:4	321:14 324:15,23	259:21 267:19	229:17,21 230:1
<b>conference</b>	<b>construct</b> 362:17	337:8,12,17,18	283:8 327:11	244:14 277:10,18
365:22	<b>consult</b> 246:11	344:17 345:7	345:18 351:24	304:11 305:16
<b>conferences</b>	261:22	348:4 371:21	363:18	352:9,15,23
307:24	<b>consultant</b> 353:5	<b>continued</b>	<b>correct</b> 311:3	<b>created</b> 295:6
<b>conferencing</b>	<b>consultants</b>	246:25 263:16	333:2,4 350:14	<b>creates</b> 286:10
303:20	281:13	281:17 282:3	370:12	<b>creating</b> 249:23
<b>confident</b> 261:10	<b>consultation</b>	301:4 337:25	<b>correction</b> 364:4	362:5
<b>confidential</b>	238:15 241:1,12,	<b>continues</b> 240:25	369:26	<b>creation</b> 325:16
357:10 358:21,26	17 243:3,11	288:10	<b>corrections</b>	<b>critical</b> 253:20
360:18 361:4	245:5 252:3,23	<b>continuing</b>	319:22	<b>CRLU</b> 370:6
<b>confirm</b> 251:18	300:12 302:9	240:23 252:2	<b>correctly</b> 303:2	<b>cross</b> 248:24
316:6 341:9	323:3,17 330:25	271:3 285:10	<b>correspondence</b>	<b>crossing</b> 246:9,
<b>confirmed</b>	353:2,7	308:15 334:14	261:3	12
272:10,11 333:26	<b>consultations</b>	345:10 369:20	<b>corridor</b> 342:3	<b>crossings</b> 246:9
<b>conformity</b>	243:22,24 244:1,	<b>continuity</b>	<b>Cory</b> 233:1	355:9
253:19,25 321:23	2 245:7 303:4	253:14,19	236:14	<b>CRR</b> 372:14
<b>confused</b> 352:3	353:2	<b>continuously</b>	<b>cost</b> 356:10	<b>CSR(A)</b> 372:14,
<b>congestion</b>	<b>consulted</b> 246:18	235:22	<b>Costello</b> 236:11	21
229:24	<b>consulting</b> 347:7,	<b>contracted</b> 371:1	274:12	<b>cultural</b> 248:2
<b>Connor</b> 243:16	16	<b>contracting</b>	<b>costs</b> 346:25	253:14,19
<b>conscious</b> 334:16	<b>contact</b> 229:15,	338:25	<b>cough</b> 229:23	<b>culture</b> 247:21,
<b>conservative</b>	26 232:21,24	<b>contracts</b> 249:10,	<b>council</b> 277:1	22 252:12 257:5,
351:3	233:1	12 275:3	357:10	10,13,14,22
<b>consideration</b>	<b>contained</b> 279:16	<b>contrary</b> 360:19	<b>councils</b> 244:6	258:9,26 269:20
250:16 255:7	280:4 340:13	<b>contributed</b>	276:18	325:16 333:13
		236:7		

<b>Curley</b> 347:21 348:8,9 349:15, 16 <b>current</b> 280:16 306:14 307:2 332:17 335:20 338:15	282:19 <b>dealt</b> 316:20 <b>debate</b> 290:20 316:16 <b>December</b> 261:1 301:7 302:10 <b>decide</b> 238:22 <b>decided</b> 279:5 <b>decision</b> 234:26 236:4 269:1 321:8 <b>decision-making</b> 235:25 284:12 308:24 338:21 <b>decisions</b> 259:2 290:3 318:20 326:26 358:13 <b>deck</b> 251:24 <b>deep</b> 343:13 <b>deeply</b> 314:8 <b>deferred</b> 308:14 336:11,25 359:6 <b>define</b> 284:3 <b>defined</b> 312:10, 20 336:19 337:11 <b>definition</b> 274:18 285:23 370:21 <b>delay</b> 231:17 303:19 304:25 309:1 <b>delayed</b> 294:19 347:16 <b>delays</b> 308:12 <b>delegate</b> 231:10 <b>delivered</b> 299:5 <b>demonstrate</b> 297:7 <b>demonstrated</b> 291:21 <b>depending</b> 356:18 <b>depleted</b> 265:13, 18,23,24 266:2	<b>describe</b> 261:23 366:21 <b>describes</b> 288:18 <b>description</b> 248:16 312:6 313:25,26 <b>design</b> 248:24 262:17 292:21,24 336:5 338:15 349:9 <b>designated</b> 232:1 234:7 <b>designed</b> 286:12 309:23 310:20 <b>desirable</b> 292:25 <b>detail</b> 240:3 254:16 <b>details</b> 302:10 317:14 319:19 361:5 <b>determination</b> 274:9 <b>determine</b> 235:2 338:22 <b>determined</b> 278:10 314:12 330:22 362:22 <b>determining</b> 274:5 <b>deterred</b> 308:14 <b>develop</b> 250:3 256:11 258:18 330:20 331:18 335:3,5 <b>developed</b> 291:6 314:11 317:1 323:17 333:15 <b>developing</b> 266:13 <b>development</b> 227:9 230:23 235:4,6 236:3 250:15 254:7 257:3,8 286:7	291:18 296:22,24 320:15 323:15 339:4 349:9 365:1 <b>Devereaux</b> 243:16 <b>deviations</b> 246:15 <b>devices</b> 240:7 <b>Dewar</b> 237:3 <b>DFO</b> 244:8 <b>Dicta</b> 237:17 <b>dictated</b> 281:3 <b>dictating</b> 299:16 <b>differ</b> 291:8 <b>difference</b> 370:4 <b>differences</b> 323:19 324:26 326:12 <b>differently</b> 271:23 272:9 <b>difficult</b> 244:13 369:15 <b>difficulty</b> 229:23 <b>direct</b> 233:6 278:5 291:2 308:19 337:9 <b>directed</b> 299:8 348:12 <b>directions</b> 239:5 <b>directly</b> 301:6 316:19,20 319:19 338:19 <b>director</b> 236:12, 13,23,26 <b>disagree</b> 290:14 <b>disagreement</b> 290:15 <b>discovered</b> 294:20 <b>discuss</b> 274:26 <b>discussed</b> 246:15,16 265:12	291:23 303:10 317:20 360:13 366:11 <b>discussing</b> 348:15 350:3 352:6 <b>discussion</b> 252:11,13 276:3, 5 317:23 335:15 354:12 355:17 357:9 361:2 367:3 <b>discussions</b> 298:14,22 304:20,22 316:24 317:14 343:21 357:12 358:20,24 360:6 <b>disease</b> 229:22 <b>dispersed</b> 295:25 <b>disposition</b> 300:15 307:15 <b>disrespectful</b> 282:26 <b>distances</b> 343:24 <b>distancing</b> 230:3, 5 <b>distinct</b> 326:11 <b>distributions</b> 344:11 <b>document</b> 241:25 270:19,21 279:16 280:23,25 281:12 284:13 309:12 310:13 312:21 315:11 316:13,18 322:13 366:3,5,9 371:16 <b>documentation</b> 371:16 <b>documented</b> 347:13 <b>documents</b> 310:10 347:25 366:2,12 370:22
<hr/>				
<b>D</b>				
<hr/>				
<b>daily</b> 260:19 304:12 <b>Dan</b> 347:23 <b>danger</b> 368:4 <b>dangerous</b> 368:3 369:9,10 <b>Daniel</b> 349:26 <b>Danny</b> 349:25 351:7 <b>Daoust</b> 236:20 <b>data</b> 279:17,18 <b>date</b> 253:3 267:7 289:22 355:25 <b>dated</b> 241:23 242:6,11 280:5, 13 372:8 <b>dates</b> 311:19 <b>David</b> 327:16 337:1 338:8 339:9,18,19 340:20 341:15 342:10,11 344:19 <b>day</b> 234:3 238:24 242:4 249:21,23 270:10 334:19 337:24 362:3,5,6, 15,17,18,20 363:1,4,6,7 372:9 <b>days</b> 229:20 233:25 234:5 367:14 <b>deal</b> 266:12 279:22 <b>dealing</b> 249:11				

<b>doors</b> 228:19 233:17 <b>doubling</b> 313:6 <b>draft</b> 242:9 247:9 275:16 295:5 299:1 315:2 333:24 <b>drafting</b> 333:19 <b>drawn</b> 270:24 <b>driven</b> 262:12 <b>droplet</b> 229:15 <b>due</b> 228:9 244:13 287:20 328:4 342:25 352:8,23 <b>duly-appointed</b> 235:25 <b>Duoson</b> 237:9,12 <b>dust</b> 248:25 295:24,25 326:17 <b>Dynamics</b> 243:20 <b>dysfunctional</b> 336:16 <hr/> <p style="text-align: center;"><b>E</b></p> <hr/> <b>Eamon</b> 283:13 324:16 325:4,6 <b>earlier</b> 286:25 291:24 292:18 320:11,13 360:22 366:11 370:1 <b>early</b> 266:19 279:19 301:7 326:16 <b>earn</b> 284:16 346:24 <b>Eastern</b> 239:1 <b>eat</b> 368:13 <b>Eclipse</b> 246:6 261:13,15 271:1 315:15 344:5,7 <b>economy</b> 357:22	<b>ecosystemic</b> 236:2 <b>edge</b> 249:6 287:7, 8 293:10,14 <b>Edmonton</b> 372:8 <b>education</b> 356:10 <b>Eegeesiak</b> 345:24 351:22,25 361:8,9,26 363:9, 11 <b>Eetoolook</b> 259:19,22 263:4, 5 <b>effect</b> 267:6 286:13 <b>effective</b> 284:4 285:23 336:16 <b>effectively</b> 325:24 326:2 <b>effects</b> 235:11 236:2 263:1 270:22 271:3 320:19 331:6,7, 11,13,15 <b>effort</b> 262:15 302:21 <b>efforts</b> 367:1 <b>Eileen</b> 294:12 <b>Elder</b> 339:22 346:1,5,7 <b>Elders</b> 239:6,7 334:12,17 339:21 345:20 346:5 356:9 365:16 <b>electronic</b> 240:7 241:22 <b>element</b> 253:26 <b>eliminate</b> 266:23 <b>Ellie</b> 236:21 <b>email</b> 301:25 371:5,14 <b>embedded</b> 291:25	<b>emergency</b> 233:14 <b>Emingak</b> 236:15 <b>emphasize</b> 296:11 <b>employees</b> 244:15 249:15, 18,19 352:13,16 353:16 362:3,7 363:4 <b>employment</b> 249:16,17 338:24 <b>empowering</b> 308:23 <b>Emrick</b> 235:24 <b>enable</b> 233:10 <b>Enablers</b> 332:5 <b>enabling</b> 357:4 <b>encourage</b> 298:21 360:2,14 <b>encouraged</b> 360:9 <b>encouraging</b> 305:1 352:22 353:10 <b>end</b> 271:17 283:4 285:22 308:26 333:5 359:25 364:20 <b>engage</b> 301:4 304:6 <b>engagement</b> 245:14 261:2 267:26 289:7 300:21,24,25 301:8 302:18 307:25 323:16,23 333:17,19 354:23,25 355:2 <b>engagements</b> 301:22 302:7 <b>engaging</b> 276:12 <b>engineering</b> 362:21	<b>English</b> 228:18 232:9 239:11 242:11 329:18 330:18 332:26 353:22 362:15 365:15,16 367:8 370:4 <b>English/ inuktitut</b> 241:20 <b>enhanced</b> 253:26 <b>Enookie</b> 283:12 293:5 294:16 295:13 297:20 <b>enriched</b> 254:1 <b>ensure</b> 230:10 231:21 232:16 234:14 237:14 247:4 250:7,15 251:5,6 264:9,22 287:10,11 292:7 294:25 318:9 337:7 <b>enter</b> 228:19 342:6 <b>entering</b> 242:5 <b>entire</b> 245:15 289:9 299:6 <b>entirety</b> 299:25 <b>entities</b> 338:5 <b>entitled</b> 238:15 241:11,17 284:13 299:24 300:5 <b>entrance</b> 344:5 <b>entryway</b> 233:19 <b>environment</b> 246:8,9 260:15 261:26 266:16 275:7 297:17 330:23 331:6 332:10 335:26 341:2,19 342:26 349:8,12 354:18 <b>environmental</b> 236:16,17 243:20 244:9 247:19	252:26 253:22 281:4,25 284:7 286:17 288:20,21 289:17 296:12 309:20 310:23 311:6,10 314:15 316:7 320:26 321:9,24 323:2 329:5,7,20,21 341:11 <b>equal</b> 295:4 331:25 <b>equate</b> 284:1 296:19 <b>equipment</b> 346:25 351:12 <b>Eric</b> 283:5,9,20 288:4,5 289:11, 12 292:11 <b>essential</b> 274:8 288:20 289:16 298:8 314:21 <b>establish</b> 341:4 <b>established</b> 270:17 293:25 341:3 342:5 361:19 364:17,26 <b>Evalik</b> 236:15,21 <b>evaluating</b> 326:13 <b>evaluation</b> 262:2 <b>evening</b> 227:26 238:17,20,22,24 334:9 371:20,23 <b>evenings</b> 334:15 <b>event</b> 246:12 <b>events</b> 244:24 245:2,5 252:14 <b>everyone's</b> 294:25 <b>evidence</b> 234:24 235:26 240:19,21 323:2 359:10 <b>evolve</b> 275:6
--	--	---	---	---

281:16	343:20	<b>fairly</b> 280:5 354:17	<b>filming</b> 238:3,5	<b>floor</b> 232:8
<b>exact</b> 317:18	<b>experiencing</b>	<b>fairness</b> 304:14	<b>final</b> 243:25	<b>flu</b> 229:20
<b>examples</b> 292:19	297:16 332:9	<b>fall</b> 301:26 342:16	258:1 259:17	<b>focus</b> 233:25
296:7 326:9,15	<b>expertise</b> 329:12	368:10,18	266:10 270:19	240:16 312:8
361:17	<b>experts</b> 275:2	<b>fast</b> 342:22	309:20 314:14,25	<b>focused</b> 325:8,10
<b>exceeded</b> 295:9	280:26 290:18	<b>February</b> 234:4,	316:7 319:8,13,	354:12
<b>exceptional</b>	<b>explain</b> 240:3,5	6 302:9 372:9	23 320:10	<b>follow</b> 231:3
230:18	268:20 273:6	<b>federal</b> 357:17	<b>finalize</b> 315:2	244:17 284:23
<b>exchanges</b>	280:17	<b>feds</b> 356:19,21	<b>finally</b> 240:14	287:13 298:14
301:26	<b>explains</b> 243:21	357:16	275:5	<b>follow-up</b> 325:1
<b>excuse</b> 259:11	<b>explicitly</b> 280:17	<b>feed</b> 231:14,15	<b>finance</b> 236:22,	327:5
<b>execution</b> 262:17	<b>exposure</b> 229:21	232:13,25 233:4	26	<b>food</b> 250:4,6,8
<b>executive</b> 236:11	<b>express</b> 234:15	239:11 271:20,	<b>financial</b> 297:14	269:19 356:9
<b>exercise</b> 279:4,21	<b>expression</b>	21,25 273:22	338:26	357:4,7 367:21
302:21 319:21	290:24	288:10 330:18	<b>financially</b>	<b>foot</b> 367:18
<b>exhibit</b> 241:16,	<b>extended</b> 326:19	362:15 367:8	269:15 292:23	<b>footing</b> 295:4
21,22 242:1,2,9	<b>extensive</b> 252:11	<b>feedback</b> 271:16	353:24	<b>forefront</b> 262:26
<b>exhibits</b> 241:4,9,	255:5 274:3	272:6 276:6	<b>financing</b> 269:4	<b>foregoing</b> 372:4
10	316:23	283:24 284:3	<b>find</b> 250:12,16	<b>forget</b> 359:2
<b>existing</b> 235:9	<b>extensively</b>	285:21 288:11	265:22,23 305:2	<b>form</b> 240:20
249:1 292:20	301:24	292:24 302:6	330:5,6 343:6,15	281:24 299:5
362:18	<b>extent</b> 270:13	331:23	367:19 368:25	365:1
<b>exit</b> 233:18	272:16 299:21	<b>feel</b> 261:11	369:2,11	<b>formal</b> 302:5
<b>exits</b> 233:14,16	301:5	296:20 297:3	<b>finding</b> 265:17	305:14 318:18,25
<b>expand</b> 297:1	<b>extra</b> 240:5	335:1 366:15	296:18 336:13	<b>formalize</b> 267:10
<b>expanded</b> 273:18	367:19	<b>feels</b> 254:14	<b>findings</b> 259:1	<b>formalized</b>
<b>expansion</b>	<b>extremely</b>	<b>fellow</b> 235:23	297:5 298:9	309:23 310:20
296:24	334:16 337:21	<b>felt</b> 264:5 272:9	316:1,7	318:5
<b>expect</b> 231:6		<b>fever</b> 229:23	<b>fine</b> 364:3 365:9	<b>formalizing</b>
275:6	<b>F</b>	<b>fewer</b> 315:14	<b>finish</b> 293:20	326:23
<b>expectation</b>	<b>face-to-face</b>	316:9 350:7,15	<b>firms</b> 249:12	<b>format</b> 269:7
288:16 298:19,20	244:21 245:1	<b>field</b> 244:11	<b>fish</b> 273:17	281:3 322:8
299:24	<b>Facebook</b> 244:22	261:23	<b>Fisheries</b> 261:4,	<b>formats</b> 322:10
<b>expectations</b>	<b>facility</b> 264:2	<b>fields</b> 371:13	18 274:25	326:14
284:7 289:18	<b>fact</b> 260:1,5	<b>figures</b> 340:12	<b>five-and-a-half</b>	<b>formed</b> 247:17,
299:9	272:10 295:19	<b>file</b> 233:20 234:23	234:5	18
<b>expected</b> 296:23	306:8 312:23	<b>filed</b> 241:25,26	<b>flexibility</b> 230:16	<b>forming</b> 281:2,21
298:13	318:12 346:25	299:23 302:8,11	327:25 328:5,10,	<b>forms</b> 276:16
<b>experience</b>	352:17 354:13	309:18,21,26	17	319:4
234:12 271:22	369:18	310:17,23 311:3,	<b>flexible</b> 355:16	<b>formulating</b>
272:8,25 278:5,6	<b>factual</b> 288:19	19 320:5,10	<b>floe</b> 249:5 287:5,	284:25
<b>experiences</b>	<b>failing</b> 338:23	321:10 322:2	7,8 293:10,14	<b>forthcoming</b>
280:16 297:10			<b>floes</b> 287:10	283:3

<b>forum</b> 314:9 360:9 <b>forward</b> 240:23 256:14 259:8 262:25 269:2,21, 25 270:14 272:22 278:3 281:8,10, 22 293:23 304:25 306:6,8 307:21 308:17,20,23 309:13 322:7 326:13 336:18 351:4 <b>found</b> 301:25 320:24 344:7 346:16 350:19 367:18 368:23,24 <b>foundation</b> 253:15 <b>four-and-a-half</b> 311:24 313:5 <b>four-month</b> 309:1 313:19 320:12 <b>fox</b> 346:15 <b>frames</b> 301:21 <b>framework</b> 247:10,14 254:25 255:11,15,21 286:1,3 306:13, 26 307:7 308:1 334:24,25 335:18 336:23 366:11 <b>Francis</b> 236:14 <b>Frank</b> 267:23 270:3,5 273:1,20 276:8 277:25 279:8 282:13 <b>Fraser</b> 228:24 229:6 <b>freeze</b> 368:19 <b>fresh</b> 246:8 <b>front</b> 278:14 317:18 319:19	<b>fuel</b> 332:6 346:26 351:17 <b>fuels</b> 351:19 <b>full</b> 284:4 285:23 362:25 <b>fully</b> 253:18 <b>fulsome</b> 253:1 298:21 <b>fund</b> 254:7 256:10 264:26 269:16 292:4 332:5 336:3 <b>funded</b> 258:19 <b>funding</b> 247:25 248:6 250:5 332:15 333:20 363:7 <b>funds</b> 262:12 346:17 <b>furs</b> 346:15 <b>future</b> 257:3,8 269:5 325:10,26 350:26	<b>G</b>	<b>Gillard</b> 236:12 <b>give</b> 231:4,5 233:13 267:22 274:16 276:14,16 277:14 285:22 330:26 332:20 367:13,24 <b>giving</b> 243:10 368:5 <b>glad</b> 317:7 322:7 369:14,17 <b>global</b> 229:14 312:13 <b>GN</b> 356:19,21 <b>Golder</b> 243:19 <b>good</b> 229:1,8 243:9 250:4 293:18 353:9 355:8 371:23 <b>government</b> 235:13 354:2,3 356:12,13,15,16, 17,22,26 357:16 358:18,19 359:26 360:2,5,8,14 <b>governments</b> 354:7 <b>Granted</b> 355:23 <b>grateful</b> 352:16 369:13 <b>gratefully</b> 324:22 <b>great</b> 279:22 280:10 287:21 354:14 <b>greater</b> 332:15 <b>greatest</b> 301:5 <b>greatly</b> 243:24 367:20 <b>ground</b> 264:3 <b>group</b> 230:4 239:19 251:16 261:26 279:6 301:15 302:25,26 303:3 304:1	323:2,7,11,18 327:9,10,13,15, 20 328:18,21 332:22 334:4 336:8,17 337:2 338:9 344:19 347:17 358:22,23 <b>grouping</b> 251:19 252:1 <b>groups</b> 258:10 322:18,19 334:2 335:20,26 336:2, 5,14,15,26 347:15,20 362:25 364:16 <b>growing</b> 357:22 <b>guess</b> 344:22 356:21 <b>guide</b> 270:1 360:6 <b>guidelines</b> 281:3, 5 284:8 286:17 288:22 289:6 296:14 320:26 321:24 323:15,17 326:25 <b>guiding</b> 286:3	<b>H</b>	<b>hall</b> 228:19 345:23 351:23 361:26 363:9 <b>hamlet</b> 244:6 267:16,18 270:3, 6 273:1,20 276:8, 18 277:1,25 279:8 282:13 345:15,17 347:23 348:5 349:14,24 350:1 351:7,10 353:5 357:9,12 358:21,25 360:17,19,25 363:15,17 364:1, 5,8,10,16 365:5	<b>Hamlet also</b> 367:20 <b>hand</b> 231:13 239:21 367:24 <b>hands</b> 230:7 237:9 <b>Hanson</b> 243:15 359:18,20,21,22 362:11,12,13,14 <b>Hanson-main</b> 283:13 297:25,26 298:1 299:12 300:8,9 302:14, 15 303:16,17 305:5,8 306:3,4, 21,22 307:11,12 309:4,5 310:4,6 311:13,14,15 312:17,18 315:7, 8 317:4,5,26 318:1 319:10,11, 26 320:1 321:17, 18 324:11,12 <b>happen</b> 344:25 <b>happened</b> 261:2 266:16 <b>happening</b> 257:21 275:7 331:15 368:12 <b>happy</b> 227:15,24 262:25 270:9,10 369:7,12 <b>hard</b> 241:13,16 252:25 289:19 367:17,19 368:19,24 369:1 <b>hard-coded</b> 282:5 <b>harder</b> 369:6 <b>harvesting</b> 250:6,8 297:6 332:1 342:2 <b>haul</b> 311:23 <b>head</b> 243:7
---	--	----------	--	--	----------	---	---

<b>heading</b> 368:6 <b>headsets</b> 237:11 <b>health</b> 228:12,14, 24,25 229:9,10, 13 230:2,4 232:19 244:18,26 245:1 273:17 356:11 <b>healthy</b> 228:22 269:15 <b>hear</b> 231:16 235:26 237:11 242:8 272:3 275:1 303:2 338:12 357:19 <b>heard</b> 246:18 248:14 260:8 264:8 265:11 268:2 300:19 302:23 320:11,13 325:14 329:9,11 330:3 332:3 334:18 336:15 337:6,13,23 338:18 343:21 350:5,6 351:17 <b>hearing</b> 227:7 230:19,20 232:11,18 233:12,20,21,25 234:5,18,22,23 235:1,14 236:14 237:15 240:25 241:10 242:4 243:26 251:23 279:14 298:19 299:10 300:16 301:3,7 306:6 307:16 308:26 322:26 340:15 341:12 354:24 <b>hearings</b> 277:20 292:9 314:9 322:1 349:20 <b>heavier</b> 344:2	<b>height</b> 349:10 <b>held</b> 244:14,24 245:23 276:18 291:18,26 292:3, 7 301:5,9 302:19, 24 304:26 309:22 311:4,7,20 314:22 317:8,21 320:3,7,9 321:6 323:7,10,25 355:3 366:6 <b>high</b> 275:24 294:11 346:20 <b>high-risk</b> 266:15, 21,24 <b>highest</b> 324:5 <b>highlight</b> 252:26 269:17 <b>highlighted</b> 264:21 356:3 <b>highlights</b> 250:11 <b>historical</b> 280:15 <b>hit</b> 368:17 <b>hold</b> 245:22 246:14 276:2 277:5 301:11,20, 21,25 305:6 <b>holders</b> 245:19 <b>home</b> 229:25,26 230:1 352:22 369:17 370:24 <b>honestly</b> 262:22 <b>hope</b> 333:26 <b>hospital</b> 368:20 <b>host</b> 336:3 <b>hotline</b> 230:1 <b>hour</b> 283:17 <b>house</b> 277:5 357:4 <b>housing</b> 356:10, 23,24 361:11,12, 13,21	<b>HTA</b> 333:3 <b>HTAS</b> 336:20 <b>HTO</b> 283:6 363:10,11,21,22, 23 <b>HTOS</b> 364:16 <b>hub</b> 227:12 228:8 234:10 327:16 363:26 <b>huge</b> 354:5 355:6 <b>hundred</b> 228:17 346:14 351:15 <b>hungry</b> 368:13 <b>hunt</b> 347:2 <b>hunters</b> 244:5 261:7,22,25 270:25 277:2 283:7,19 285:3 287:5 288:3,6 289:10,13 292:10 293:4,9,11,13 295:12,24 296:3 297:11,14,19,24 298:1 300:3,7 302:13 303:15 304:8 305:4 306:2,20 307:10 308:6 309:3 310:6 311:12,15 312:16 315:6 317:3,25 319:9, 25 321:16 322:15 323:22 324:4,7, 10,19 325:3,7 327:3,17,21 329:1,25 332:5,8, 16 344:13 345:12,23 346:23 348:6 351:21,23, 26 353:4,21 361:7 362:1 364:9 365:10,23 366:2,10 369:21 370:10 371:22 <b>hunting</b> 287:7 329:26 330:1,6	332:9 341:21 344:10 346:25 351:16 353:20 <b>hypothetical</b> 358:1,4 <hr/> <b>I</b> <hr/> <b>ICA</b> 274:15 335:4,12 336:18 355:14 356:1 357:24 358:4,5,7 <b>ice</b> 227:25 249:4 279:25 287:4,9, 12 293:13 294:21 312:25 315:15 316:2,4,9 328:15 344:2 371:11 <b>icebreaking</b> 316:25 317:20 <b>idea</b> 276:14,17 <b>identification</b> 237:26 <b>identified</b> 257:14 266:21 280:5 291:7 300:16 314:18 319:5 357:9 <b>identifies</b> 258:24 357:2 <b>identify</b> 229:5 231:20 239:20 243:14 254:10 256:15 258:21 263:24,25 266:16,20 275:7 350:24 371:8 <b>ideology</b> 260:13 <b>Idlout</b> 363:16,19 364:7 365:11,12 <b>Iglolik</b> 327:9, 10,13,15,20 328:18,21 329:1 332:22 334:4 335:13 336:8,17	337:1 338:8 339:9,19 340:20 341:14,15 342:10 344:19 345:12 370:2 <b>Ikajutit</b> 364:9 365:23 366:2,9 <b>Iksivauta</b> 297:26 299:3 300:9 302:15 303:17 304:3 305:8 306:4,22 307:12 309:5 311:14 312:18 315:8 317:5 318:1 319:11 320:1 321:18 <b>impact</b> 227:4,6 228:9,15 230:8 232:17,20 234:26 236:20 241:7 245:3,5 246:2 247:22 248:2 249:9 259:1 260:1,2,3,5,11,15 261:10 265:8,10 266:23 270:19,22 275:20 281:4,25 282:7 284:7 286:4,17 288:15, 18,20,21 289:2,5, 25 292:2 296:25 299:1,14 300:14 304:9 305:14,16 307:15 309:20 310:23,24 314:15 316:7 320:5,10, 24,26 321:22,24 329:8 330:11,22 347:8 355:11 360:10 370:18 <b>impacted</b> 253:2 256:4 258:18 260:10 287:16 295:18 342:15 343:4 347:6 362:16,19 365:3
---	---	--	--	--

<b>impacting</b> 294:1 304:11 343:14 <b>impacts</b> 234:17 247:23 248:9 249:2 257:13 266:7,20 289:21 296:16,21,22 297:2 305:17 331:3 337:15 350:24 354:5 <b>impediment</b> 363:2 <b>implement</b> 249:7 290:2 <b>implementation</b> 269:10 <b>implemented</b> 248:19 250:2 267:4 268:26 307:20 <b>implementing</b> 307:1 <b>imply</b> 331:5 <b>importance</b> 263:15 283:1 284:11 331:23 <b>important</b> 246:20,25 247:12,14 253:9, 11 254:26 256:26 258:12 260:17 261:21 262:1,19 271:14 272:5 278:8 281:2,6 289:2,23 292:23 298:8 308:11,25 323:13 337:6 342:2 356:1,2 <b>impossible</b> 346:19 <b>improved</b> 243:24 245:11 <b>improvements</b> 287:21	<b>in-person</b> 228:13 232:4,10 237:24 <b>include</b> 229:22, 23 243:18 253:19 260:12 264:23 267:25 271:17 273:14 326:15 328:12 <b>included</b> 250:17 251:16 261:3,6,8 280:24 281:11 290:16 292:2 294:7 320:8 340:16 347:13 361:16 366:4,5,6, 7 371:7 <b>includes</b> 286:3 <b>including</b> 245:19 247:15 294:24 311:22 313:5 318:22 323:25 326:19 <b>inclusion</b> 262:16 <b>income</b> 356:10 <b>incorporate</b> 245:20 257:24 260:6 284:19 288:1 291:16 292:14 321:6 325:13 <b>incorporated</b> 243:20 246:24 259:19,20,23 263:6,11 264:12, 14 265:4,6 266:10 267:13 287:2 289:24 291:23 306:11 <b>incorporating</b> 284:16 296:15 325:23 <b>incorporation</b> 263:8 283:24,25 284:2,4 285:23 288:14 289:4,16 306:15 321:1	<b>Incorporation's</b> 293:24 <b>incorrect</b> 292:18 <b>increase</b> 246:6 332:4 344:26 345:1 <b>increased</b> 338:26 <b>increasing</b> 253:7 <b>independent</b> 233:3 258:23 271:15 272:6 <b>indication</b> 274:16 360:12 <b>indicators</b> 254:11 295:6 <b>individual</b> 277:3 332:7 <b>individually</b> 308:16 <b>individuals</b> 277:4 280:10,14, 16 294:20,23 296:20 319:24 <b>infected</b> 229:16, 17 <b>infectious</b> 229:22 <b>influence</b> 332:11 <b>influenced</b> 292:20,21 336:5 338:16 <b>inform</b> 244:19 311:7 320:18 349:21 364:21 <b>informal</b> 318:18, 22 <b>information</b> 232:5,21,23,26 233:13 234:24 238:11 244:23 245:2,10,24 248:8,11,13 253:23 257:24 269:23 280:3,11, 17,24 281:1,13, 17,23 282:19,20 288:19 290:19, 21,23,25 300:17 312:10 314:3,17 318:10,18,19,21 319:6,7 321:26 322:9 325:9 331:26 333:21 334:12 335:8 340:14,16,19,22 341:17 342:1 370:20 <b>informed</b> 286:8 320:15 <b>infrastructure</b> 354:6 <b>Ings</b> 236:25 <b>initially</b> 291:1 311:19 <b>inlet</b> 227:11,12, 22 228:3,8,17,24 230:21 231:25 232:7,14 233:5, 15 234:8 237:1,4, 24 246:13 250:5 267:4,16,18,21 268:5 269:19 270:3,6 271:1 273:1,20 276:8 277:25 279:8 282:13 287:4,20 317:9,22,24 329:9 332:5 333:3 341:14,19 342:21 343:5 356:5 357:4,13 358:21 360:17,20 366:26 367:25 369:5 370:19 <b>input</b> 250:14 253:2 261:24 272:12 286:11 288:11 322:8 335:15 337:20 <b>inputs</b> 254:10	<b>insight</b> 314:23 <b>insights</b> 262:1 <b>insignificance</b> 307:17 <b>instances</b> 258:8 292:26 331:20 <b>instituted</b> 307:20 <b>integral</b> 257:10 <b>integrate</b> 314:24 <b>integrated</b> 250:22 259:2 <b>integration</b> 253:1,6 255:7 <b>intend</b> 251:18 300:23 <b>intended</b> 233:9 302:18 304:5 <b>intent</b> 281:19 <b>intention</b> 239:10 <b>interactions</b> 272:13 312:13 <b>interest</b> 230:26 303:21 <b>international</b> 275:21 <b>internationally</b> 276:1 <b>interpretation</b> 229:6 231:23 237:3,8 262:2 360:11 <b>interpreter</b> 231:26 <b>interpreter/ translator</b> 236:22 237:5 <b>interpreter/ translators</b> 237:2 <b>interpreters</b> 231:25 239:24 240:2,4 <b>interrupt</b> 239:15
--	---	--	--



<b>interruption</b> 271:25 284:26	25,26 254:7,8,10, 14,21,24,26	315:19,26 316:5, 10,20,22 318:5, 13,24 319:3	<b>involved</b> 247:18, 26 249:8 250:22 264:9,22 314:8 334:3 356:19,22 358:13,20 360:1	<b>issue</b> 235:1 274:10 276:4 277:11 278:13,22 279:12 298:4 344:23
<b>interruptions</b> 240:12 282:11	255:2,4,6,7,9,10, 14,15,21,22	320:13,17 321:2 322:9,11,14,26	<b>involvement</b> 261:20 262:8	<b>issues</b> 232:12 245:25 246:4 247:6,19 248:4 265:19 287:18 291:6 298:15 304:11 307:18 336:17 347:9 358:23 360:7,8, 12,24
<b>intertwined</b> 326:7	256:1,3,4,10,11, 12,13,20,26	324:26 325:9,13, 15,17,23 326:2,9, 24 332:13,16	<b>IQ</b> 245:17,21 250:15 253:6 270:13,25 271:2 272:6 278:13,14, 25 280:6 281:24 282:15,16,18,19, 21,25,26 283:1 285:21,23,26 286:2,6,18 287:3 288:10 308:1 366:10,13,16,18, 20,22 370:20 371:1,15	<b>Item</b> 240:26
<b>intervenors</b> 230:24 234:16,20 239:3 260:10 298:11 324:6 327:8 353:26 358:2 359:5,8	257:7,12,25 258:1,6,9,10,11, 12,17,18,21,23, 24,25 259:9,13, 15,25 260:6,12, 17,18 261:5,20 262:5,7,8,9,12, 14,16,17,18,26 263:2,16 264:5,9, 15,16,22,24,25,26 265:1,16,26 267:3,25 268:2,3, 6,10,14,18,25 269:5,8,12 270:1, 25 271:15 272:22,24 275:18 276:5 278:16,18 281:15 282:2,4,7 283:25 284:2,5, 12,14,16,19 285:21,24 286:4, 5,8,11,14,15,26 287:1,2,17,22,25 288:10,11,14,17 289:4,8,16,18,22, 23 291:7,11,16, 19,24 292:2,14, 19,24 293:25 294:3,4 295:2,8, 16,17 296:8,25 300:12,20,24 301:12,18,20 302:4,20 303:2,5, 10,14 304:2,18, 21 306:9,12,15, 16,23,24,25 307:8,17,26 308:4,6,18,22,23 309:8,22,24 310:9,18,20 312:10,20 313:4, 9,24 314:8,11,19	333:15,17,18,21, 22,25 334:24,25, 26 336:13,23 337:21 338:16, 20,21,24 339:3,8 340:26 343:16 346:9,10,12,16, 17 347:3,16 348:16,18,20 349:8,11 353:16 354:6,13,18 355:8,20 357:1,2 358:9 361:17 363:4 365:1,25 370:13 371:1,7, 12	<b>isolation</b> 280:24	<b>items</b> 254:13 352:5 361:17
<b>intervenors'</b> 240:21 359:10		<b>Inuit-based</b> 295:10 327:1	<b>Iqaluit</b> 227:12 228:8,16 231:26 232:7,15 233:5, 13 234:10 236:19 237:5,24 251:21 282:11 298:23 302:1 327:16	<b>iteration</b> 275:16
<b>intervention</b> 339:15 359:6,14		<b>Inuit-led</b> 257:10 258:22,23 262:10 265:1 266:8,14	<b>Irngaut</b> 263:9,10 264:12,13 265:4, 5,6 267:13,14 327:16 337:1 339:9,19,22,24, 25 340:20,21 341:15,16 342:10,11,12 344:20,21	<b>Ivalu</b> 327:9,12,13 328:19,20,21
<b>interventions</b> 357:26		<b>Inuit-to-inuit</b> 301:16 303:1	<b>iron</b> 227:8,9 241:19 243:2 246:5 250:25 251:1 252:6 259:21 267:18 283:8 327:10 345:17 351:24 363:17	<hr/> <b>J</b> <hr/>
<b>interviews</b> 238:6 312:22		<b>inuktitut</b> 228:19 232:9 254:18 255:24 256:17 258:3 260:8 263:3 276:25 289:26 310:2,4 324:12 333:1 361:9,24 365:17 370:4,8	<b>Jacob</b> 327:19,22 328:23,25,26 332:22 345:13 370:1	
<b>introduced</b> 230:24 315:26		<b>invasive</b> 273:18 326:20	<b>James</b> 259:19,22 263:4,5 265:9	
<b>introducing</b> 267:2 315:18		<b>invite</b> 239:6	<b>January</b> 234:2 241:23 242:6,11 301:9 302:11,24 371:25	
<b>introduction</b> 273:17		<b>invited</b> 317:9	<b>Jared</b> 252:5,9	
<b>introductions</b> 235:20		<b>involve</b> 311:24	<b>Jayko</b> 227:19 228:5	
<b>Inuarak</b> 293:5,6 295:13,14 297:20,21 367:25 368:1			<b>Jaypetee</b> 345:16	
<b>Inuit</b> 233:7 238:15 241:1,12, 18 243:3,11,23 244:10 245:13, 14,25 246:3,19, 23,26 247:1,2,5, 8,9,11,15,17,21 248:5,17 249:8, 10,12,25,26 250:1,12,14,19, 21 252:3,6,9,12, 20,24 253:1,2,4, 8,12,13,15,19,23,			<b>Joannsie</b> 294:12	
			<b>Joe</b> 243:7,10 276:22,24 285:14 286:21,22,23 292:18 293:8 347:4 352:12,21, 26 354:20 357:1 361:10 369:25	

370:14,15,16 <b>join</b> 230:10 236:26 <b>joined</b> 235:23 <b>joining</b> 227:13 236:23 240:10 243:17 <b>joint</b> 333:13 334:1 <b>jointly</b> 257:6 333:2 370:7,10, 13 <b>Jones</b> 294:12 <b>Jose</b> 243:8 <b>Joshua</b> 267:16,21 367:2 <b>Josie</b> 236:22 237:6 <b>Julie</b> 229:2,9 <b>July</b> 312:26 313:23 <b>jumped</b> 355:4 <b>junior</b> 236:15 <b>justifiably</b> 282:22	<b>Karen</b> 236:11 274:12 <b>Katsak</b> 237:4 <b>Kaviq</b> 227:3 <b>keeping</b> 237:15 269:9 349:19 <b>Keith</b> 232:14 236:19 <b>Kelli</b> 236:12 <b>key</b> 283:23 <b>kilometres</b> 351:15 <b>kind</b> 276:16 <b>kindness</b> 230:17 <b>kinds</b> 250:10 <b>knew</b> 346:17 <b>Knight</b> 243:19 <b>knowing</b> 350:25 <b>knowledge</b> 234:11 243:12 244:10 245:19,25 246:3,23 247:10, 11 250:21 259:26 260:7,16 265:17 266:1 268:6,8 278:16 280:12,14 287:2,26 288:19 289:23 290:17 294:3 346:10,13 348:17,19 <b>knowledgeable</b> 371:13 <b>Koluktoo</b> 342:9 <b>Koonoo</b> 364:8 365:23 370:20 <b>Koonoo's</b> 366:13 <b>Kugaaruk</b> 261:3, 7 <b>Kuguktinay</b> 247:24 <b>Kuppaq</b> 345:21 346:3	<hr/> <b>L</b> <hr/> <b>lack</b> 252:26 <b>lacking</b> 256:15 311:10 <b>Lake</b> 235:21 <b>land</b> 247:20,22 257:13 273:14 281:9 336:21 349:10 360:23 <b>land-fast</b> 312:25 316:2 <b>land-use</b> 252:13 257:6,11,14,22 258:10,26 269:21 314:7,10 325:17 333:13 358:11 <b>lands</b> 314:11 <b>language</b> 233:7 259:8 356:8 365:18 <b>language-</b> <b>specific</b> 232:4 <b>large</b> 312:8 351:14 <b>larger</b> 308:13 316:18 350:5,14, 20,23 351:1 <b>lasting</b> 338:1 <b>late</b> 239:14 <b>latest</b> 275:9 <b>law</b> 236:18 249:3 <b>laws</b> 253:11,13, 24,25 <b>lead</b> 262:24 <b>leaders</b> 247:6 352:19 <b>leading</b> 262:18 <b>learned</b> 290:17 342:8 <b>leave</b> 272:26 278:3,11 361:1	<b>led</b> 290:25 326:10 <b>left</b> 231:7 238:13 <b>legal</b> 236:9,18 241:3,4,7 242:24 292:3 299:11,14 305:20 <b>legally</b> 289:17 <b>length</b> 328:12 <b>lengthy</b> 321:20 322:6 <b>lesser</b> 351:19 <b>lessons</b> 354:19 <b>letter</b> 261:6 360:20 <b>level</b> 286:12 332:15 361:20 <b>levels</b> 267:7 344:8 <b>leverages</b> 292:7 <b>liaison</b> 244:16 <b>licence</b> 319:1 <b>life</b> 258:19 292:6 356:9 <b>lifetime</b> 251:7 <b>light</b> 270:24 <b>limit</b> 230:4 235:10,11 285:20 287:10 <b>limitations</b> 240:12 <b>limited</b> 287:12 307:24 350:19 354:24 <b>limiting</b> 344:2 <b>limits</b> 300:20 307:19 <b>lines</b> 324:23 <b>link</b> 237:7 <b>linked</b> 231:12 <b>links</b> 230:9 <b>list</b> 251:16 327:8 345:15	<b>listed</b> 360:12 <b>listen</b> 235:26 294:11 <b>listened</b> 272:16 <b>listening</b> 229:6 277:20 295:18 298:24 325:23 <b>lists</b> 309:9 310:10 <b>literature</b> 274:3 <b>litmus</b> 322:4 <b>live</b> 233:4 <b>living</b> 356:10 <b>lobby</b> 233:16,17, 19 <b>local</b> 228:12 244:4 277:19 293:18 <b>located</b> 233:15, 16 <b>location</b> 232:4,10 233:15 315:16 343:25 <b>locations</b> 237:10 326:20 <b>logistics</b> 232:1 <b>long</b> 274:14 278:22 334:14 338:1 358:17 368:13 <b>longer</b> 263:7 268:4 287:4,7 292:22 293:9 295:19 <b>longest-known</b> 229:21 <b>looked</b> 261:9 330:19,24,25 355:5 368:24 <b>Lord-hoyle</b> 243:1,5,15 251:20,21 254:3, 4 255:17,18 256:6,7 257:18, 19 259:5,6
--	--	---	--	---

260:21,22 263:21,22 264:17,18,19 266:5,6 268:16, 17 271:5,6 273:11,12 274:21,22 276:20,21 278:26 279:1 280:7,8 284:24 285:11,12 288:24,25 290:6, 7 291:13,14 292:16,17 294:14,15 296:4, 5 301:1,2 303:7,8 304:15,16 305:18,19 306:17,18 307:4, 5 308:9,10 310:25,26 311:26 312:1 313:11,12 316:14,15 317:11,12 318:15,16 319:17,18 320:21,22 323:8, 9 326:4,5 328:8,9 330:12,13 333:7, 8 335:23,24 338:10,11 340:6, 7 341:7,8,25,26 343:18,19 349:2, 3 350:11,12 359:16,17 361:14,15 362:9, 10 364:23,24 369:23,24 <b>Lori</b> 353:3 355:16 363:15 365:8,11 <b>lost</b> 271:20 273:22 330:2 332:1 367:9,20 368:3 <b>lot</b> 239:13 276:11 279:17,19 293:18 325:12 334:11,12	338:4,18 343:13 348:10 349:11 350:2 353:15,18 355:24 356:11 358:22 360:7,12 <b>lots</b> 354:22 <b>Lou</b> 243:15 260:23,24,25 268:20,21,22 270:16 271:7,8,9 275:10,12,13 280:18,19,20 285:13,16,17 288:8 289:19 290:8,10,11 292:13 312:2,3,4 313:13,15,16 315:9 330:14,15, 16 333:9,10,11 340:8,9,10 <b>Louis</b> 294:13 <b>low</b> 267:4 275:24 <b>low-</b> 230:6 266:14 <b>low-risk</b> 266:18 <b>lower</b> 330:1 <b>lunch</b> 238:26 285:1,4 <hr/> <b>M</b> <hr/> <b>Madam</b> 241:6,9 242:12,25 243:9 251:22 252:8,19 254:2,20 255:16, 19,26 256:5,19 257:17 258:5 259:4,16,23 260:26 265:5 267:20 268:23 270:5 271:10 275:14 276:10 278:1 280:21 282:14 283:2,9, 14 285:18 286:23 288:2,5,23 290:5, 12 292:12,15	293:6 295:14 298:3,7 299:12, 13,16 300:2 305:8,23 311:1 312:5 313:7,17 316:16 320:23 321:11 323:13 326:3 327:12 328:20,24 330:17 333:12 334:6 335:1 336:10 337:3 338:9 339:17 340:11 342:11 344:21 345:19 346:3 351:9,25 353:25 359:3 363:19 367:4,8,12 370:16 371:18 <b>made</b> 249:4 270:15,18 272:5 276:11 280:2 287:21 291:10 297:1 304:7 307:8 318:20 319:23 329:11 330:4 332:13 333:24 334:20 335:21 344:17 347:5,11 357:20 358:14 <b>Madeleine</b> 235:24 <b>main</b> 233:17,19 248:1 345:3 <b>Main-hanson</b> 297:23 <b>maintain</b> 230:3 271:3 <b>maintains</b> 293:2 <b>major</b> 279:23 349:21 <b>make</b> 230:18 234:21,26 236:3 239:20 273:10 278:17 292:5	293:7 312:22 314:14,17 321:6 326:10 327:1 328:6 335:16 336:26 344:17 357:6,23 359:9 363:13 365:19 369:26 <b>makes</b> 262:23 274:3 <b>making</b> 292:8 325:15 326:12 347:22,24 349:18 352:12 354:11 <b>MAKTAR</b> 367:15 <b>Malliki</b> 327:20, 22 328:23,25,26 329:1,19 332:23, 24 345:13 <b>mammal</b> 262:6 273:14 <b>mammals</b> 260:4 265:11 270:22 273:6,8 274:1,4,7 279:26 342:15 343:3,15 345:3 348:18,25 <b>manage</b> 290:26 314:11 <b>management</b> 247:5,10,14 250:1,18,20 253:3,9,22 254:9, 25 255:11,14 257:15,23,26 258:22,25 259:2, 4 266:11,13 267:9 269:6 270:1 274:14,17, 19 275:10,15,17 281:18 283:21,23 284:10 285:26 286:2,9,12 288:12 295:5 306:13,26 308:1,	2 314:25 315:1 325:18 334:25 336:20,23 341:18 354:16 355:13 366:10 <b>manager</b> 236:12, 19 263:8 327:21 <b>manner</b> 282:1 286:14 318:19,25 <b>map</b> 278:16,18, 20,23,24 280:25 281:23 309:10 310:11 340:1 371:7,8 <b>mapping</b> 279:4, 21 <b>maps</b> 245:21 279:15 280:3,4 <b>March</b> 284:13 301:10 322:13 <b>marine</b> 246:8 253:21 260:4 261:26 262:6 265:10,11 270:22 273:13,19,26 274:4,7 297:4 322:16,19 323:1 335:25 343:14 345:3 348:18,24 349:12 <b>mark</b> 236:25 241:4 242:2 <b>marked</b> 241:9 <b>market</b> 350:17 <b>Mary</b> 227:9 230:15 235:9 244:12 246:13 258:19 260:10 269:25 278:15 284:14 286:4 288:22 322:12 323:11 325:21 342:13 343:3 <b>mask</b> 230:5
---	---	--	--	---

<b>material</b> 366:14	245:8,26 253:18	305:11,18,19	<b>mentioning</b>	352:14 353:12,16
<b>materials</b>	264:21 266:17	306:17,18 307:4,	330:3	356:18
241:11,14,17	277:4 280:16	5 308:9,10 309:6	<b>mentions</b> 353:17	<b>Mines</b> 227:8
299:2,26 309:20	323:12 338:24	310:25,26	<b>Merlyn</b> 327:23	241:19 243:2
310:17 353:14	357:21,22	311:17,26 312:1	334:4 336:8	252:7 259:21
<b>matter</b> 240:8	<b>meeting</b> 240:9	313:11,12	339:10	267:18 283:8
342:17	279:3,13 287:15	316:14,15	<b>message</b> 345:22	327:10 345:17
<b>matters</b> 242:26	301:14 323:7,10,	317:11,12 318:2,	<b>met</b> 254:14 277:2	351:24 363:17
<b>maximum</b>	25 336:3,4 353:4,	15,16 319:12,17,	357:17	<b>minimize</b> 316:22
328:14 350:22,25	8 370:19	18 320:2,21,22	<b>method</b> 240:8	<b>mining</b> 245:17
351:5	<b>meetings</b> 228:16	321:19 323:8,9	273:9	246:24 341:19
<b>mayor</b> 267:21	230:14 231:25	326:4,5 328:8,9,	<b>methodology</b>	<b>Minister</b> 235:12
<b>Meadows</b>	238:6,11 243:22,	22 330:12,13	296:13 319:3	352:20
236:17,18 241:6,	23 244:2,5,6,14,	333:7,8 335:23,	<b>methods</b> 273:13	<b>ministers</b> 235:3,
7,21 242:12,25	18,21,25 245:1,	24 338:10,11	274:7,19 275:3,6,	13,15 357:18
299:13,14	22 246:14	340:6,7 341:7,8,	9 318:5	<b>minute</b> 356:5
<b>meaning</b> 271:11	276:12,13,15,17	25,26 343:18,19	<b>metres</b> 230:3	<b>minutes</b> 323:25
<b>meaningful</b>	277:1,3,8,9,17,	349:2,3 350:11,	<b>MHTA</b> 336:12	324:1
338:14	18,23 278:5,6,10	12 359:16,17	<b>MHTO</b> 287:8	<b>misleading</b> 335:2
<b>means</b> 284:5	297:13 301:5	361:14,15 362:9,	294:17 304:25	<b>missed</b> 303:18
285:24 286:9	302:19 307:23	10 364:23,24	357:3	<b>mistaken</b> 312:26
329:16 334:2	318:22 321:5	369:23,24	<b>mic</b> 283:12	<b>mistreat</b> 348:19
342:6 353:24	323:2,25 354:21,	<b>Megan's</b> 303:18	324:16	<b>mitigated</b> 337:16
<b>meant</b> 251:26	23 366:5 367:26	<b>MELANIE</b>	<b>MICHAEL</b>	<b>mitigation</b>
266:19 271:12	371:9	242:22	242:22	263:25 265:19
276:14 331:5	<b>Megan</b> 243:1,5,	<b>member</b> 231:11	<b>microphone</b>	266:9 267:1,6
366:18	15 251:20 254:3,	327:20 340:5	228:23 239:25	296:15 311:8
<b>measure</b> 266:10	4 255:17,18	369:16	<b>Mike</b> 242:17	320:16 328:15
267:6 273:16	256:6,7 257:18,	<b>members</b> 233:10	243:19	344:1 347:9
<b>measures</b> 232:19	19 259:5,6	235:23 236:6	<b>miles</b> 369:4	<b>mitigations</b>
233:9 263:26	260:21,22	238:3 246:11	<b>milestone</b> 269:22	261:11 267:5
267:1 296:15	263:21,22	247:26 322:23	<b>million</b> 249:22	291:5 316:21,26
311:8 320:16	264:17,18 266:5,	326:14 327:15	279:5 362:16	<b>Mittimatalik</b>
328:15 344:1	6 268:16,17,24	332:2 347:17,18	<b>Milne</b> 246:13	261:22,24 283:5,
<b>mechanism</b>	271:5,6 272:17	<b>memorandum</b>	270:26 287:19	7,19 285:3 287:5
257:16,20 292:3	273:11,12	360:4,6	326:18 341:19	288:3,6 289:10,
308:21	274:21,22	<b>mental</b> 356:11	<b>mind</b> 253:16	12 292:10 293:4,
<b>mechanisms</b>	276:20,21 278:26	<b>mention</b> 227:20	303:24 324:14	11 295:12
281:18	279:1 280:7,8	248:11,18 329:26	<b>mindful</b> 240:1	297:19,24 298:1,
<b>media</b> 237:23,25	284:24 285:11,12	362:4	<b>mine</b> 227:9	23 300:2,7
238:1,3,8,10	288:24,25 289:13	<b>mentioned</b>	245:15 247:12	302:13 303:15
<b>medium-</b> 266:15,	290:6,7 291:12,	250:11,24 308:12	250:18 251:7	304:7 305:4
20	13,14 292:13,16,	318:11 322:8	301:13 325:21	306:2,20 307:10
<b>meet</b> 244:9,16	17 294:14,15	329:4 348:17,24	331:8,9 343:9	308:5 309:3
	296:4,5 301:1,2	353:9,14 357:10		310:6 311:12,15
	302:16 303:7,8	362:26 366:23		
	304:15,16			

<p>312:16 315:6 317:3,25 319:9, 25 321:16 322:15 323:21 324:4,7, 10,19 325:3,6 327:3 342:19,24 370:10</p> <p><b>mix</b> 350:23</p> <p><b>moderate</b> 275:24</p> <p><b>modifications</b> 246:7 247:4</p> <p><b>modified</b> 259:10 312:6,12 314:2</p> <p><b>modify</b> 238:19 304:9 305:15</p> <p><b>moment</b> 324:13</p> <p><b>Monday</b> 234:4</p> <p><b>monetary</b> 346:17</p> <p><b>money</b> 249:20 329:10 332:1 347:1,2 353:18, 19 357:3</p> <p><b>monitor</b> 273:16 348:24 349:5,7 361:19</p> <p><b>monitored</b> 281:22</p> <p><b>monitoring</b> 236:12 246:25 249:5 253:3,9 254:1 257:3,8 258:22,25 259:1 260:12 261:20,24 262:1,6,8,11,18, 21 263:16 264:6, 10,23,24 265:1 266:9 267:5 270:17 271:13 272:7,20,24 273:5,7,10,14,19 274:1,4,11 275:6, 8 295:26 296:2 320:16 322:21, 23,24 323:6,7 325:1 326:11,19,</p>	<p>20 331:14,21 335:20 336:6,24 348:18,26 349:5, 10,12 353:20 361:18,23</p> <p><b>monitors</b> 260:6 294:5</p> <p><b>month</b> 311:24 313:5,21 339:3</p> <p><b>months</b> 313:7</p> <p><b>Moore</b> 243:16</p> <p><b>morbidity</b> 274:6</p> <p><b>morning</b> 229:1,8 243:6,9,11 371:21</p> <p><b>Morrison</b> 232:14 236:19</p> <p><b>mortality</b> 274:6</p> <p><b>Moses</b> 364:5,8 365:12,22 366:12 370:20</p> <p><b>motions</b> 300:15 304:7,24 305:13, 14,26 306:7</p> <p><b>mountain</b> 368:10</p> <p><b>move</b> 269:2 306:6,9 308:23 309:13 321:8 322:6 324:6 327:8 334:23 336:18 342:26 343:23 348:6</p> <p><b>moved</b> 250:25,26</p> <p><b>moving</b> 235:20 272:22 281:10 293:23 294:25 314:15 345:15 354:11</p> <p><b>multiple</b> 296:7</p> <p><b>Murphy</b> 283:13 324:16 325:4,6</p> <p><b>Myrah</b> 294:13</p>	<hr/> <p style="text-align: center;"><b>N</b></p> <hr/> <p><b>Nanisivik</b> 294:10</p> <p><b>Naqitarvik</b> 364:10,12 365:6, 7</p> <p><b>narwhal</b> 261:12, 13,14 265:13,18, 22 266:1,8 267:4, 8 270:26 272:13, 18 287:13 295:19 341:21 343:23 344:6 345:2</p> <p><b>narwhals</b> 260:5, 6,12 265:15 294:1 341:22 342:20</p> <p><b>natural</b> 314:4</p> <p><b>nature</b> 318:7 319:5</p> <p><b>necessarily</b> 272:20</p> <p><b>needed</b> 248:3 259:11 264:5 319:22 350:8</p> <p><b>negotiated</b> 358:15</p> <p><b>negotiating</b> 269:12,14</p> <p><b>negotiation</b> 308:18</p> <p><b>negotiations</b> 274:15 338:16,19</p> <p><b>netting</b> 368:23</p> <p><b>Network</b> 233:4</p> <p><b>news</b> 355:8</p> <p><b>Niel</b> 351:9</p> <p><b>night</b> 231:7</p> <p><b>NIRB</b> 232:12 233:13 237:12 241:4 242:24 243:25 291:15 299:11 304:25</p>	<p>332:14 354:24 355:6,18</p> <p><b>NIRB's</b> 236:8 289:5</p> <p><b>no-go</b> 342:5</p> <p><b>no-touch</b> 230:6</p> <p><b>noise</b> 249:5 282:11 342:18</p> <p><b>noisier</b> 344:3</p> <p><b>nominations</b> 365:2</p> <p><b>non-response</b> 306:5</p> <p><b>nonetheless</b> 352:11</p> <p><b>norms</b> 253:11,13, 24,26</p> <p><b>north</b> 234:9 245:26 257:2 301:15 302:25 303:3 304:1 314:10 346:15</p> <p><b>northern</b> 235:12 243:7 355:4</p> <p><b>note</b> 229:14 231:23 252:15 275:5 288:9 308:11,18,25 314:9 317:13,20 323:14</p> <p><b>noted</b> 300:16 319:20</p> <p><b>notes</b> 257:5 284:11 318:4 354:10 372:6</p> <p><b>notice</b> 279:17 366:16</p> <p><b>noticeable</b> 331:7</p> <p><b>noticed</b> 341:22</p> <p><b>notify</b> 237:21</p> <p><b>noting</b> 257:1 302:21 306:5</p> <p><b>November</b> 233:21 245:4</p>	<p>250:9 251:23 301:3 340:15 341:12</p> <p><b>NTI</b> 270:24</p> <p><b>number</b> 252:22 253:5 259:9,12 263:14 265:21,24 266:2 268:12 281:12 287:10,20 292:19 293:26 297:8 309:9 317:18 318:21 326:9 328:13 332:25 338:18 344:2,26 345:1 350:19,23,25 357:6 359:23 366:19</p> <p><b>numbers</b> 267:4 274:5 279:24 297:6,7 340:25 354:21 366:5</p> <p><b>numerous</b> 302:8</p> <p><b>Nunavummiut</b> 355:1</p> <p><b>Nunavut</b> 227:4,6 228:9,15 230:8 232:17,20 233:3 234:26 235:17,18 241:7 244:15 245:3,5 246:2 249:9,19 259:18, 20,23 263:5,8,11 264:11,14 265:3, 6 267:12 288:15, 18 289:2,5,25 293:23,24 299:1, 14 300:14 304:9 305:13,15 307:15 310:24 320:4,24 321:22 336:21 352:14,22 354:2 356:15 357:16 359:26 360:2,5,8, 10,14 370:18</p>
---	--	---	--	---

<b>nurse</b> 228:24 229:9 <b>nursing</b> 368:20 <hr/> <b>O</b> <hr/> <b>objection</b> 242:5 303:11 <b>objections</b> 242:8 304:22 <b>objective</b> 253:21 <b>objectively</b> 290:20 <b>objectives</b> 230:13 254:11 <b>observations</b> 267:3 270:25 273:15 282:16 295:19 <b>observed</b> 295:22 351:12 <b>occasion</b> 265:12 353:15 <b>occur</b> 266:20 315:17 350:25 <b>occurring</b> 266:23 314:1 <b>occurs</b> 322:14 <b>ocean</b> 368:7 <b>Oceans</b> 261:4,18 274:26 <b>October</b> 302:9 366:4 <b>offer</b> 360:16,18 <b>offered</b> 241:22 357:11 361:1 <b>officer</b> 236:22 244:17,26 <b>officers</b> 244:18 <b>Official</b> 372:15, 22 <b>officials</b> 244:8 245:1	<b>Okalik</b> 345:24 351:22 361:8 363:9 <b>Olayuk</b> 364:1,6, 8,10,12 365:5 <b>on-site</b> 260:14 349:7 <b>one-by-one</b> 277:3 <b>ongoing</b> 257:10 306:14 331:19 <b>online</b> 232:6,13, 25 <b>onus</b> 239:20 <b>Ootoovak</b> 283:5, 9,10,20 288:4,5,6 289:11,12 292:11,12 <b>open</b> 277:5 338:5 354:25,26 362:7, 19 <b>open-water</b> 315:13,14,17,22, 23 316:8 <b>opening</b> 227:2,18 228:4,6 <b>operating</b> 297:9 <b>operation</b> 245:15 247:12 291:2 293:3 <b>operational</b> 327:25 328:4,10, 17 <b>operations</b> 243:25 244:19 246:21,24 250:18,20,21 264:3 292:20 296:8 304:12 331:14 338:15 <b>opportunity</b> 234:15 239:17 247:3 249:13 277:6,15 286:11 318:12 319:7	321:4 323:26 324:23 327:14 332:20 348:1,9 349:19,22 363:13 365:13 <b>opposed</b> 315:21 <b>opted</b> 298:6 <b>optimized</b> 297:2 <b>option</b> 235:15 <b>oral</b> 306:5 314:9 <b>order</b> 316:22 319:14 328:6 352:26 <b>orderly</b> 239:17 <b>orders</b> 228:14 <b>ore</b> 246:5 250:26 251:1 295:24 311:23 328:13 350:8 <b>organization</b> 231:9,20 261:7, 23,25 283:7,19 287:6 288:7 292:11 293:5,11 297:20,25 298:2 300:3,8 302:14 303:16 304:8 305:5 306:3,21 307:11 308:6 309:4 310:7 311:13,16 312:17 315:7 317:4,26 319:10,26 321:17 323:22 324:4,8, 10,19 325:4,7 327:4,21 329:2 348:6 351:22,23 352:1 361:8 365:11 369:22 370:11 <b>organization's</b> 231:8 285:3 322:16 <b>organizations</b> 244:5 275:22	308:15 <b>organized</b> 301:7 <b>original</b> 241:25 281:2 313:25 <b>originally</b> 365:18 <b>Ottenhof</b> 252:5, 8,9 <b>outcome</b> 264:7 269:18 314:4 <b>outcomes</b> 262:3 263:18,20 264:4, 15 314:24 317:1 321:5 355:7 <b>outlet</b> 238:1 <b>outline</b> 261:8 321:1 <b>outlined</b> 254:26 275:15 307:14 <b>outreach</b> 236:21 <b>overseen</b> 258:23 <b>oversight</b> 247:1 258:11,24 334:26 335:19 361:17 <b>overview</b> 231:5 <b>Ovik</b> 236:21 <b>owing</b> 304:4 <b>owned</b> 362:24 <hr/> <b>P</b> <hr/> <b>pace</b> 239:26 <b>pages</b> 243:14 340:1 372:4 <b>pals</b> 348:21 <b>pandemic</b> 228:9 229:14 301:23 304:5 <b>Panel</b> 235:26 <b>panelist</b> 303:19 <b>panned</b> 358:7,12 <b>paper</b> 336:19 <b>paragraph</b> 263:15	<b>parallel</b> 294:4 295:3,4,17 <b>pardon</b> 300:25 309:19 318:3 320:6 354:9 <b>park</b> 356:5 <b>part</b> 255:22 261:25 264:5 274:23 280:26 283:23 288:18 289:1 290:9 295:4 329:2 332:11 337:5,22 339:26 342:3 358:21 <b>partake</b> 353:3 <b>participants</b> 230:10 232:18 237:22 238:8 239:15 240:6,10, 23 264:5 282:2 299:10 303:11 304:23 313:18 317:16,19 318:8 319:4,14,16 333:22 339:20 <b>participate</b> 227:16 230:11 260:9 317:10 321:21 <b>participated</b> 280:10 298:18 349:9 <b>participating</b> 227:17 228:7 232:5,22,25 234:10,19 236:7 339:22 <b>participation</b> 227:15 233:2 240:8 322:16 349:11 354:24 <b>parties</b> 231:19 232:23 237:18 238:1,23 240:14, 17 242:2,19
---	--	---	---	---

253:12,23 255:9, 15,21,22 256:2 282:9 299:17 300:16 304:4 305:1 307:22 324:22 <b>parties'</b> 240:13 <b>partners</b> 244:7 <b>partnership</b> 245:11 246:22 256:3 355:18 <b>parts</b> 268:18 280:22 <b>party</b> 231:16 240:18 242:5 <b>pass</b> 286:20 291:12 313:13 330:14 337:1 338:8 339:18 <b>passed</b> 335:12 <b>passes</b> 343:26 <b>passing</b> 343:24 <b>past</b> 346:13 371:20 <b>patience</b> 230:17 <b>patient</b> 240:10 <b>Paton</b> 252:16,18, 19,20 254:19,20, 21 255:20,25,26 256:18,19 258:4, 5,6 259:14,15 <b>patterns</b> 344:11 <b>Paul</b> 263:9,10 264:12,13 265:4, 5 267:13 <b>pause</b> 240:4 303:4 304:2 <b>pauses</b> 354:9 <b>paying</b> 352:2 <b>people</b> 228:16,17 236:11 246:18,19 247:18 248:16,23 250:4 260:18 265:14 266:1	268:7 270:8 277:6,13,14 279:13 287:4 293:18 299:25 317:9 340:17 342:15,19,20 343:4,13 346:22 347:20,26 354:22 363:20,25 367:9 368:4,5,16 369:2, 6 <b>people's</b> 344:10 <b>percent</b> 262:5 <b>perception</b> 315:20 <b>perceptions</b> 314:19 <b>perfectly</b> 282:18 <b>period</b> 229:22 292:23 300:26 309:2,16 310:15 312:24 313:23 359:8 <b>periods</b> 334:14 <b>permitting</b> 235:5,7 <b>person</b> 228:8,11 230:10 231:12 232:22 237:25 239:16 330:3,5,8 <b>personnel</b> 347:19 <b>persons</b> 367:19 <b>perspectives</b> 290:4 313:20 331:1 <b>pertain</b> 271:12 <b>pertaining</b> 287:24 340:2 350:4 364:18 371:6 <b>Peter</b> 236:15 327:9,12 328:18, 20 <b>Phase</b> 227:8 230:23 235:3,6	236:3 242:10 244:20 245:20,21 250:15,24 251:5 255:3 260:1,2,3 262:8,23 263:26 265:16 268:2,13, 19 269:1,2,3,18, 26 270:20 272:22 281:4,25 284:10, 15 287:1,24 289:26 291:1,17 292:21 304:13 308:8 309:9,10, 11,18,19 310:10, 11,17 311:3,19, 22 320:4 322:12 326:22 344:18 350:18 356:7 358:4,5,8,12,14, 16 366:8,21 <b>Phil</b> 242:16 243:19 <b>phone</b> 231:17 236:23 239:22 277:9 <b>phones</b> 240:7 282:10 <b>phonetic</b> 247:24 <b>physical</b> 230:3,5 <b>piece</b> 275:10 <b>Piésold</b> 243:19 <b>place</b> 228:10 294:22 296:26 297:13 298:19 301:17 306:26 317:23 325:25,26 326:1,8 328:12 344:12 <b>places</b> 245:14 344:14 <b>plan</b> 247:5 249:25 254:8,9 256:10,12 257:23,26 258:9, 19,21,22 259:4 262:10,18 264:26	266:11,13 267:9 269:6,7 272:23 275:17 283:21 284:10 291:19 314:10,13 325:18 333:16 358:9 <b>planned</b> 301:8 <b>planning</b> 235:18 245:18 253:9 262:2 295:5 314:7 <b>plans</b> 227:26 250:1,2,19,22 253:22 257:15 274:11 314:25 315:1 322:25 356:14 <b>play</b> 255:6 280:5 336:22 <b>plenty</b> 321:4 <b>PM</b> 238:20 239:1, 2 285:6,8 <b>point</b> 261:15,17 269:5 271:14 272:5 278:12 290:13 293:21 304:10 311:22 314:14 316:19 323:21 325:26 334:7 345:25 355:7 357:6,24, 25 <b>pointed</b> 354:17 370:8 <b>points</b> 354:11,15 <b>policy</b> 286:7 339:5 <b>Pond</b> 227:11,22 228:3,8,17,24 229:10,12 230:21 231:25 232:7,14 233:5,15 234:8 236:26 237:4,24 250:5 267:4,16, 18,21 269:19 270:3,6 273:1,20	276:8 277:25 279:8 282:13 287:4 317:9,22, 24 329:9 332:5 333:3 341:14 343:4 356:4 357:4,13 358:21 360:17,19 366:26 367:25 369:5 370:19 <b>population</b> 267:7 274:5 344:8 <b>Port</b> 326:18 <b>portion</b> 303:25 324:21 340:15 <b>posed</b> 285:14 286:25 369:21 <b>posing</b> 324:3 <b>position</b> 255:4 299:22 305:25 355:17 <b>positions</b> 304:26 <b>positive</b> 240:24 <b>possibly</b> 279:24 <b>post-approval</b> 315:2 <b>posted</b> 228:18 <b>potential</b> 235:11 236:2 263:25 296:16 297:2 312:13 350:24 <b>potentially</b> 234:9 297:16 335:14 <b>pouring</b> 278:18 <b>power</b> 338:21 <b>Powerpoint</b> 241:16 <b>practice</b> 230:6 266:26 339:21 <b>practices</b> 228:13, 18,26 245:8,10 306:12,24 307:1 353:20
--	--	--	--	---

<b>pray</b> 228:3	10,18,21 251:10	<b>price</b> 251:1	315:1,5 329:2	250:23 253:3,8,
<b>prayer</b> 227:19	252:23 254:23	346:20	332:19 333:25	17,25 255:13
228:4,6	257:4 263:13	<b>Prime</b> 352:20	341:11	256:21 257:5,16
<b>preamble</b> 299:21	275:1 276:11	<b>principles</b>	<b>processes</b> 267:10	258:13,15,19,20,
<b>preambles</b>	294:11 299:26	267:26 286:3	322:22 326:8,23,	22 260:11 261:6,
240:20	300:13 309:7	355:19	25	21 262:5,9 263:1,
<b>precautionary</b>	310:8 323:1	<b>prior</b> 237:19	<b>produce</b> 290:18	16 264:6,10,22
275:23	324:9 325:8	277:18 320:7	<b>produced</b> 263:19	265:2,21 267:8
<b>predefined</b>	347:5,12,22,24	340:4	370:26 371:12	268:2,5 269:15,
275:25	352:12,13 353:1	<b>prioritize</b> 300:23	<b>production</b>	25 270:2,20
<b>predict</b> 331:12	361:10 362:2	<b>priority</b> 291:6	332:4	271:22 272:9
<b>predictions</b>	366:14	324:5	<b>professional</b>	278:16 281:18,21
261:10 270:18	<b>presentations</b>	<b>problem</b> 339:17	275:2 319:2	282:4,6 284:15,
271:12 272:14	239:18 240:22	<b>problems</b> 347:14	<b>program</b> 257:3,8	17,20 286:4,11
331:4	251:17 357:26	<b>procedural</b>	258:10 264:16	288:22 289:22
<b>prefer</b> 365:17	359:10	242:26 298:4	286:5 325:17	290:26 291:4,23,
<b>preferences</b>	<b>presented</b> 240:16	304:14	331:21 357:4	26 292:6,21,25
291:4	251:22 290:21	<b>procedures</b>	<b>programming</b>	293:1 296:22
<b>prehearing</b>	291:7 296:11,14	228:10	356:12,26 358:19	297:9,17 298:16
365:22	299:4 318:24	<b>proceed</b> 229:7	<b>programs</b> 250:3,	308:23 312:6,12,
<b>Premier</b> 352:21	321:26 335:8	235:4,6 257:16	8 259:2 261:24	14 313:2,18,25,
<b>preparatory</b>	339:2 340:13,14	265:16 268:3,10,	262:6,16 264:24	26 314:2,12,20
362:21	354:20	19 272:3 296:2	271:13 272:8,20,	315:3,19,22,25
<b>prepare</b> 237:18	<b>presenters</b> 241:4	305:7 352:7	24 292:5 296:2	318:20 320:20
<b>prepared</b> 245:7	243:21	365:14,19	297:14 309:23	321:7 322:12,24
314:24	<b>presenting</b>	<b>proceeding</b>	310:20 325:1,25	325:21 326:10,13
<b>preparing</b>	251:18 298:11	298:10,21 303:22	326:11,19	330:21,22 331:2,
237:20	325:9	<b>proceedings</b>	331:14,24 336:6	5,18 332:10
<b>preregister</b>	<b>preservation</b>	227:1 230:11,15,	344:12,16 354:6	337:5,6 338:15,
233:1	356:8	20 231:13,22,24	356:16	26 339:8 354:5
<b>preregistered</b>	<b>press</b> 231:13	232:11 233:23,26	<b>progress</b> 335:22	357:20 370:6
232:26	237:26	236:7 237:16,22	367:26	<b>project's</b> 259:3
<b>presence</b> 349:6	<b>pressed</b> 306:8	238:4,26 239:6	<b>progressed</b>	<b>promise</b> 289:26
<b>presence-and-absence</b> 321:25	<b>pressing</b> 307:21	240:10 285:6,8	293:13	291:15,21 325:12
<b>present</b> 228:16,	<b>pretty</b> 342:22	296:10 300:15	<b>progresses</b>	<b>promises</b> 291:25
17 237:25 239:7	368:22 369:8	308:7 323:23	264:16	292:8 325:10,15
279:13 280:6	<b>previous</b> 233:20,	371:25 372:5	<b>progressive</b>	<b>proper</b> 288:13
298:9 299:8,17,	24 252:14 279:3	<b>process</b> 255:16,	262:21	298:25
25 303:12 352:1	315:25 317:2	23 256:2 257:15	<b>project</b> 227:10	<b>properly</b> 289:24
366:26	341:12	264:20 282:3	230:15,23 234:17	<b>proponent</b>
<b>presentation</b>	<b>previously</b> 253:4	286:19 289:1,7,9,	235:4,6,10,11,18	230:24 234:20
238:15 241:1,11,	280:14 299:5	17 304:10,26	236:9,12 241:24	252:3,22 253:7,
13,15,16 243:2,6,	311:2 314:26	305:3,16 307:22	242:6,9 245:15,	11,22 257:9
	320:24 321:12,13	308:12,17,21	17 247:24 248:9,	258:16 300:21
	322:10 344:15	311:9 314:8,13	15,18 249:14	335:20 337:8
				345:8,11 348:11



<p>355:18</p> <p><b>proponent's</b> 253:18 256:25</p> <p><b>proposal</b> 227:9 236:3,9 245:20 248:8 250:15,24 262:23 263:26 268:10 275:22 284:11,15 287:1 298:16 300:18,22 304:13 308:8,22 309:19 311:3,19 314:17 332:4 344:18 350:18 355:14,15 366:8</p> <p><b>propose</b> 242:2</p> <p><b>proposed</b> 234:16 241:24 242:14 256:21 259:8 281:18 290:26 292:22 314:12</p> <p><b>proposes</b> 315:23</p> <p><b>prospective</b> 342:21</p> <p><b>protect</b> 246:7 268:9</p> <p><b>protected</b> 258:13</p> <p><b>protective</b> 261:12,14</p> <p><b>protests</b> 306:8</p> <p><b>protocol</b> 294:22</p> <p><b>protocols</b> 294:26</p> <p><b>proud</b> 339:6 369:16</p> <p><b>provide</b> 232:17 235:7 236:4 240:18,24 242:18 248:5,8,22 250:5 254:15 255:19 269:4 277:21 280:18 286:11 299:21 301:14 302:25 308:1 318:11 324:8 325:5 327:4</p>	<p>332:6,15 339:14, 15 353:13 359:6, 12,14 360:1,15 361:4</p> <p><b>provided</b> 230:9, 22 231:24 232:5 234:25 239:9 240:19,21 241:14 244:23 245:3,5 246:1,2 248:12 251:23,26 257:24 262:1 297:6,14 312:11 317:15,17 318:8,13 319:7, 14 321:13 359:9, 13 371:1,17</p> <p><b>providing</b> 238:10 247:25 249:22 254:8 303:13 323:25 333:20 361:21 363:7</p> <p><b>Province</b> 372:8</p> <p><b>provisions</b> 269:6, 15 358:7</p> <p><b>public</b> 227:7 228:12,14,24 229:3,9,12 230:2, 4,18 232:19 233:12,20,21 234:5,14,18,22, 23 235:1,14 237:14 238:15 240:25 241:1,10, 11,17 242:3 243:3,11,22,23 244:1,2,17,26 252:3,23 255:5 277:17,18 300:21 301:3 314:9 323:3 353:2,6 360:20,21 361:13 362:20</p> <p><b>publicly</b> 360:13</p> <p><b>purchase</b> 346:19, 26 351:16 353:21</p>	<p><b>purpose</b> 279:15 319:21 322:1</p> <p><b>purposes</b> 232:24</p> <p><b>put</b> 228:10 256:13 259:8 262:25,26 282:10 294:22 297:13 325:26 328:12 332:4,14 335:10, 11 336:2 338:20 344:12 351:4</p> <p><b>putting</b> 256:21 281:8</p> <hr/> <p style="text-align: center;"><b>Q</b></p> <hr/> <p><b>Qaujimajatuqan</b></p> <p><b>git</b> 238:16 241:2, 12,18 243:3 250:14 252:4,12, 24 253:1,8 254:1, 24 255:3,8,11,14 260:13 267:26 270:1 271:16 276:5 281:15 282:4 283:26 284:2,5,12,14,16, 19 285:21 286:26 288:11,12,14,17 289:4,8,16 291:11,17 292:14,19 295:3 300:12,20,25 302:4,20 306:10, 12,15,23,25 307:17 308:4 309:8,22,24 310:9,19,21 313:4,9 316:1,11 318:6,14,24 320:14,18 321:2 322:12,14,26 324:26 325:9,13, 24 326:2,9 333:18,23 346:11 347:3 354:13 365:26 366:7</p>	<p><b>QIA</b> 246:22 254:8,15 274:15 333:3,16 335:3,5, 13,15 337:8,19 370:7</p> <p><b>Qikiqtaaluk</b> 322:17,21 323:5</p> <p><b>Qikiqtani</b> 246:19 248:4 249:25 252:6,9,20,24 253:4 254:13,21 256:3,11,13,20, 25 257:7 258:1,6, 12,17 259:9,13, 15 261:5 262:14 264:25 275:18 282:2 286:5 291:24 301:12, 18,20 303:2,5,9, 14 304:2,18,21 307:8,26 319:3 332:16 333:15, 16,21 336:13 338:16 339:3 340:26 355:20 365:1 370:13</p> <p><b>qualification</b> 321:25</p> <p><b>quality</b> 273:16 322:4 356:9</p> <p><b>Quebec</b> 355:4,10</p> <p><b>question</b> 256:24 259:17,25 260:23 263:9,12,19,20 265:25 266:3 267:22 268:15 274:12,20 278:3 279:2 284:9 285:14,15,19 286:20,25,26 290:9 292:13 293:23,24 294:2, 8 295:2 300:11 303:24 304:3,17, 24 305:9,10,25 306:9,19 309:14</p>	<p>310:2,12 311:1 313:13 320:23 322:7 324:16,17, 25 325:5,22 327:22,23 329:3, 15 330:7 333:3 334:1,23 336:1, 12,25 337:2,26 340:17,24 344:23 345:4 348:12,13, 14,16 349:1,4 350:4,9,13 356:20,25 357:14 359:1,8,26 360:16 361:12 362:3 364:15,22 366:19,23 369:25 370:1</p> <p><b>questioning</b> 239:21 283:16 298:4 321:11 327:7 328:24</p> <p><b>questions</b> 231:2 234:11,15 235:26 238:14 239:3,17 240:15,17,20 244:3 252:2,6,16, 22 259:20 263:7 267:15,18,23 273:4 277:14,16, 21,22 283:4,8,11, 17 284:22,23 285:4 288:8 293:19 297:22 299:19 300:4,6 318:9,26 323:3 324:3,5,6,9,13, 17,20 326:6 327:5,10,24 332:21 333:6 337:18 338:2,3 340:2 342:14,20 343:2 345:5,8,10, 17 346:4 348:5, 11 351:23 354:1, 4,7,8,10 356:14 358:1,17 359:2,</p>
--	---	---	---	---

25 360:11  
 363:14,17 364:1,  
 2,11,14 365:7,19,  
 25 366:1,13,15,  
 17 369:20  
 371:11,22  
**quick** 228:7  
 231:5 324:14  
**quickly** 250:12  
 365:20  
**Qujannamiik**  
 254:17 297:26  
 300:9,26 302:15  
 303:6,17 304:14  
 305:8,17 306:4,  
 16,22 307:3,12  
 308:8 309:5,26  
 310:24 311:14,25  
 312:18 315:8  
 316:13 317:5,10  
 318:1,14 319:11,  
 16 320:1,20  
 321:18 323:7  
 324:14 325:2  
 326:3 328:26  
**Qumuatuq**  
 235:24  
**quote** 270:16  
**Quyanainni**  
 359:21 361:6  
 362:13 363:8

---

## R

---

**radio** 244:3,21  
 277:19,21  
 293:18,21 307:23  
**rail** 248:20  
 314:22 321:9  
**railroad** 248:25  
**railway** 246:13,  
 15 264:3 265:8  
 287:19 311:25  
 313:7 320:9  
 350:3 355:9

**raise** 237:9 278:2,  
 13 279:12 298:4  
 316:9 364:2,14  
**raised** 255:5  
 274:12 289:22  
 298:15 304:11  
 307:18 317:7  
 322:10 352:10  
 366:1  
**raises** 315:14  
**ran** 331:14  
**rant** 358:17  
**rating** 270:23  
**rationale** 281:10  
 335:2  
**reach** 295:17  
**read** 283:22  
 284:13 309:15  
 310:14 315:12  
 322:13,22 356:4  
 370:5,9  
**ready** 361:3  
**real** 286:13  
 343:13 356:14  
 367:19  
**reality** 268:15  
 346:23  
**realms** 259:1  
**reason** 248:1  
 329:8 336:14,17  
 342:4,13,16,17  
 343:4,6,10,26  
 344:23 345:4  
**reasonable**  
 239:26  
**reasons** 284:18  
**recall** 298:15  
**receive** 232:26  
 235:13 249:15  
 254:10 255:21  
 258:1 302:6  
**received** 248:13  
 285:19 286:19  
 312:12 319:4

322:8 325:20  
 339:26  
**Receivers** 232:3  
**recently** 302:11  
 326:18  
**Recinos** 327:23  
 334:5,6 336:9,10  
 339:10,12,17  
**recognize** 294:10  
 297:1 299:18  
 302:19 307:6  
 327:14 355:26  
 366:25 367:6  
**recognized**  
 294:26 296:23  
 297:10 309:24  
 314:16 323:20  
**recognizing**  
 282:16 284:25  
 298:17 304:3  
 306:6 307:14,18  
 309:18 310:17  
 320:3,7 322:6  
 324:2,17 371:19  
**recommend**  
 235:3 358:6  
**recommendatio**  
**n** 357:23  
**recommendatio**  
**ns** 235:1,8,14,17  
 236:5 249:9  
 357:20  
**recommended**  
 357:19  
**recommends**  
 235:5  
**reconcile** 272:23  
**reconciled**  
 324:25 326:12  
**reconvene**  
 251:12 285:2  
 371:21  
**reconvening**  
 239:1

**record** 231:22  
 232:18 234:23  
 237:14 239:8  
 252:14 255:6  
 275:19 300:14  
 305:1,11,26  
 317:17 330:25  
 335:10,12  
**recording** 237:8  
**redefining**  
 355:18  
**reduce** 248:9  
 265:20 266:7,22  
 293:26 351:2  
**reduced** 265:25  
 266:3 330:7  
**reducing** 248:25  
 249:2 266:25  
**refer** 270:15  
 273:5 288:10  
**reference** 251:26  
 270:18 273:10  
 276:11 278:17  
 280:2 302:8  
 312:23,24  
**referenced**  
 309:12 310:13  
 318:4  
**references** 309:8  
 310:9  
**referencing**  
 312:21  
**referred** 256:25  
 316:17 360:22  
**referring** 273:9  
 348:16 361:20,21  
**refers** 254:24  
 258:8  
**refined** 275:18  
**reflect** 254:26  
 275:9 307:7  
 317:1  
**reflected** 247:14  
 338:19

**refrain** 298:6  
**regard** 270:21,25  
 273:6 279:26  
 282:23  
**region** 265:15  
**regional** 314:10  
 332:15 357:3  
**registry** 242:4  
 332:14  
**regularly** 230:7  
**regulator's**  
 251:8  
**regulators** 251:4  
**reissued** 278:15  
**reissuing** 278:21  
**reiterate** 303:25  
**rejecting** 235:16  
**relate** 330:9  
**related** 227:9  
 253:5,14,24  
 256:22 300:11  
 316:1 323:3  
**relates** 288:19  
 313:4  
**relating** 255:13  
 304:13 306:12,24  
 316:11  
**relation** 252:23  
 272:7 299:23  
 300:18 312:9  
**relationship**  
 273:4 274:11  
 278:8 279:25  
**relevant** 235:3  
 253:23 280:15  
 333:21  
**reliable** 274:5  
**rely** 269:26  
 346:16  
**remain** 228:21  
 344:8  
**remained** 312:11  
**remaining** 238:5

<p>324:8</p> <p><b>remains</b> 229:14 230:14 238:9 280:15</p> <p><b>remarks</b> 227:2 231:1</p> <p><b>remember</b> 229:25 240:16 355:21,22</p> <p><b>remind</b> 240:14 282:9 339:13 359:7</p> <p><b>reminded</b> 238:4</p> <p><b>reminder</b> 228:7 339:20</p> <p><b>remotely</b> 233:10</p> <p><b>renovations</b> 362:17</p> <p><b>rep</b> 335:15 347:21</p> <p><b>repeat</b> 230:26 273:24 304:17 310:2</p> <p><b>report</b> 235:1,14, 16 236:4 246:1 253:12,24 286:13 293:16 296:17 300:15 307:15 309:10,11 310:11,12 317:16 319:8,13,15,22 333:19 339:25 340:4 367:13 370:25 371:2,4,6</p> <p><b>reported</b> 282:18, 23</p> <p><b>Reporter</b> 372:15, 22</p> <p><b>reporters</b> 237:17,20 239:23</p> <p><b>reporting</b> 237:17 340:5 369:18</p> <p><b>reports</b> 246:20 256:26 290:22 312:15 355:6</p>	<p>371:12,14</p> <p><b>represent</b> 354:2, 4 363:22</p> <p><b>representation</b> 362:25 364:5</p> <p><b>representative</b> 230:2 287:16 327:18 335:13 339:23</p> <p><b>representatives</b> 230:25 232:2 234:8 237:9,23 245:9 264:2 278:4 298:12,13, 18,23 301:12 317:22,24 334:11 364:19</p> <p><b>representing</b> 238:2 263:11 335:14</p> <p><b>reps</b> 335:7</p> <p><b>request</b> 254:15 256:13 290:3 298:26 300:10 307:25 308:5,26</p> <p><b>requested</b> 267:11 302:25 303:3 304:2</p> <p><b>requesting</b> 370:20 371:3,15, 16</p> <p><b>requests</b> 239:4 247:7 304:7 305:13 306:7 323:24</p> <p><b>require</b> 240:2 242:17,19 247:4 269:15</p> <p><b>required</b> 232:21 235:10 238:21,23 249:3 266:18 289:18 295:10 316:21 319:15 320:18 328:16 351:5</p>	<p><b>requirement</b> 228:14 288:15 316:25</p> <p><b>requirements</b> 228:12,21 251:8 259:3 292:4 321:1</p> <p><b>requires</b> 253:17 258:16 332:18</p> <p><b>rescue</b> 227:21 366:26 367:3,5 368:16 369:2,16</p> <p><b>rescued</b> 367:10</p> <p><b>research</b> 247:6,7 274:2 319:1</p> <p><b>researcher</b> 319:2</p> <p><b>reserve</b> 309:13</p> <p><b>residents</b> 317:8</p> <p><b>resolve</b> 308:16</p> <p><b>resource</b> 246:21 252:12 257:1,5, 10,13,14,22 269:20 325:16 333:13 358:11</p> <p><b>resources</b> 253:15,20 258:9, 26 304:12</p> <p><b>respect</b> 238:4,14 239:4,5,12 272:8, 15 280:10,13 291:4,8 299:19, 22 300:4 312:7 360:25</p> <p><b>respectful</b> 240:24</p> <p><b>respectfully</b> 299:7</p> <p><b>respecting</b> 324:21 328:11</p> <p><b>respective</b> 237:10</p> <p><b>respond</b> 231:10 260:23 271:7 274:23 275:11</p>	<p>276:22 277:15 290:8 293:1 305:20 308:22 312:2 339:6,11 340:8 359:18,24 360:2 362:11 369:25</p> <p><b>responded</b> 248:12 272:18 317:13 360:21</p> <p><b>response</b> 255:19 267:3 278:2 279:4,14 284:25, 26 285:2 288:9 289:14 293:20 294:9 295:15 296:8 302:16 303:19,26 307:13 308:19 309:6 311:16 315:9 317:6 318:2 319:12 339:14 350:9 352:2 360:1,15,18 366:24</p> <p><b>responses</b> 254:12 257:13 275:25 283:16,18 285:10 303:22 312:19 338:22 359:4,5, 16 369:20</p> <p><b>responsibility</b> 333:17 356:18,22</p> <p><b>responsible</b> 235:13,15</p> <p><b>responsive</b> 355:16</p> <p><b>rest</b> 234:3</p> <p><b>restart</b> 271:25</p> <p><b>restraints</b> 302:21</p> <p><b>restrictions</b> 229:11 230:5 267:2 326:16 328:1,2,4,14 352:9</p>	<p><b>result</b> 240:12 266:3 278:20 279:23,24 291:2 297:16,17</p> <p><b>resulted</b> 338:14</p> <p><b>results</b> 271:13 272:24 296:11 322:24</p> <p><b>resume</b> 238:13</p> <p><b>resumed</b> 227:7</p> <p><b>return</b> 231:6 276:4 283:2 313:1 324:7 343:25</p> <p><b>returned</b> 370:24</p> <p><b>returning</b> 227:24 303:19</p> <p><b>revenues</b> 353:12</p> <p><b>review</b> 227:4,6 228:10,15 230:9 232:17,20 234:26 236:8 241:8 242:7 244:20 245:3,6,24 246:2 249:9 264:20 274:3 282:3 286:19 288:15, 18,21 289:1,2,5, 25 299:1,15 300:14 304:9 305:14,16 307:15 310:24 311:9 314:9 315:1,5 320:5,25 321:22 322:23 323:26 332:18 333:25 340:17 355:6 360:10 370:18</p> <p><b>reviewed</b> 287:18</p> <p><b>revise</b> 257:23</p> <p><b>revised</b> 241:24 242:9 257:26</p> <p><b>revisions</b> 319:15</p> <p><b>RFX</b> 271:12</p>
---	--	--	---	---

<b>Rhoda</b> 237:4 <b>Richard</b> 242:16, 22 243:18 252:15,18,20 254:19,21 255:25 256:18 258:4,6 259:14,15 <b>risk</b> 263:24 281:19 314:19 315:20 316:20 317:15 338:22 <b>risks</b> 316:22 <b>river</b> 227:9 230:15 235:9 244:12 246:13 258:19 260:11 269:25 278:16 284:14 286:4 288:22 322:12 323:11 325:21 342:13 343:3 368:7 <b>road</b> 246:4 248:24 249:1 311:23 <b>roadway</b> 326:17 <b>Robbie</b> 270:10 <b>role</b> 253:8 255:6, 9,15 256:1 280:3 336:19,21 <b>roles</b> 258:25 <b>room</b> 233:16,18 353:26 <b>Rouget</b> 242:17 243:19 <b>round</b> 324:24 <b>roundtable</b> 233:11 234:4,7, 13,19 298:12,22 348:2 370:19 <b>route</b> 248:22 341:1,3,10,13,18, 24 350:3 <b>RPR</b> 372:14	<b>rules</b> 238:5 <b>run</b> 268:14 <b>running</b> 292:5 <hr/> <b>S</b> <hr/> <b>safe</b> 228:11,21 369:14 <b>safely</b> 369:17 <b>safety</b> 245:24 246:4 287:18 293:3 294:25 <b>sake</b> 239:23 268:1 340:17 <b>sakes</b> 346:6 <b>Sandra</b> 237:16 372:3,14 <b>Sanirajak</b> 345:15,17 346:2 347:23 348:1,5,6 349:14,17,24 351:7,21,26 361:7 363:11 <b>sanitize</b> 230:7 <b>SAR</b> 367:5 368:1 <b>satisfied</b> 289:5, 20 366:12 <b>Saturday</b> 234:2,6 <b>Savikataaq</b> 352:21 <b>scale</b> 278:23 279:4,5 <b>scales</b> 278:23,24 <b>schedule</b> 238:18, 19 301:8 <b>scheduled</b> 234:1, 4,6 238:17,25 <b>schedules</b> 268:25 287:23 <b>School</b> 294:11 <b>schools</b> 353:14 <b>science</b> 275:9 294:2,7 295:2,7,	9,16 296:9 326:21 354:15 <b>scientific-led</b> 266:14 <b>scientists</b> 294:7 <b>scope</b> 311:22 313:2 315:25 320:8,20 <b>Scottish</b> 270:9 <b>screen</b> 231:14 <b>sea</b> 273:6,8 279:26 <b>seal</b> 279:26 <b>seals</b> 345:2 <b>search</b> 227:21 366:26 367:3,6,9, 14 368:16 369:2, 4,10,15 <b>season</b> 261:17,23 262:4 287:4 293:9 294:18 311:23,24 313:5 316:3,25 320:9, 13 326:16 328:5, 7,13 344:1,6 350:21 <b>seasons</b> 312:9,14, 20 313:1,6 316:1, 4 355:10 <b>seated</b> 334:21 <b>seconds</b> 272:2 <b>section</b> 242:14 283:21 286:2 298:5 <b>sections</b> 299:6,20 300:4 <b>secured</b> 301:21 <b>security</b> 250:4,6 <b>sediment</b> 273:16 <b>seek</b> 299:21 <b>seeking</b> 366:17 <b>sees</b> 270:21 <b>selected</b> 341:13	<b>selection</b> 246:9 <b>send</b> 336:3 <b>senior</b> 236:21 <b>sense</b> 302:5 <b>sensitive</b> 342:8 <b>separated</b> 369:11 <b>September</b> 275:19 365:22 366:1 <b>series</b> 263:23 283:11 301:9 311:7 316:19 <b>serve</b> 279:16 <b>served</b> 235:21 <b>services</b> 236:13, 24 354:6 356:12 358:19 <b>session</b> 231:6 238:6,17,20,24 273:19 297:4 348:2 <b>sessions</b> 233:11, 23,24,26 234:1 238:22 245:10,24 283:3 309:25 310:21 314:3,6, 22 315:4 333:19, 23 334:9 337:26 <b>set</b> 235:17 239:13, 16 275:24 284:7 287:22 336:4 <b>sets</b> 245:13 <b>Settingington</b> 242:17,22 243:20 <b>setting</b> 240:8 261:11 282:11 <b>settings</b> 308:14 <b>settlement</b> 342:21 360:23 <b>share</b> 234:11 <b>shared</b> 280:11,14 297:12 318:18, 21,25 319:6 338:12 355:7	357:1 <b>sharing</b> 289:8 342:1 343:20 <b>Shaw</b> 233:6 <b>sheets</b> 232:14 <b>ship</b> 246:5 342:4 <b>ship-based</b> 273:15 <b>shipping</b> 249:3 261:9 262:4 265:10,20 266:25 267:2 287:23 291:1 292:22 311:23,24 312:8, 23 313:5,6,19,21, 22,26 314:21 315:13,14,15,17, 21,22,23,24 316:2,3,8,9,11 320:9,12 326:16 328:1,2,4,7,13,15 341:18 342:3 344:1 350:21 371:10 <b>ships</b> 265:21,24 266:3,7 287:9,11, 20 293:14,26 343:11 344:24,26 345:1 347:8 350:4,5,6,8,15 <b>shirt</b> 346:19 <b>short</b> 268:18 311:2 343:23 <b>shortened</b> 320:8 <b>shorter</b> 350:21 <b>shortfall</b> 328:5,6 <b>shorthand</b> 372:6 <b>Shortly</b> 301:23 <b>shortness</b> 229:24 <b>shoulder</b> 293:9 313:6 316:3,24 328:7 <b>shoulder-ice</b> 287:3
--	---	--	---	---

<b>shoulder-season</b> 312:23 315:21,23 316:11 328:2 <b>show</b> 293:21 <b>showed</b> 278:18 <b>showing</b> 230:16 343:22 <b>shown</b> 266:8 <b>shows</b> 244:21 280:13 307:23 <b>sic</b> 243:8 297:23 334:7 337:14 <b>sick</b> 229:25 <b>side</b> 343:17 <b>sides</b> 233:17 <b>sign</b> 232:15 <b>sign-in</b> 232:3,14 <b>significance</b> 331:4 <b>significant</b> 270:23 271:4 292:7 295:21 296:19,21 300:17,19 320:20 324:18 <b>significantly</b> 296:1 297:8 313:3 <b>silent</b> 240:8 282:10 <b>similar</b> 229:19 237:26 267:8 343:21 358:22 <b>similarities</b> 323:19 <b>simplify</b> 306:23 <b>simply</b> 242:2 274:1 279:11 284:19 314:7 <b>simultaneous</b> 231:23 237:3 <b>single</b> 280:23 313:21	<b>singular</b> 285:25 <b>sit</b> 298:14 354:8 <b>site</b> 264:1 301:13 352:14 <b>sitting</b> 278:14 321:7 334:13 346:12 <b>sizes</b> 230:4 <b>skepticism</b> 270:12 <b>Ski-doo</b> s 368:6,8 369:3 <b>skill</b> 372:7 <b>skip</b> 243:13 <b>skipped</b> 339:26 340:3,4 <b>skipping</b> 299:5 <b>slide</b> 245:6,16 246:16 247:16 248:6,14 249:23 250:10,23 251:1, 24 256:25 257:4 263:14,23 264:1 267:25 268:12 278:18 300:1 309:7,15 310:8, 14 325:8,12 328:1 332:25 356:26 361:16 366:19 370:3 <b>slides</b> 251:22,26 254:23 255:2 278:17 298:7 299:3,4,6,9,17, 20,23 325:11 328:1 340:12 <b>slight</b> 231:17 <b>slipped</b> 318:3 <b>slow</b> 303:20 304:9,25 305:15 310:3 <b>smaller</b> 350:24 <b>snacks</b> 334:19	<b>snowmobiles</b> 346:25 <b>social</b> 247:1 248:1 258:11,24 334:26 361:17 <b>societal</b> 286:5 <b>society</b> 253:15 <b>socio-economic</b> 236:2 247:19 319:2 322:17,20, 21 323:6,11 <b>socio-economics</b> 258:26 <b>soil</b> 349:7 <b>sold</b> 346:15 <b>Solomon</b> 236:24 <b>solutions</b> 305:2 <b>someday</b> 346:16 <b>Somerset</b> 261:16 <b>sort</b> 247:23 327:26 346:5 <b>sorts</b> 247:20 <b>sound</b> 231:15,17 232:8 237:7,8 246:6 261:13,15 271:1 315:15 344:5,7 369:15 <b>sounds</b> 355:15 <b>source</b> 331:25 <b>space</b> 301:15 302:25 303:13 304:20 <b>speak</b> 228:25 230:2 231:8,11, 19 238:9 239:8, 24,25 270:7 275:3 299:18,26 339:24 340:18 345:21,25 363:12,26 365:13,17 <b>speakers</b> 237:11 239:18	<b>speaking</b> 231:12, 21 237:19 239:16 263:23 298:6 299:3 309:23 363:23 365:9,16 <b>speaks</b> 264:1 296:25 <b>species</b> 273:18 326:20 <b>specific</b> 254:11, 13,15 256:14 266:17 296:13 300:3 309:22 310:18 312:22 316:16 359:25 362:6 <b>specifically</b> 275:22 286:2 298:10 306:13 307:16 308:4 310:19 313:4,7 317:20 322:11 342:7 350:18 <b>spectrum</b> 272:12,15,16,25 285:26 <b>speculating</b> 345:1 <b>spending</b> 353:18 <b>spent</b> 324:3 <b>spoke</b> 342:17 365:8 370:25 <b>SPOKEN</b> 254:18 255:24 256:17 258:3 260:8 263:3 276:25 290:1 310:4 324:12 361:9,24 <b>spokesperson</b> 231:9 239:19 <b>spread</b> 229:15 <b>spring</b> 293:12 <b>square</b> 271:1 <b>stable</b> 344:9	<b>staff</b> 231:3 232:12 233:13 236:6,10 237:12, 13 301:26 339:2 343:2 345:22 356:24 361:12 363:1 <b>staffed</b> 262:6 <b>stage</b> 235:5,7 <b>stakeholders</b> 354:22 <b>start</b> 227:18,21 234:4 247:13 265:21 270:11 287:9 293:14 294:17 302:1 334:7 352:24 <b>started</b> 245:18 260:3 274:14 291:1 350:6,7 357:8 <b>starting</b> 287:13 326:15 <b>state</b> 237:19 239:25 242:19,20 338:13 <b>stated</b> 279:12 288:21 304:5 306:23 308:1 322:13 <b>statement</b> 270:15 271:1,12,15 272:5,7 281:4,25 284:8 286:17 288:20,22 289:19 309:20 310:23 314:15 316:7,17 320:10,26 321:24 330:4 333:4 <b>statements</b> 234:21 240:18 271:19 286:6 306:11,24 307:2 316:6 359:9,12 363:13
---	---	--	---	--

<b>states</b> 283:22 315:12 328:3 <b>static</b> 281:16 282:16 354:13,15 <b>station</b> 355:9 368:20 <b>stationary</b> 238:5 <b>stay</b> 229:25 230:1 352:22 <b>Steensby</b> 268:5 269:4,26 <b>step</b> 308:13 314:4 <b>STEVENOW</b> 229:1,8 <b>stewardship</b> 249:26 250:19 254:8 256:10,12 257:25 258:9,18, 21 262:10,17 264:16,26 269:5 272:23 291:19 325:17 357:2 358:9 <b>stick</b> 328:3 <b>stockpile</b> 326:18 <b>stocks</b> 265:13,18, 22 266:1 <b>stop</b> 284:22 332:21 <b>stores</b> 277:13 <b>stories</b> 343:20,22 <b>storm</b> 368:14 <b>strength</b> 367:18 <b>strengthened</b> 262:9 295:1 <b>strengthens</b> 326:24 <b>stringent</b> 328:4 <b>strive</b> 367:17 <b>strived</b> 343:5 <b>strong</b> 262:16 338:21 339:8 <b>strongly</b> 276:2	<b>stuck</b> 368:7 <b>students</b> 294:10 <b>studies</b> 257:1,9 266:9 273:15 280:5 281:6,20 282:1 290:16,18 291:7 309:16 310:15 313:22 343:22 344:7 355:25 357:8 <b>study</b> 269:20 278:16 280:25 357:5 <b>subject</b> 256:22 272:12 <b>submission</b> 314:14 320:4 <b>submit</b> 299:6 <b>submitted</b> 261:1 275:17,19 299:2 360:20 <b>subsequently</b> 301:19 <b>substantial</b> 353:19 <b>success</b> 230:19 <b>suggest</b> 276:2 280:12 321:3 339:14 354:16 <b>suggesting</b> 320:17 <b>summarize</b> 269:24 357:15 <b>summary</b> 230:22 245:4 251:9 261:1,6,8 271:18 272:11 311:2 315:13 357:14 <b>summer</b> 246:10 312:25 316:3 371:10 <b>Sunday</b> 234:3 <b>supper</b> 239:2	<b>supplemental</b> 269:21 <b>supplemented</b> 281:20 <b>supplies</b> 346:26 <b>support</b> 241:14 253:16 257:3 258:15,17 262:13 281:17 284:17,20 287:1 297:14 298:22 300:22 304:7,24 306:7 308:8 310:17 332:15,18 346:6, 7 351:19 352:6 353:10,20,23 356:16 369:12 <b>supported</b> 282:6 296:9 305:12 367:20 <b>supporting</b> 249:18 257:7 280:23,25 281:11 309:12 310:13 312:21 315:11 316:12 356:9 <b>supports</b> 255:13 <b>supposed</b> 348:19 <b>suppression</b> 326:17 <b>surfaces</b> 230:6 <b>surpassed</b> 327:1 <b>surprised</b> 356:12 <b>survey</b> 275:4 294:24 <b>surveys</b> 273:14 274:25 349:10 <b>survive</b> 268:19 <b>suspect</b> 270:8 <b>Sustainable</b> 286:7 <b>sustained</b> 363:2 <b>switch</b> 231:15 365:15	<b>sworn</b> 240:17 339:13,16,21 359:7,14 <b>symptoms</b> 229:18,19,20,22, 23 <b>system</b> 237:7 254:1 266:19 286:10,12 <b>systems</b> 253:3	<b>tech</b> 231:18 <b>technical</b> 233:11, 23,26 234:1 236:8,13,14,15, 20,24 267:23 270:6 279:3 280:23,24 281:11 298:14,21 309:12 310:13 312:21 315:11 316:12 317:14 333:4 345:22 351:26 360:7 363:21 <b>technician</b> 231:15 <b>technologies</b> 275:8 <b>technologist</b> 236:17 <b>technology</b> 240:11 303:21 <b>teleconference</b> 237:23 354:26 <b>teleconferences</b> 244:24 <b>telephone</b> 301:25 307:24 <b>television</b> 233:4 277:12 <b>telling</b> 326:11 331:21 <b>ten</b> 282:24 <b>ten-month</b> 291:1 311:23 313:19 320:12 <b>tend</b> 343:3 <b>Teresa</b> 236:17 241:7 299:14 <b>term</b> 235:22 256:14 276:12,15 <b>term-and-</b> <b>condition</b> 259:8 <b>terms</b> 235:9 240:2 247:26
--	---	---	--	--

248:7,8,17 250:6, 12,19,20 251:3,6 254:17 276:12 277:1 291:11,22	<b>tied</b> 275:25 <b>tiered</b> 275:23 <b>Tigullaraq</b> 243:7,9,10 276:22,24,25 285:14 286:21, 22,23,24 347:5 352:12 354:20 357:1 361:11 370:15,16,17 <b>Tigullaraq's</b> 293:8 352:26 <b>time</b> 230:26 234:13 237:19 239:1,12,13 240:2,5 251:25 261:2 275:6 276:3 278:22 280:6 282:17 284:1 287:17 289:19 301:21 308:2 309:2,19, 21 312:24 313:10 318:8 321:4 323:5 324:2,22 325:24 334:21 335:16 337:16, 17,18,26 338:4 340:18 342:18 343:5 346:17 359:8 360:3 365:24 368:13 370:19,23 <b>times</b> 276:13 331:19 334:14 343:13 357:18 <b>Timothy</b> 345:21 <b>tired</b> 367:24 368:4 369:8 <b>tirelessly</b> 367:22 <b>tiring</b> 334:16 <b>titled</b> 250:24 <b>Titus</b> 237:4 <b>today</b> 237:3 238:19 242:4	291:24 299:4 327:26 331:19 346:11,22 348:15,22 351:6 354:12 356:2 <b>today's</b> 231:6 245:21 <b>told</b> 271:16 348:21 <b>tomorrow</b> 371:21 <b>tonight</b> 238:18 <b>top</b> 283:16 <b>topic</b> 240:15 251:19 252:11 278:8 324:3,18 327:6 349:21 366:6 <b>topics</b> 240:16 252:16 283:3 352:10 <b>totally</b> 346:7 <b>tote</b> 246:4 <b>touched</b> 263:14 265:9 327:25 <b>tracing</b> 232:24 <b>tracking</b> 349:6 <b>tracks</b> 342:4 <b>tradition</b> 239:5 <b>traditional</b> 243:12 244:10 245:21 246:23 247:10,11 259:26 260:7,16 265:17, 26 268:6,8 287:26 288:19 294:3 346:9,12 348:17,18 <b>traffic</b> 246:5 265:25 <b>train</b> 264:2 346:8 351:12,17,18 355:8,9	<b>training</b> 249:16 356:11 362:26 <b>transcribed</b> 372:6 <b>transcript</b> 237:15,18,21 372:1,5 <b>transferring</b> 297:23 <b>transit</b> 267:2 326:16 328:14 <b>transitions</b> 312:25 <b>transits</b> 344:2 <b>translation</b> 231:14 254:19 255:25 256:18 258:4 260:9 263:4 276:26 290:1 310:2,5 324:13 361:10,25 <b>transparent</b> 338:5 357:12 <b>transport</b> 350:8 <b>transportation</b> 351:18 <b>transported</b> 351:13,14 <b>trappers</b> 244:5 261:7,22,25 277:2 283:7,19 285:3 287:6 288:4,6 289:11, 13 292:11 293:5, 11 295:13 297:20,25 298:1 300:3,8 302:14 303:16 304:8 305:5 306:3,21 307:11 308:6 309:4 310:7 311:13,15 312:17 315:7 317:4,26 319:10,26 321:17 322:15 323:22	324:4,8,10,19 325:4,7 327:4,17, 21 329:1 345:12, 23 348:6 351:21, 23 352:1 353:4 361:8 362:1 364:9 365:11,24 366:3,10 369:21 370:11 371:22 <b>travel</b> 246:6 248:22 301:24 307:19 341:13 <b>travelled</b> 261:16 298:13 <b>travelling</b> 302:1 <b>traversing</b> 293:14 <b>treated</b> 368:21 <b>trips</b> 244:11 <b>trouble</b> 232:11 237:10 <b>trucking</b> 311:23 <b>Trudeau</b> 352:20 <b>true</b> 282:17 354:14 <b>trustworthiness</b> 330:8 <b>Tucktoo</b> 236:22 237:6 <b>Tunngavik</b> 259:18,20,23 263:6,8,11 264:11,14 265:3, 6 267:12 293:24 <b>turn</b> 228:23 231:8,10,14 239:3,24 240:6, 26 242:13 252:15 282:10 283:12 324:16 <b>turnarounds</b> 347:15 <b>Tusaqtaavut</b> 246:20 256:26 257:1,9 281:20
---	--	---	---	--

**TV** 233:6,8  
277:10 355:1  
**Twitter** 244:22  
**type** 307:23  
348:22  
**types** 276:26  
277:22 309:25  
310:21 314:4  
344:16  
**typical** 314:26  
**typically** 276:17  
278:25

---

**U**

---

**Udlu** 243:15  
359:18,20,21  
362:11,12,13  
**unanimously**  
264:4  
**uncertainty**  
300:17  
**understand**  
253:10 281:7,15  
284:18 288:13,17  
289:1 291:3  
294:23 329:4,5,8,  
16,20,25 331:8,  
15,17 337:14,15  
**understandable**  
270:12 341:17  
**understandably**  
282:22  
**understanding**  
242:16 263:1  
274:17 280:6  
285:20 289:19  
312:13 313:22  
314:19 318:23  
321:22 335:4  
344:22 360:5  
363:1 370:22  
371:2,15  
**understands**  
289:15

**understatement**  
281:7  
**understood**  
269:13 313:18  
329:13 370:23  
**undertake**  
273:13 304:13  
313:3 319:1  
**undertaken**  
246:10 263:19  
300:21 370:21  
**unfair** 298:19  
**unfold** 278:10  
**unfortunate**  
352:4 353:23  
**unmutes** 231:18  
**unparalleled**  
262:20  
**upcoming**  
303:12  
**update** 241:23  
247:14 254:25  
318:13 365:21  
**updated** 241:1  
242:10 257:21  
281:25 307:7  
**updates** 244:26  
251:24 302:9  
**updating** 233:25  
255:14  
**utilized** 248:7  
287:1  
**Uvagut** 233:8  
354:26

---

**V**

---

**Valerie** 347:21  
348:8 349:14,16  
**valid** 268:4  
282:18  
**validation** 308:3  
**valuable** 318:20

**values** 286:5,15  
290:24,25 295:8  
**variations**  
250:26  
**varying** 235:16  
**vegetation** 349:7  
**vehicle** 308:21  
**venue** 282:12  
**venues** 318:22  
**verification**  
308:3 318:11,12  
319:16,21  
**verified** 317:16  
**verify** 319:7,14  
**verifying** 255:10  
**Veronica** 237:3  
**version** 241:26  
242:10 269:25  
295:6 319:23  
370:4,8,12  
**versions** 330:21  
331:1  
**vessel** 343:24,26  
**vessels** 272:14  
294:25 331:9  
342:6 343:23  
344:4 350:7,17,  
20,23,24 351:1,  
14  
**viability** 293:2  
**vibrant** 282:25  
**vice** 364:9  
**Vidal** 237:16  
372:3,21  
**video** 230:9 237:7  
271:20  
**view** 233:10  
253:10 275:15  
**viewed** 311:10  
316:20 355:1  
**views** 234:15  
285:26 286:18  
296:8 313:24

314:24 316:22  
**vigorously** 268:9  
**virus** 229:16  
**visit** 260:14 264:1  
**voice** 247:3 339:8

---

**W**

---

**wages** 346:24  
**wait** 229:5 239:14  
283:14 303:21  
331:24 339:15  
344:4  
**waiting** 344:6  
**walrus** 279:26  
**wanted** 277:4  
279:11 348:1  
351:3 352:1  
364:11 365:21  
370:21  
**wanting** 337:13,  
14  
**warning** 266:19  
**Wash** 230:6  
**washrooms**  
233:14,15  
**water** 246:8  
249:5 273:16  
341:20  
**waters** 293:15  
331:10  
**wave** 236:10  
**ways** 301:25  
330:19,20  
**wear** 230:5  
237:26  
**weary** 255:4  
**website** 355:6  
**week** 227:23  
236:25 298:12,  
15,24  
**weeks** 230:21  
233:22 370:25

**weigh** 315:20  
**welcomes** 238:10  
**well-being**  
361:19  
**well-known**  
306:1  
**western** 266:13  
294:6 295:9,16  
296:9 354:15  
**whalers** 346:14  
**whales** 342:22,23  
343:7,8  
**whatnot** 347:15  
**wholly** 265:1  
**wildlife** 253:14,  
20,24,25 260:4,  
17,18 263:8  
265:8,11 295:18  
329:22,23 330:11  
332:17 336:20,24  
342:18 348:19,22  
349:6 355:11  
371:7  
**wildlife's** 346:6  
**willingness**  
291:22 321:21  
**wished** 270:9  
**wishes** 240:18  
324:21  
**witnesses** 242:14  
**wondering**  
274:16 276:13  
278:20 313:1  
**word** 329:18,19,  
20,21 332:26  
**wording** 254:16  
256:14,21  
**words** 259:10  
**work** 230:17  
244:15,16 248:4,  
9,26 249:25  
250:16 251:5  
264:16 265:19  
278:21 291:10



295:22 296:6  
 304:13 306:15  
 307:2 308:7,15  
 333:15 335:3,5  
 337:13 338:6  
 339:6 340:3  
 353:12 362:21,22  
 363:24 369:6

**worked** 244:8  
 245:19 246:22  
 249:2 251:2  
 252:25 259:10  
 281:1 296:7  
 360:7,13 361:5  
 367:17,22

**workers** 244:9  
 342:13 353:11

**working** 233:3  
 247:9 251:6  
 261:26 262:5  
 279:6 291:3  
 301:15,16 302:26  
 308:16 322:18,19  
 323:2,7,11 327:9,  
 10,13,15,20  
 328:18,21 332:22  
 334:4 335:21,26  
 336:2,5,7,8,14,17  
 337:2,19 338:8  
 344:19 347:15,  
 17,20 353:16  
 358:22,23 362:24  
 364:16,20 367:19  
 368:25,26 369:1

**workshop**  
 246:10,14 264:8  
 278:19,24 287:17  
 301:11 302:3,5,  
 24 303:9,10  
 304:23 309:10,11  
 310:11,12  
 317:15,19,21,23  
 318:7,14 319:21  
 355:3,8

**workshops**  
 244:10 245:22,23  
 263:24,25 264:4

271:18 272:11  
 279:6 280:11  
 281:11,19 301:9,  
 19 303:12 307:24  
 309:22 310:19  
 311:4,7,20 312:7,  
 11 316:19,23  
 317:2,7,8 318:5,6  
 319:1,5 320:3,7,  
 9,14,15 321:6  
 371:9

**world** 253:10  
 279:21

**Worship** 367:2

**would've** 270:7  
 368:17

**Wow** 354:5

**wrap** 234:6

**written** 236:4  
 259:26 305:11  
 346:10 355:15

**wrongly** 288:9

---

## Y

---

**year** 244:13  
 251:23 302:22  
 304:10,26 307:21  
 309:1 338:3

**years** 274:14  
 282:24 297:8  
 309:16 310:15  
 311:21 338:19  
 342:5 346:13,14  
 355:21

**yesterday** 230:21  
 231:2 238:13  
 260:8 270:7,16  
 274:12 289:20  
 325:14 327:19  
 353:25 357:10  
 358:3 362:4

**yesterday's**  
 357:25

**youth** 356:9

---

## Z

---

**zones** 342:6

**Zoom** 231:13  
 237:23 239:22  
 244:25 277:10,11  
 303:20 354:25