



OLTHUIS KLEER
TOWNSHEND - LLP

B A R R I S T E R S A N D S O L I C I T O R S

Lorraine Land

lland@oktlaw.com

Toronto Office: 416-981-9444

Yellowknife Office: 867.675.1131

Mobile: 416.525.5891

January 21, 2022

Kaviq Kaluraq
Chairperson
Nunavut Impact Review Board
PO Box 1360
Cambridge Bay, NU X0B 0C0
via email: info@nirb.ca

Dear Ms. Kaluraq:

**Re: Update on Status of QIA Final Written Submissions – Clarification of
List of Technical Comments Which Are “Resolved Contingent on ICA” –
NIRB File No. 08MN053: Baffinland’s Phase 2 Development Proposal**

QIA submitted its final written submission to the Board regarding the Baffinland Iron Ore Inc. (BIMC) Phase 2 Proposal for the Mary River Project on January 10, 2022.

As required by NIRB, QIA was required in its final submissions to provide an update on the status of the Technical Comments originally filed in this proceeding. QIA accordingly provided NIRB with detailed information on the evolving resolution of the technical concerns related to each of QIA’s 53 Technical Comments, with a detailed analysis of the rationale for the assessment of the resolution status for each one. QIA provided this in Appendix A to the QIA final written submission in a table showing QIA’s Updated Technical Comments.

A key pathway to resolving many of QIA’s Technical Comments in the Phase 2 NIRB review, as canvassed in the public hearing, is proposed structures for Inuit-led adaptive management and integration of Inuit Qaujimajatuqangit, proposed in the Inuit Certainty Agreement. QIA worked with BIMC to implement the agreed terms of the Inuit Certainty Agreement since it was signed in June 2020. The proposed structures in the ICA would address many of QIA’s technical concerns if these structures were fully implemented. In its January 10, 2022 final submission QIA provided a fuller discussion of the progress of implementation of each of those specific ICA structures.

QIA provides this letter to ensure clarity and an update about the status of the QIA Technical Comments which are discussed in detail in the Appendix A Updated Technical Comments. QIA wants to ensure clarity, specifically, about the status of Technical Comments that are dependent on ICA implementation.

The Technical Comments listed in the attached chart (Appendix A-1) should read “Resolved Contingent on ICA Structures”.

The technical concerns addressed in these individual Technical Comments rely on resolution via specific structures proposed in the ICA. However, the affected communities have had limited willingness, since the ICA was signed in June 2020, to participate in developing the specific ICA structures. This remains a concern to QIA because without adequate community participation it will be impossible to implement the ICA in a manner that will fully resolve the Technical Comments listed in the attached Chart.

Thank you for your attention to this matter.

Sincerely,

A handwritten signature in blue ink, appearing to read 'Lorraine Y. Land', with a stylized flourish at the end.

Lorraine Y. Land
Legal Counsel for QIA

Attachment

**LIST OF QIA TECHNICAL COMMENTS
WHICH WOULD BE RESOLVED CONTINGENT ON ICA**

Technical Comment
1
2
3
4
5
6
7
8
9
10
11
13
14
15
16
46
49
53