



NIRB File No.: 21YN043
NPC File No.: 149634

January 27, 2021

Jesse Reimink
The Pennsylvania State University
502 Deike Building
University Park
Pennsylvania 16802, USA

Sent via email: jreimink@psu.edu

Re: Notice of Screening for The Pennsylvania State University's "Tree River Geoscience Project 2022" project proposal

Dear Jesse Reimink:

On December 15, 2021, the Nunavut Impact Review Board (NIRB) received a referral to screen The Pennsylvania State University's (PSU) "Tree River Geoscience Project 2022" project proposal from the Nunavut Planning Commission (Commission), which noted that the project proposal is outside the area of an applicable regional land use plan. Pursuant to Article 12, Sections 12.4.1 and 12.4.4 of the *Agreement between the Inuit of the Nunavut Settlement Area and Her Majesty the Queen in right of Canada (Nunavut Agreement)* and s. 87 of the *Nunavut Planning and Project Assessment Act*, S.C. 2013, c. 14, s. 2 (*NuPPAA*), the NIRB has commenced screening this project proposal and has assigned it file number **21YN043**.

INFORMATION REQUEST

On December 15, 2021, the NIRB requested that the Proponent complete the online application form through the NIRB's public registry system and ensure, pursuant to s. 144(1) of the *NuPPAA*, that sufficient information is provided to determine the scope of the project activities being proposed and commence screening.

On January 26, 2022, the NIRB received the required information and commenced the screening pursuant to Part 3 of the *NuPPAA*.

PROJECT OVERVIEW

Project Scope:

All documents received and pertaining to this project proposal can be accessed from the NIRB's online public registry at www.nirb.ca/project/125646.

Project:	Tree River Geoscience Project 2022				
Region:	Kitikmeot Region				
Location:	Within 100 kilometres (km) of the Tree River Lodge				
Closest Community:	Kugluktuk	Distance (approximate)	Between 90 kilometres (km) and 150 km	Direction	Southeast
Summary of Project Description:	The Proponent intends to conduct field sampling of ancient rocks exposed on the surface.				
Project Proposed Timeline:	July 2022				

According to the project proposal, the scope of the project includes the following undertakings, works or activities:

- Use of a Bush Hawk float plane for day trips to study sites;
- Use of accommodations and facilities in Kugluktuk and at the Tree River Lodge; and
- Use of hand-held hammers to collect approximately 100 one kilogram rock samples.

Inclusion or Exclusion of Scoping List

At this time, the NIRB has identified no additional works or activities in relation to the project proposal. As a result, the NIRB will proceed with screening the project based on the scope as described above.

REQUEST FOR COMMENTS

All documents received can be accessed from the NIRB's online public registry at www.nirb.ca/project/125646 and include:

- *Commission Referral*
- *Commission Application*
- *NIRB's Online Application*
- *Project Description*
- *Non-Technical Summary in English and Inuinnaqtun*

The NIRB will copy you on screening process related correspondence and upload related documents to the NIRB's online registry for public access. The NIRB may request additional information at any time during the process.

The NIRB is copying parties and municipalities potentially affected by PSU's project proposal with this letter, and we invite interested parties to comment directly to the NIRB by **February 7, 2022**.

The NIRB would like parties to provide comments regarding:

- Whether the project proposal is likely to arouse significant public concern; and if so, why;
- Whether the project proposal is likely to cause significant adverse eco-systemic or socio-economic effects; and if so, why;
- Whether the project proposal is likely to cause significant adverse impacts on wildlife habitat or Inuit harvest activities; and if so, why;
- Whether the project proposal is of a type where the potential adverse effects are highly predictable and mitigable with known technology, (and providing any recommended mitigation measures); and
- Any matter of importance to the Party related to the project proposal.

Please note that *proposed* project-specific terms and conditions, should the project proceed, have been attached for consideration and comment ([Appendix A](#)).

CONTACT INFORMATION

Please send your comments to the NIRB via email at info@nirb.ca, via fax at (867) 983-2594 or via the individual project dashboard for this assessment on the NIRB's online public registry at www.nirb.ca/project/125646.

If you have any questions or require clarification, feel free to contact the undersigned at (867) 983-4622 or motokiak@nirb.ca.

Sincerely,



Mia Otokiak
Junior Technical Advisor
Nunavut Impact Review Board

Attachments: Appendix A: *Proposed Project Specific Terms and Conditions*

Enclosures (4): Public Notice of Screening (English, and Inuinnaqtun)
Comment Forms (English, and Inuinnaqtun)

cc: Distribution List
Richard Dwyer, Nunavut Water Board
Geoff Clark, Kitikmeot Inuit Association
Wynter Kuliktana, Kitikmeot Inuit Association
Mosha Cote, Nunavut Research Institute
Tracey McCaie, Crown – Indigenous Relations and Northern Affairs Canada

Appendix A: Proposed Project Specific Terms and Conditions

The following is a list of project-specific terms and conditions which, should the project proceed, may be recommended to be attached to any approval.

General

1. The Pennsylvania State University (the Proponent) shall maintain a copy of the Project Terms and Conditions at the site of operation at all times and make it accessible to enforcement officers upon request.
2. The Proponent shall operate in accordance with all commitments stated in correspondence provided to the Nunavut Planning Commission (NPC File No.: 149634) and the NIRB (Online Application Form, January 26, 2022). This information should be accessible to enforcement officers upon request.
3. The Proponent shall operate the site in accordance with all applicable Acts, Regulations and Guidelines.
4. The Proponent shall ensure that it meets the standards and/or limits as set out in the authorizing agencies' permits or licences as required for this project.
5. The Proponent shall ensure that all personnel, staff and contractors are adequately trained prior to commencement of all project activities, and shall be made aware of all operational plans, management plans, guidelines and Proponent commitments relating to the project.

Waste Management

6. The Proponent shall manage all hazardous and non-hazardous waste including food, domestic wastes, debris and petroleum-based chemicals (e.g., greases, gasoline) in such a manner to avoid release into the environment and access to wildlife at all times until disposed of appropriately or at an approved facility.

Wildlife – General

7. The Proponent shall not substantially alter or damage or destroy any wildlife habitat in conducting this operation unless otherwise authorized by the appropriate authorizing agencies.
8. The Proponent shall not chase, weary, harass or molest wildlife. This includes persistently circling, chasing, hovering over, pursuing or in any other way harass wildlife, or disturbing large groups of animals.
9. The Proponent shall not hunt or fish, unless proper Nunavut authorizations have been acquired.

Migratory Birds and Raptors Disturbance

10. The Proponent shall carry out all phases of the project in a manner that protects migratory birds and avoids harming, killing or disturbing migratory birds or destroying, disturbing or taking their nests or eggs. In this regard, the Proponent shall take into account Environment and Climate Change Canada's *Avoidance Guidelines*. The Proponent's actions in applying

the *Avoidance Guidelines* shall be in compliance with the *Migratory Birds Convention Act, 1994* and with the *Species at Risk Act*.

11. The Proponent shall not disturb or destroy the nests or eggs of any birds. If active nests of any birds are discovered or located (i.e., with eggs or young), the Proponent shall avoid these areas until nesting is complete and the young have naturally left the vicinity of the nest by establishing a protection buffer zone¹ appropriate for the species and the surrounding habitat.
12. The Proponent shall avoid the seaward site of seabird colonies and areas used by flocks of migrating waterfowl, a minimum distance away on the recommendation of the appropriate authorizing agencies.
13. The Proponent shall not pursue seabirds or waterbirds swimming on the water surface and shall avoid concentrations of these birds if encountered on the water.

Aircraft Flight Restrictions

14. The Proponent shall not alter flight paths to approach wildlife and avoid flying directly over animals.
15. The Proponent shall plan flight paths that minimize flights over known habitat likely to have birds or concentrations of wildlife. Aircraft should avoid critical and sensitive wildlife areas at all times by choosing alternate flight corridors.
16. The Proponent shall restrict aircraft/helicopter activity related to the project to a minimum flight altitude of 610 metres (2,100 ft) above ground level except during landing, take-off or if there is a specific requirement for low-level flying, which does not disturb wildlife or migratory birds.
17. The Proponent shall avoid known concentrations of birds (e.g., bird colonies, moulting areas) by a lateral distance of 1.5 kilometre. If avoidance is not possible maintain a minimum flight altitude of 1,100 metres (3,500 feet) over these areas.
18. The Proponent shall ensure that aircraft/helicopter do not, unless for emergency, touch-down in areas where wildlife are present.

Caribou and Muskoxen Disturbance

19. The Proponent shall avoid interfering with any paths or crossings known to be frequented by caribou during periods of migration as identified by current land use plans in place and/or by Inuit Qaujimaningit.
20. The Proponent shall not locate any operation or undertake activities that could block or cause any diversion to migration of caribou or muskoxen.
21. The Proponent shall immediately cease activities likely to interfere with the migration or calving of caribou or muskoxen until such time as the caribou or muskox have passed.

¹ Recommended setback distances to define buffer zones have been established by Environment and Climate Change Canada for different bird groups nesting in tundra habitat and can be found at www.ec.gc.ca/paom-itmb.

Other

22. The Proponent should consult with local residents regarding their activities in the area and solicit available Inuit Qaujimaningit and information that can inform project activities.
23. The Proponent shall ensure that project activities do not interfere with Inuit wildlife harvesting or traditional land use activities.
24. The Proponent should, to the extent possible, hire local people and access local services where possible.