



NIRB File No.: 08MN053
NWB File No.: 2AM-MRY 1325

May 26, 2023

To: Mary River Distribution List

Sent via email

Re: Comment Request for Baffinland Iron Mines Corporation's Mary River Project 2022 Annual Report

Dear Parties:

On May 3, 2023, the Nunavut Impact Review Board (NIRB or Board) received Baffinland Iron Mines Corporation's (Baffinland or Proponent) Mary River Project *2022 Annual Report* as required by the Mary River Project's Project Certificate No. 005, Amendment No. 004. On May 18, 2023, Baffinland requested to submit a new document for their *2022 Annual Report* and on May 19, 2023, the NIRB confirmed receipt of a complete report.

The NIRB requests that interested parties review the *2022 Annual Report* and provide comments with respect to their jurisdiction and/or area of expertise by **July 11, 2023**.

The *2022 Annual Report* and supplemental documents are available for review from the NIRB's Public Registry at www.nirb.ca/project/125710. Access to the documents can be made by:

- Selecting the "Documents Tab" of the Project Dashboard(s) then select the "Annual Report" category on the left pane;
- Selecting "Recent Documents" on the Project Dashboards; or
- Searching the Public Registry with the Document ID numbers identified in Appendix A.

On May 15, 2023, Baffinland also submitted the following revised draft plans for comment during this comment period. Appendix A includes the NIRB Document ID numbers for searching on the Public Registry and they have been filed with the *2022 Annual Report*.

Management Plan	Version	Summary of Change from Previous Version
Air Quality and Noise Abatement Management Plan	Rev 9 (Rev 8 released in 2021)	-References to Phase 2 removed and References to IQ Framework included.
Roads Management Plan	Rev 8 (Rev 7 released in 2020)	-Adaptive management section modified to follow processes outlined in Adaptive Management Plan.
Shipping and Marine Wildlife Management Plan	Rev 10; (Rev 9 released in 2022)	
Terrestrial Environment Mitigation and Monitoring Plan	Rev 1 (Rev 0 released in 2015)	-Other ad hoc updates to reflect changes in programs since last update as agreed to through annual reporting working group meetings.
Marine Monitoring Plan	Rev 0 (Only previously issued for permitting purposes under Phase and replaces the previous Marine Environmental Effects Monitoring Plan)	-Appendix B of PC005 Standardized Management Plan format implemented, consistent with ISO14001 standards.
Socio-Economic Monitoring Plan	Rev 0 (Only previously issued for permitting purposes under Phase 1)	
Adaptive Management Plan	Rev 0 (Only previously issued for permitting purposes under Phase 2)	-References to Phase 2 removed -Modified to reflect scope of QIA approval authority as agreed to under Appendix B of Project Certificate 005
Inuit Qaujimagatuqangit (IQ) Framework	Rev 0 (Only previously issued for permitting purposes under Phase 2)	-References to Phase 2 removed

As per Section 12.7.3 of the *Agreement between the Inuit of the Nunavut Settlement Area and Her Majesty the Queen in right of Canada (Nunavut Agreement)*, s. 135(4) of the *Nunavut Planning and Project Assessment Act*, S.C. 2013, c. 14 (*NuPPAA*), and the Mary River Project, the NIRB's monitoring program focuses on compliance and effects monitoring.

The NIRB requests that interested parties review the *2022 Annual Report* and provide comments with respect to their jurisdiction and/or area of expertise on the following:

1. Effects monitoring

- a. Whether the conclusions reached by Baffinland in the *2022 Annual Report* are valid; and
- b. Any areas of significance requiring further supporting information or any changes to the monitoring program which may be required.

In addition, the NIRB is requesting that Regulatory Authorities also provide comments and/or information associated with their respective mandate and jurisdiction, with respect to the following. An example format for tracking comments and Proponent responses is included in Appendix B.

2. Compliance monitoring

- a. Provide a summary of any compliance monitoring and/or site inspections undertaken in association with the Project, including specifically;
 - i. Identify the terms and conditions from the Project Certificate which have been incorporated into any permits, certificates, licenses, or other approvals issued for the Project, where applicable, and report annually to the NIRB on the status of those incorporated terms and conditions;
 - ii. A summary of any inspections conducted during the 2022 reporting period, and the results of these inspections; and
 - iii. A summary of Baffinland's compliance status with regard to authorizations that have been issued for the Project.

This information is important to assist the NIRB assess, coordinate, integrate, and ensure that the Board has the information to accurately measure effects, adequately assess compliance with terms and conditions, regulatory instruments, and agreements, and whether the project is carried out in accordance with the terms and conditions as set out in the original project certificate.

Please send all forthcoming submissions directly to the NIRB via email at info@nirb.ca.

Should you have any questions or require clarification regarding the NIRB's monitoring of the Mary River Project, please contact the undersigned at cbarker@nirb.ca or contact Guillaume Daoust, Technical Advisor II at gdaoust@nirb.ca.

Sincerely,

C. Barker

Cory Barker, M.Sc.
Technical Advisor III
Nunavut Impact Review Board

Attachments (2): Appendix A: NIRB Document ID Nos for Baffinland's 2022 *Annual Report and Revised Draft Plans*
Appendix B: Example Table for Comments on Annual Report

cc: Lou Kamermans, Baffinland Iron Mines Corporation
Meagan Lord-Hoyle, Baffinland Iron Mines Corporation

Appendix A: NIRB Document ID Nos for Baffinland's 2022 Annual Report

Document Title	Document ID No.
Annual Report Main Body	344606
Appendix A.1	344607
Appendix A.2	344608
Appendix B.1	344609
Appendix B.2	344610
Appendix B.2.2	344611
Appendix B.2.3	344612
Appendix C.1	344613
Appendix C.2	344614
Appendix C.3	345091
Appendix C.4	344616
Appendix D	344617
Appendix E	344618
Appendix F.1	344619
Appendix F.2	344620
Appendix G.1	344621
Appendix G.2	344622
Appendix G.2.2	344623
Appendix G.2.3.1	344624
Appendix G.2.3.2	344625
Appendix G.2.4.1 Pt1	344626
Appendix G.2.4.1 Pt2	344627
Appendix G.2.4.2 Pt1	344628
Appendix G.2.4.2 Pt2	344629
Appendix G.2.5	344630
Appendix G.2.6	344631
Appendix G.3.1	344632
Appendix G.3.2	344633
Appendix G.3.3	344634
Appendix G.4.1 Pt1	344635
Appendix G.4.1 Pt2	344636
Appendix G.4.1 Pt3	344637
Appendix G.4.2	344638
Appendix G.4.3 Pt1	344639
Appendix G.4.3 Pt2	344640
Appendix G.5.1 Pt1	344641
Appendix G.5.1 Pt2	344642
Appendix G.5.2	344643
Appendix G.6.1 Pt1	344644
Appendix G.6.1 Pt2	344645

Appendix G.6.1 Pt3	344646
Appendix G.6.2 Pt1	344647
Appendix G.6.2 Pt2	344648
Appendix G.6.2 Pt3	344649
Appendix G.6.2 Pt4	344650
Appendix G.6.3	344651
Appendix G.6.4	344652
Appendix G.6.5	344653
Appendix G.6.6	344654
Appendix G.6.7	344655
Appendix G.6.8 Pt1	344656
Appendix G.6.8 Pt2	344657
Appendix G.6.9 Pt1	344658
Appendix G.6.9 Pt2	344660
Appendix G.6.9 Pt3	344661
Appendix G.6.9 Pt4	344662
Appendix G.7.1	344663
Appendix G.7.2	344664
Appendix G.7.3	344665
Appendix G.8.1	344666
Appendix G.8.2	344667

Document Title	Document ID No.
Revisit Draft Management Plan Submission Letter	344988
Air Quality and Noise Abatement Management Plan	344989
Roads Management Plan	344990
Shipping and Marine Wildlife Management Plan	344991
Terrestrial Environment Mitigation and Monitoring Plan	344992
Marine Monitoring Plan	344993
Socio-economic Monitoring Plan	344994
Adaptive Management Plan	344995
Inuit Qaujimagatuqangit (IQ) Framework	344996

Appendix B: Example Table for Comments on the Annual Report

Comment Number:	
Subject/Topic:	
References:	To the appropriate section in the Annual Report and/or Addendum
Comment:	<ol style="list-style-type: none">1. Gap/Issue2. Disagreement with the Annual Report conclusion3. Reasons for disagreement with the Annual Report conclusion4. Disagreement and reasons for disagreement with conclusions within the Additional Documents in the Appendix
Conclusion/Request:	