



May 30, 2023

Nunavut Impact Review Board
PO Box 1360
Cambridge Bay, NU X0B 0C0

Re: Whale Tail Mine Modification – Agnico Eagle’s 2023 Modification – Operational Update

Dear Ms. Costello,

Agnico Eagle Mines Limited (Agnico Eagle) is writing to the Nunavut Impact Review Board (NIRB) to inform the NIRB of monitoring activities associated with continuation of the Whale Tail Pushback, continuation of the IVR Pushback, and temporary storage of groundwater in IVR Pit (referred to as the 2023 Modification).

On April 19, 2023 Agnico Eagle submitted an application to the Nunavut Planning Commission (NPC) to complete a screening of the proposed 2023 Modification to the Whale Tail Mine. The NPC concluded on May 26, 2023 that the proposed changes were exempt from screening by the NIRB as activities do not change the general scope of the original or previously amended activities (Attachment A).

Agnico Eagle is notifying the NIRB of potential implications to current monitoring programs. Thereafter, Agnico Eagle will be submitting a notification of Modification per Water Licence 2AM-WTP1830, Part G, Item 3a-g for the Nunavut Water Board (NWB) review and approval.

1. Potential Implications to Monitoring

Agnico Eagle acknowledges the importance of informing the NIRB regarding Management Plan updates, and notes that the proposed 2023 Modification activities would be subject to the terms and conditions of Project Certificate No.008 Amendment 1 to monitor for, or mitigate effects, specifically:

- Water Management Plan
- Waste Rock Management Plan

In addition, monitoring and management would continue as outlined in various plans such as the Adaptive Management Plan, and sediment and erosion control as outlined in the Water Management Plan.

Agnico Eagle does not anticipate any additional monitoring from that already included within Water Licence 2AM-WTP1830, particularly as there are no new structures associated with the 2023 Modification. Agnico Eagle will adhere to the sampling locations, parameters measured, and frequencies of sampling as outlined in the Water Licence, as well as existing approved Management Plans.

In addition to considering updates to the management plans (i.e., Water Management Plan and Waste Rock Management Plan), the activities related to this 2023 Modification would be reported to the NIRB in the Annual Report.

2. Conclusion

Agnico Eagle is committed to responsibly manage waste and water resources to minimize or eliminate potential effects to the environment in accordance with Project Certificate No.008-Amendment 1, Water Licence 2AM-WTP1830, and objectives as outlined in Management Plans for the Whale Tail Mine.

Should you have any questions, please do not hesitate to contact the undersigned.

Regards,



Jamie Quesnel
Director - Permitting and Regulatory Affairs
jamie.quesnel@agnicoeagle.com

Attachment A: NPC Screening



Nunavut Planning Commission
Commission d'Aménagement du Nunavut

May 26, 2023
NPC FILE No. 150084

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Dear Francis Emingak, Richard Dwyer, Luis Manzo, D'Amours-Gauthier, Daniel Haney, Tracey McCaie, Carson Gillis, and Manon Turmel:

RE: NPC File No. 150084 [Whale Tail 2023 Modification]

- Related NPC FILE No. 148297, 148953, and 149515
- Related NIRB FILE No. 03MN107, 11EN010, 16MN056, Related NWB FILE No.: 2AM-WTP1830.
- Location: Kivalliq Region: [approximately 150 km north of the Hamlet Baker Lake, near Amarual]

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The following works and activities have been proposed in the above-noted project proposal:

1. Mineral Exploration : Agnico Eagle is proposing an amendment to their Project Certificate No. 008 and Water License 2AM-WTP 1830 to support additional changes to the Whale Tail Pit mine site development. Proposed activities include the expansion of the Whale Tail Pushback, expansion of the IVR Pushback, and temporary storage of saline water in IVR Pit.

A complete description of the project proposal reviewed by the NPC can be accessed online using the link below.

The Nunavut Planning Commission (NPC) has completed its review of the above noted project proposal. The NPC previously reviewed works and activities associated with the current proposal on July 12, 2002, July 21, 2003, March 10, 2011, October 15, 2015, July 16, 2015, October 16, 2018, and on April 20, 2021, which still apply. In addition, associated activities were previously reviewed by the Nunavut Impact Review Board, including the development of an open pit mine (Whale Tail and IVR) and a haul road establishment (NIRB FILE NO.: 16MN056, Project Certificate No. 008). It conforms to the Keewatin Regional Land Use Plan (KRLUP). The proponent has undertaken to comply with the applicable conformity requirements of Appendix C, G, and H of the KRLUP.

The above-noted project proposal is exempt from screening by the NIRB because the NPC is of the understanding that the proposed expansions of whale tail and IVR push backs and construction of a temporary storage of saline water in IVR Pit do not change the general scope of the original or previously amended project activities, and the exceptions noted in Section 12.4.3 (a) and (b) of the Nunavut Agreement do not apply. However, the proponent is encouraged to discuss potential implications for the project's monitoring program with the NIRB.

By way of this letter, the NPC is forwarding the modification request to NIRB for further reconsideration of the project certificate no. 008. Project materials, including the applicable conformity requirements, are available at the following address:

<https://lupit.nunavut.ca/portal/project-dashboard.php?appid=150084&sessionid=>

The regulatory authorities to which this letter is addressed are responsible under the Nunavut Planning and Project Assessment Act (NUPPAA) to implement any of the applicable requirements by incorporating the requirements directly, or otherwise ensuring that they must be met, in the terms and conditions of any authorizations issued.

This conformity determination applies only to the above noted project proposal as submitted. Proponents may not carry out projects and regulatory authorities may not issue licenses, permits and other authorizations in respect of projects if a review by the NPC is required. Regulatory authorities may consult with the NPC to obtain recommendations on their duties to implement the existing land use plans prior to issuing licenses, permits and other authorizations under subsection 69(6) of the NUPPAA.

My office would be pleased to discuss how best to implement the applicable requirements and to review any draft authorizations that regulatory authorities wish to provide for that purpose. If you have any questions, please do not hesitate to contact me at (867) 979-3444.

Sincerely,



Goump Djalogue, MCIP, RPP
Manager of Planning and Implementation
Nunavut Planning Commission