



NIRB File No.: 20QN013

NPC File Nos: 149354, 149355, 149356, 149357

September 20, 2023

Randy Mercer
Community and Government Services
Government of Nunavut
PO Box 490
Rankin Inlet, NU, X0C 0G0

Sent via email: rmerc@gov.nu.ca

Re: Termination of Assessment Activities for the Government of Nunavut-Community and Government Service's "Whale Cove Quarry Sites # 1, 2, 3" Project Proposal, pursuant to NuPPAA s. 144(3)

Dear Randy Mercer:

On May 4, 2020 the Nunavut Impact Review Board (NIRB or Board) received a referral to screen Government of Nunavut-Community and Government Service's (GN-CGS) "Whale Cove Quarry Sites # 1, 2, 3" project proposal from the Nunavut Planning Commission. The NIRB assigned this project proposal file number 20QN013 and commenced screening the project proposal 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*). Through the initial screening activities undertaken by the NIRB for this proposal, additional information was requested to address identified deficiencies as was detailed through Information Request #1 (enclosed for reference). Further, staff members from the NIRB have contacted GN-CGS directly to discuss the outstanding information required to complete the screening of this project proposal with no definite date provided on when the information will be made available except to indicate that the GN-CGS is waiting on the results of consultation with the Hamlet of Whale Cove on the management plans associated with the project proposal. On July 3, 2020 the NIRB determined that it was unable to complete the screening for the "Whale Cove Quarry Sites # 1, 2, 3" project proposal and suspended its assessment activities for this screening pursuant to s. 144(2) of the *NuPPAA* (see enclosure).

The information required to conduct the screening assessment has not been provided within three (3) years of the request for additional information having been made by the NIRB; therefore the assessment of the "Whale Cove Quarry Sites # 1, 2, 3" project proposal is hereby **terminated** pursuant to s. 144(3) of the *NuPPAA* (see [Appendix A](#) for file history).

Should the Proponent wish to undertake the proposed project in future, a new project proposal must be submitted to the Nunavut Planning Commission in accordance with s. 76 of the *NuPPAA*. Please be advised that the *NuPPAA* prohibits the carrying out of a project, in whole or in part, where the required assessment by the NIRB has not been completed; regulatory authorities are also not authorized to issue a licence, permit or other authorizations in respect of a project where the required assessment by the NIRB has not been completed.

Should you have any questions or require clarification regarding the termination of this assessment, please contact Tara Arko – Director, Technical Services at (867) 983-4611 or tarko@nirb.ca.

Sincerely,



Ryan Barry
Interim Executive Director
Nunavut Impact Review Board

Attachment: Appendix A: File History

Enclosure (2): Information Request #1 (June 9, 2020) and Suspension Letter (July 3, 2020)

cc: The Honourable David Joanasie, Minister of Community and Government Services
William Patch, Government of Nunavut – Community and Government Services
Ken Wasylyshen, Government of Nunavut – Community and Government Services
Olivier Forbes-Bouillon, Government of Nunavut – Community and Government Services
Goump Djalogue, Nunavut Planning Commission

APPENDIX A: FILE HISTORY

DATE	CORRESPONDENCE
May 7, 2020	NIRB e-mail to Proponent requesting Proponent complete online application.
May 20, 2020	Follow-up email from the NIRB to the Proponent requesting an update on when online application will be completed.
May 27, 2020	Proponent submits incomplete online application.
June 8, 2020	Phone call discussion with the Proponent to discuss information required regarding project proposal.
June 9, 2020	Information Request Letter #1 requesting submission of additional information in order for the NIRB to commence screening of the project proposal, with the information to be submitted by June 23, 2020.
June 18, 2020	Phone call discussion with the Proponent to discuss information required regarding project proposal.
June 30, 2020	Follow-up email from the NIRB to the Proponent requesting an update on when online application will be completed.
June 30, 2020	Proponent responded to the email indicating that information will be delayed until the hamlets are able to review the management plans associated with the project proposal.
June 9, 2020	Issuance of Information Request #1
July 3, 2020	Suspension of assessment activities pursuant to <i>NuPPAA</i> s. 144(2)
September 20, 2021	NIRB email Proponent regarding follow up to suspension of assessment activities
September 20, 2021	Proponent response to follow up of suspension of assessment activities
March 18, 2022	NIRB email Proponent regarding follow up to suspension of assessment activities
September 6, 2023	NIRB email Proponent regarding follow up to suspension and termination of assessment activities