

August 15, 2016

## Note to File

To: Parties

**Re: EA1314-01 – Jay Project Report of EA, clarification of measure 4-4 and correction in Report of EA on the public registry**

On August 9, 2016, the Wek'èezhìi Land and Water Board asked the Review Board to clarify a discrepancy between the text of measure 4-4 (Dike Stability and Safety) in **Appendix A** of the Jay Project *Report of Environmental Assessment and Reasons for Decision* (REA) and the text of measure 4-4 in **the REA itself**.

The substance of the discrepancy is as follows:

- The text of the REA states that “The panel will provide recommendations to the developer to ensure that impacts to the safety of people and the environment from the dike are minimized.”
- Appendix A states that “The panel will provide recommendations to the developer **and the Wek'èezhìi Land and Water Board...**”

The Review Board letter to the Wek'èezhìi Land and Water Board states that:

Review Board staff strive to ensure that the text of the appendix is accurate and identical to the text of measures in the REA itself; however, if there is an inconsistency between the text in the appendix and that of the REA, the text of the REA prevails.

As stated in the letter, the text of the REA prevails. The text of measure 4-4 in the Appendix A of the REA will now be corrected to be consistent with the text of 4-4 in the body of the document. The REA on the Review Board's public registry will be updated accordingly.

At the same time, the text of suggestions in 5.2.6 and 5.3.6 will be corrected. The entire text of the suggestion for 5.2.6 was missing from page 76 of the REA and the suggestion in 5.3.6 was not included in the appendix.

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