

Ministre des Affaires du Nord, ministre responsable de
Développement économique Canada pour les Prairies et
ministre responsable de l'Agence canadienne de
développement économique du Nord



Minister of Northern Affairs, Minister responsible for
Prairies Economic Development Canada and
Minister responsible for the Canadian Northern
Economic Development Agency

Ottawa, Canada K1A 0H4

The Honourable Shane Thompson, M.L.A.
Minister of Environment and Climate Change
Government of the Northwest Territories
P.O. Box 1320
YELLOWKNIFE NT X1A 2L9

Shane_thompson@gov.nt.ca

Dear Minister Thompson:

As per section 3.17 of the Northwest Territories Lands and Resources Devolution Agreement, it was agreed that certain powers, duties and functions of the federal Minister under the *Mackenzie Valley Resource Management Act* would be delegated to a territorial minister. Section 4(1) of the *Mackenzie Valley Resource Management Act* provides me, as Minister of Northern Affairs, the authority to delegate any of my powers, duties and functions under the Act, by instrument in writing, to a territorial minister designated by the Commissioner of the Northwest Territories.

Certain powers, duties and functions under the Act were designated to the Minister of Lands and Minister of Environment and Natural Resources, on March 27, 2014.

On April 1, 2023, the Department of Lands will merge with the Department of Environment and Natural Resources to create the new Department of Environment and Climate Change, requiring the 2014 delegation instruments to be revoked, and a new delegation instrument to be established.

Effective April 1, 2023, I hereby revoke the powers, duties and functions delegated under the Act on March 27, 2014, by way of two instruments of delegation to the Minister of Lands and the Minister of Environment and Natural Resources of the Government of the Northwest Territories.

Please find attached a copy of the new delegation which delegates certain powers, duties and functions under the *Mackenzie Valley Resource Management Act* to you, as Minister of Environment and Climate Change.

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I look forward to our continued collaboration on the *Mackenzie Valley Resource Management Act*.

Sincerely,

A handwritten signature in blue ink, appearing to read "D. Vandal". The signature is fluid and cursive, with a large initial "D" and a stylized "Vandal".

Hon. Dan Vandal, P.C., M.P.

Encl.

c.c.: The Honourable Margaret Thom
The Honourable Caroline Cochrane, M.L.A.
Geoff Ray

DELEGATION OF AUTHORITY UNDER THE *MACKENZIE VALLEY RESOURCE
MANAGEMENT ACT*

Whereas under section 3.17 of the Northwest Territories Lands and Resources Devolution Agreement certain powers, duties and functions of the Minister of Northern Affairs under the *Mackenzie Valley Resource Management Act* are to be delegated to a minister of the Government of the Northwest Territories designated by the Commissioner of the Northwest Territories;

Whereas certain powers, duties and functions of the Minister of Northern Affairs under the *Mackenzie Valley Resource Management Act* are to be delegated to a minister of the Government of the Northwest Territories designated by the Commissioner of the Northwest Territories;

Whereas the Commissioner of the Northwest Territories has designated the Minister of Environment and Climate Change as the minister of the Government of the Northwest Territories who may be delegated certain powers, duties and functions of the Minister of Northern Affairs under the *Mackenzie Valley Resource Management Act*;

Therefore, pursuant to subsection 4(1) of the *Mackenzie Valley Resource Management Act*, I, the Minister of Northern Affairs, do hereby delegate the Minister of Environment and Climate Change for the Government of the Northwest Territories as the person who may exercise the powers and perform the duties and functions under this Act as specified in the attached Schedule A.

This instrument takes effect as of April 1, 2023. This instrument remains in effect until revoked in writing.

Dated this 30th day of March, 2023.



The Honourable Daniel Vandal / Minister of Northern Affairs

L'honorable Daniel Vandal / Ministre des Affaires du Nord

SCHEDULE A :
POWERS, DUTIES AND FUNCTIONS UNDER THE MACKENZIE VALLEY
RESOURCE MANAGEMENT ACT

Definitions:

The terms used in this Schedule have the same meaning ascribed to them in the *Mackenzie Valley Resource Management Act*.

Powers, duties and functions under Part 3 of the Act:

1. The approval of the form of security and the holding of security furnished under subsection 71(1), notification of the furnishing of security under subsection 71(2), the application of security under subsection 71(3), and the refund of any security under subsection 71(5) in respect to land use permits, other than for a land use permit in respect to a federal area.
2. The approval of the issuance, renewal, amendment or cancellation of all water licences under section 72.13, other than for a water licence in respect of a federal area.
3. The designation of inspectors in relation to the use of lands under subsection 84(1), other than in respect of a federal area.

Powers, duties and functions powers under Part 5 of the Act:

4. The receipt of reports from the Mackenzie Valley Environmental Impact Review Board and the distribution of such reports under paragraphs 128(2)(a) and 134(3)(a) where a development is wholly on lands outside a federal area.
5. The participation in decisions made following considerations of reports referred to in subsection 128(2) and the distribution of such decisions, under paragraphs 130(1)(a) and (b), and subsections 130(1.1), 130(2), 130(3), 130(4) and 130(4.01) where a development is wholly on lands outside of a federal area.

6. The participation in decisions made following consideration of the reports referred to in subsection 134(3), and the distribution of such decisions, under sections 135 and subsections 136(1) and 136(1.1) where an environmental impact review has been ordered under subparagraph 128(1)(b)(i), paragraph 128(1)(c), 130(1)(a), subparagraph 130(1)(b)(ii) or paragraph 131(1)(b) and a development is wholly on lands outside a federal area.
7. The power to extend time-limits for environmental assessments and environmental impact reviews, under subsections 128(2.2), 130(4.03), 132(5), 134(1.2), 134(4) and 136(1.2) for a development wholly on lands outside a federal area.

Powers, duties and functions under Part 6 of the Act:

8. The powers, duties and functions of the federal Minister, including those of the responsible authority as defined in Part 6 where no person has been designated as such by regulations made under paragraph 150(b), relating to cumulative impact and monitoring and the conduct of an environmental audit under sections 146, 147, 148 and 149.

Transitional provisions:

9. Paragraph 2 does not apply to a water licence that has been referred to the federal Minister for approval prior to April 1, 2014.
10. Paragraphs 4 to 7 do not apply with respect to a report that has been made to the federal Minister prior to April 1, 2014 under paragraphs 128(2)(a) or 134(3)(a).