

To: John Donhee
 (403) 282-6596
 MAE 7/03
 Gladie

LUTSEL K'E DENE BAND
 Nation
 Box 28
 Lutsel K'e NT
 XOE IAO
 Tel: 867 370 3051
 Fax: 867 370 3010

RECEIVED
 JAN 24 2003
 MACKENZIE VALLEY
 ENVIRONMENTAL IMPACT
 REVIEW BOARD

Fax

To: Louie Azgoni From: Chief Archie Cathuque
 Fax: 766-7074 Pages: 4 w Cover Page
 Phone: Date: Jan. 24/03
 Re: Snapshot Project CC:

Urgent For Review Please Comment Please Reply Please Recycle



Lutsel K'e Dene Band

Post Office Box 28
Lutsel K'e, Northwest Territories
X0E 1A0

Telephone: 867 370-3051
Fax: 867 370-3010

January 24, 2003

Minister Robert Nault
Minister of Indian Affairs and Northern Development
10 Wellington Street
Hull, Quebec
K1A 0H4

Dear Mr. Nault,

Re: DeBeers Technical Sessions Notes - All 10 Days

A week ago I was given the task of checking the above notes for any changes required and am reporting that we did not have enough time or resources to do so. The only material I received was the notes to Day 1 and I was not in attendance then to verify accurateness.

I searched my e-mail and only recovered the enclosed type of notice. In the course of responding to information in the Environmental process, we were told that the Mackenzie Valley Resource Management Act process is the primary vehicle for consultation. Lutsel K'e Dene First Nation does not recognize the MVRMA. The law is clear that Canada has a duty to consult directly with our First Nation regarding the tremendous infringements impact the DeBeers Snap Lake Diamond Project will have on our First Nation Aboriginal Rights, Title and Treaty Rights.

Canada has a fiduciary relationship duty to consult with us. This can not be transported to a third party. Canada still maintains the original duty to ensure that consultation is carried out in a meaningful consultation process. More funding is required at the First Nation level to do so, as this does not seem to be forthcoming from the company. We thought this process would be similar to the Diavik Diamond Mines Inc., process in regards to consultation. There the aboriginal parties met as a group with the company numerous times and went through workshops and meetings to understand and make informed decisions concerning that project. This was not the case with DeBeers Canada.

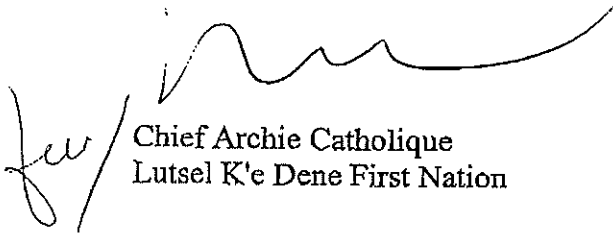
This community is isolated with limited professional people. The capacity to network with outside consultants and contract their service isn't easily accessible. Cost is very high here.

We have written letters to DeBeers Canada and MVIRB requesting technical session be carried out here but thus far we have not received any response. We were following up on offers extended to us by both of them at the DeBeers technical sessions in Yellowknife in December 2002.

With lack of meaningful consultation being carried out with us we will have to take the position of speaking to an infringement of our Aboriginal rights, Title, and Treaty rights. How will you help us?

The contact is 867-370-3051 (office) or Fax 867-370-3010.

Sincerely nuwes kene ba,



Chief Archie Catholique
Lutsel K'e Dene First Nation

c.c. Mrs. Paula Robinson, SAO/Band Manager
Mr. Charlie Catholique, WLEC Chairperson
Ms. Florence Catholique, Consultant
Mr. Luciano Azzolin, Environmental Assessment Officer
Mackenzie Valley Environmental Impact Review Board
MLA Steven Nitah
Mr. Bob Overvold, Regional General, DIAND - YK
Mr. John C. McConnel, DeBeers
Mr. Robert Turner, NSMA
Grand Chief Joe Rabesca, Treaty 11
Akaitcho Territory Dene First Nations

Florence Catholique

From: Stephen Ellis [wildlife@lutselke.com]
Sent: Monday, January 20, 2003 8:25 AM
To: fcatholique@lutselke.com
Subject: Fw: De Beers Technical Session Notes - All 10 Days

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GeoNorth was retained by the Review Board to prepare meeting notes that summarized the standing of technical issues and commitments made by parties to the environmental assessment at the technical sessions. Suggested amendments to the meeting notes made by Parties to the EA have been forwarded to GeoNorth. In order for GeoNorth to finalize the meeting notes in advance of technical report submissions, please provide any suggested changes to any of the attached meeting notes on or before Friday January 24, 2003.

Regards,
LA

Luciano Azzolini
Environmental Assessment Officer
Mackenzie Valley Environmental Impact Review Board
Box 938, Yellowknife, NT, X1A 2N7
Phone (867) 766-7053; Fax (867) 766-7074
mveirb.nt.ca

1/21/2003