

Joe Acorn

From: TysonD@DFO-MPO.GC.CA
Sent: Monday, July 29, 2002 3:15 PM
To: Joe Acorn
Subject: EA02-0003



Identification of EA
Roles Tem...

<<Identification of EA Roles Template - DFO.doc>>

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Identification of Environmental Assessment Roles

Review Board File: EA02-0003 North American Tungsten Corporation Ltd. Cantung Mining and Milling, Tungsten, NT. (NAT)

Please read the Review Board's *Rules of Procedure for Environmental Assessment and Environmental Impact Review Proceedings (RoP)* and Section 111 of the *Mackenzie Valley Resource Management Act (MVRMA)* prior to completing this form.

NAT does not have to respond as the developer is automatically afforded status as a Directly Affected Party. Consultants retained by the Review Board will automatically be afforded status as Specialist Advisors.

If there are any questions, please contact Joe Acorn, Environmental Assessment Officer, at (867) 766-7052 or jacorn@mveirb.nt.ca.

Please e-mail or fax (867-766-7074) the completed form to Joe Acorn by **Thursday Aug.15, 2002**.

Section 1 – Designated Regulatory Agency

Please indicate whether or not your agency is a Designated Regulatory Agency in accordance with s.111 of the *MVRMA*.

Designated Regulatory Agency Status: __ Yes X_ No

If yes, please describe the license(s), permit(s) or other authorization(s) required from your agency for this development to proceed.

Section 2 – Regulatory Authority

Please indicate whether or not your department or agency is a Regulatory Authority in accordance with s.111 of the *MVRMA*.

Regulatory Authority Status: X_ Yes __ No

If yes, please describe the license(s), permit(s) or other authorization(s) required from your department or agency for this development to proceed under any federal or territorial law.

A Fisheries Act S. 35(2) Authorization may be required.

Section 3 - Responsible Minister

Please indicate whether or not your department is a Responsible Minister in accordance with s.111 of the *MVRMA*. Note that it is not necessary to issue a license, permit or other authorization to be classified as a Responsible Minister.

Responsible Minister Status: Yes No

If yes, please describe your jurisdiction in relation to the development under federal or territorial law.

Fisheries and Oceans Canada administers and enforces the *Fisheries Act* in the Northwest Territories. S. 35(1) of the *Fisheries Act* prohibits the harmful alteration, disruption or destruction of fish habitat through any means or undertakings.

Section 4 - Rules of Procedure Classifications

Please select **one** of the classifications listed below that indicate the status that you or your department, agency or organization are requesting in this environmental assessment before the Review Board. **Do not select more than one classification. See Note 1 at the end of the form.**

- Directly Affected Party (proceed to Section 5)
 Intervener (proceed to Section 6)
 Member of the Public (proceed to Section 7)
 None of the Above (proceed to Section 8)

Section 5 - Directly Affected Party

Please describe your eligibility and reason for requesting status as a Directly Affected Party, the role that you intend to play in this EA and the information that you anticipate submitting to the Review Board (i.e. general comments, information requests, technical reviews). Proceed to Section 8 after completing this section.

As the administrator and enforcer of the *Fisheries Act*, Fisheries and Oceans Canada is a Responsible Minister. Fisheries and Oceans Canada will provide general comments, information requests, and technical reviews for the EA. However, should it be determined that a Fisheries Act S. 35(2) Authorization is required for this development, Fisheries and Oceans Canada will assume the role of Regulatory Authority.

Section 6 - Intervener

Please describe your reason for requesting status as an Intervener, the role that you intend to play in this EA and the information that you anticipate submitting to the Review Board (i.e. general comments, information requests, technical reviews). Proceed to Section 8 after completing this section.

Section 7 – Member of the Public

Please describe your reason for requesting status as a Member of the Public, the role that you intend to play in this EA and the information that you anticipate submitting to the Review Board.

Section 8 – Contact Information

Name (one contact only): J. David Tyson

Title: Area Habitat Biologist

Organization: Fisheries and Oceans Canada

Mailing Address: 101, 5204 – 50th Avenue, Yellowknife, NT, X1A 1E2

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Number of Copies Requested for Mailed or Couriered Materials: 1

Communication Preference (fax or e-mail): fax

Date: 29 July, 2002

Signature:

Name (one contact only): J. David Tyson
Title: Area Habitat Biologist
Organization: Fisheries and Oceans Canada
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Number of Copies Requested for Mailed or Couriered Materials: 1
Communication Preference (fax or e-mail): fax
Date: 29 July, 2002
Signature:

Note 1: There is no difference between the rights or obligations associated with the classifications of Directly Affected Party or Intervener. The two groups are together referred to as Parties in the Rules of Procedure. As such, there is no need to request status under both classifications.

An important distinction between a Member of the Public and the other two classifications is that a Member of the Public cannot issue or receive information requests or be cross-examined on evidence provided to the Review Board.