



Indian and Northern
Affairs Canada

Affaires indiennes
et du Nord Canada

Box 1500
Yellowknife NT X1A 2R3

Your file / Votre référence

March 5, 2008

Our file / Notre référence

Willard Hagen
Chairman
Mackenzie Valley Land and Water Board
P.O. Box 2130
Yellowknife NT X1A 2P6
Fax: 867-873-6610

Dear Mr. Hagen:

Re: Report of Environmental Assessment and Reasons for Decision on the Tamerlane Ventures Inc. Pine Point Pilot Project (EA0607-002)

The Minister of Indian and Northern Affairs Canada and the other Ministers with jurisdiction related to the above noted project (Responsible Ministers) are currently reviewing the Mackenzie Valley Environmental Impact Review Board's *Report of Environmental Assessment and Reasons for Decision on the Tamerlane Ventures Inc. Pine Point Pilot Project*, dated February 22, 2008 (*Report of Environmental Assessment*).

In its *Report of Environmental Assessment* the Mackenzie Valley Environmental Impact Review Board determined, pursuant to paragraph 128(1)(a) of the *Mackenzie Valley Resource Management Act*, that an environmental impact review of the proposed development is not required. In its opinion the proposed development, as described in the *Report of Environmental Assessment* "is not likely to have any significant adverse impacts on the environment or be a cause of significant public concern, provided the commitments made by the developer during the environmental assessment are implemented."

Pursuant to paragraph 130(1)(a) of the *Mackenzie Valley Resource Management Act*, the Responsible Ministers may agree to order an environmental impact review of the proposed development, notwithstanding the determination of the Mackenzie Valley Environmental Impact Review Board under paragraph 128(1)(a). The Responsible Ministers are presently determining whether to exercise this authority, and in doing so the Responsible Ministers are also considering section 35 of the *Constitution Act, 1982*.

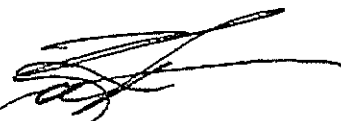
Subsection 129(a) of the *Mackenzie Valley Resource Management Act* states that where the Review Board makes a determination under paragraph 128(1)(a), a "regulatory authority...shall not issue a licence, permit or other authorization for the development...before the expiration of ten days after receiving the report of the Review Board."

Canada

The Responsible Ministers request that the Mackenzie Valley Land and Water Board not commence the regulatory process for issuing a land use permit and water licence for the Tamerlane Ventures Inc. Pine Point Pilot Project until the Responsible Ministers have completed their decision process under paragraph 130(1)(a) of the *Mackenzie Valley Resource Management Act*. The Responsible Ministers endeavour to complete this process by April 14, 2008. By this date, the Minister of Indian Affairs and Northern Development will, on behalf of the Responsible Ministers, advise the Mackenzie Valley Land and Water Board and the Mackenzie Valley Environmental Impact Review Board of the Responsible Ministers' decision.

If you have any questions about the above, please do not hesitate to contact David Livingstone, Director of Renewable Resources and Environment, at (867) 669-2647.

Sincerely,



Trish Merrithew-Mercredi
Regional Director General
Northwest Territories

cc: The Honourable Chuck Strahl, Minister of Indian and Northern Affairs Canada
The Honourable John Baird, Minister of the Environment
The Honourable Michael Miltenberger, Minister of Environment and
Natural Resources, Government of the Northwest Territories
Gabrielle Mackenzie-Scott, Chair, Mackenzie Valley Environmental Impact Review
Board
Ross Burns, President, CEO, Tamerlane Ventures Inc.

Indian and Northern Affairs Canada
Affaires indiennes et du Nord Canada

RECEIVED
file
MAR 07 2008
MACKENZIE VALLEY
ENVIRONMENTAL IMPACT
REVIEW BOARD

FACSIMILE TRANSMITTAL
TRANSMISSION PAR TÉLÉCOPIEUR

Number of pages including this page
Nombre de pages incluant cette page **3**
Date **7/03/08**

FROM - DE
Name - Nom: **Tish Merrithew-Mercredi**
Directorate - Direction: **Executive**
Room - Pièce: _____
Facsimile no. - N° de télécopieur: **(867) 669-2703**
Telephone no. - N° de téléphone: **867 669-2501**
Position title - Titre du poste: **Regional Director General - NT Region**
Branch - Direction générale: _____

TO - À
Name - Nom: **Willard Hagen**
Mackenzie Valley Land & Water Board
Yellowknife NT X1A 2P6
Facsimile no. - No de télécopieur: **(867) 873-6610**
Telephone no. - N° de téléphone: _____

Attached is a letter dated March 5, 2008 - original to follow in the mail.

- The Honourable Chuck Strahl, Minister of Indian and Northern Affairs Canada
- The Honourable John Baird, Minister of the Environment
- The Honourable Michael Miltenberger, Minister of Environment and Natural Resources, Government of the Northwest Territories - 867 873-0596
- Gabrielle Mackenzie-Scott, Chair, Mackenzie Valley Environmental Impact Review Board - 867 766-7074
- Ross Burns, President, CEO, Tamerlane Ventures Inc. - 360 332-4652

