

## Jay Engagement Sessions – Comments & Concerns

August 2013

### CONTEXT

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In August Dominion Diamond Ekati Corporation (DDEC) met with each of our Impact and Benefit Agreement (IBA) groups. The exception to this was the Yellowknives Dene as their leadership was not available, however their technical advisor was present as an observer at the presentation to the Kwe Beh Working Group. These meetings were with leadership and small working groups and were intended to give IBA groups some background and gather input on the early planning stages of the Jay-Cardinal Project. As requested we have included all the questions and comments that were raised without DDEC's responses, which could be provided at the scoping sessions. These concerns were raised following a presentation on the Jay Project.

### COMMUNITIES & ORGANIZATIONS

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Kugluktuk  
Kitikmeot Inuit Association (KIA)  
Lutsel K'e Dene First Nation (LKDFN)  
Tlicho – Kwe Beh Working Group (KBWG)  
North Slave Metis Alliance (NSMA)

### IN ATTENDANCE - DDEC

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Bob Gannicott  
Brendan Bell  
Bob Overvold  
Ora-naja Wah-Shee

### ISSUES RAISED

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#### KUGLUKTUK – Aug 22, 2013

1. Why not just mine underground under the lake?
2. The mine will be in operation to 2037. When will DDC recover your money? DDC is a new company.
3. The fish that are removed from the lake, what happens to them? Will they be re-stocked?
4. SAO requested a community session to generate community buy-in for the project

#### KIA – Aug 22, 2013

1. Is Lynx part of a bigger project or separate?

2. For the Environmental Assessment (EA), it is important to keep Lynx & Jay/Cardinal apart.
3. Is DDEC consulting with other Aboriginal groups?

**AT8 – LKDFN – Aug 23, 2013**

1. What is the footprint of the dikes at the bottom of the lake?
2. What about water flow?
3. Tell us about the diversion?
4. What will the drawdown be?
5. Concerning the fish out, how do you get fish to go where you want?
6. Will the dikes be removed?
7. Why can't you fully remove the dike?
8. What is the total size of the footprint of the total mine?
9. Concerns with the fact that DDEC did not have all the answers yet in the planning phase.
10. What happens to the fish in the lake? Will they come back? (after reclamation)
11. Diavik was using explosives and the nitrate in the water affected the fish.
12. The Selenium in the fish affects the reproductive system. No level has been set for that although you will be working on that.
13. I wonder if Golder has expressed any interest in hiring LKDFN members?
14. Will they (Golder) be contracting out small portions of the project?
15. You will be writing reports and applications and it may be to your benefit to hire LKDFN because if you include them in the front end it will only help move your project forward.
16. Ekati is the farthest north near the caribou calving ground. If this goes ahead it would affect the caribou. It would push them further north.
17. It (lower number of active pits) would not lower the impact. If the mine closed it would be less of an impact.
18. One day there will be one mine you said, so you would be removing trucks. So how many trucks?
19. All these require roads; I would request you install sensors to count the number of trucks that go by. The Independent Environmental Monitoring Agency has advised installing these monitors.
20. Asks about water levels.
21. Are you looking at draining the whole lake if the options do not work? Are you having your consultants investigate that option?
22. When you say build the pit shell is that building something?
23. You need to ensure the water management facility can handle more than you estimate. Other mines had issues.
24. How big is the lake?
25. Last time you were here on June 24<sup>th</sup>, we talked about there would be an August technical meeting where you would come back and talk about the economic feasibility of this expansion.
26. Is there a chance you might not go ahead with this proposal?
27. We have been accustomed to proponents sharing their applications. You may want to do that.

28. I assume you are talking about a land use permit and a water license? Will the Project Description lead to a land use permit and water license application with the Wek'eezhi Land and Water Board?
29. An Elder was involved in a study of water flow that DDEC should consider.
30. I want to talk about capacity, in this case Golder. There are positions that will be developed. The timelines are going to be strained due to our lack of capacity. The delay is we don't have our own people at Golder Associates.
31. We were also supposed to work out the implementation issues of our Impact and Benefit Agreement (IBA). We were not able to do that in June. DDEC was supposed to come back in to talk about implementation issues. If this proposal goes ahead we would need an additional IBA. After you begin that work are you anticipating a new IBA?
32. Individual would like DDEC to renegotiate IBA.
33. When can you get the information we have requested to us?
  - Draft permit application
  - Water flow study
  - Install sensors to count number of truck and speed on existing and proposed roads
  - Levels of selenium in fish
  - Source of hydrocarbons downstream
34. The Aquatic Affects Monitoring program at Ekati has failed to meaningfully incorporate Traditional Knowledge (TK). We are interested in addressing that along with you. We hope you would like to work with us on that.
35. I would like the company to review the IBA. It seems like we are set aside and you are just going into Jay pipe. Jay pipe may depend on our support.
36. Raises concerns about the Akaitcho IBA office.
37. I would like the company to review the IBA. It seems like we are set aside and we are just going into Jay pipe. Jay pipe may depend on our support.
38. The IBA says we were to have an employment officer. The Aboriginal Coordinator was to come and train this person to Liaise.
39. We are now venturing into the contracts. I recently sent DDEC a proposal to attend a Workshop. The business section is not exclusive to the Denesoline Corporation. Anyone can bid individually or do a joint venture on contracts.
40. Want to review the old IBA's. Over 15 years ago those agreements were made, it is time to review and revise those agreements. There is no employment here. We need to change the whole thing now that you are starting out new now.
41. We used to be able to take the truck and go and hunt. Now we have to fly far away. The mines footprint is expanding that will create negative impacts. So we are heavily impacted.
42. You need to look at the Socio-economic Agreement with GNWT. The majority of people who you are hiring are not from here.
43. Is Golder going to do your contracts? This community can take part by conducting monitoring.

1. Is DDEC getting the technical reports done?
2. After removing the dikes will the water get back to normal?
3. Will there be contamination to the water in the pits?
4. I understand in some third world countries they got down to the underground water supply and said there were natural levels of arsenic.

**NSMA – Aug 28, 2013**

1. What is a block cave?
2. What about the tiny dam on the far side (by Duchess Lake)?
3. Will the southern dike be 1 km?
4. Are you draining the lake?
5. Will all of the fish be gone?
6. A member suggested re-stocking fish around Yellowknife rather than in lakes around Lac du Savage.
7. Will DDEC remove the dikes?
8. A member stated they do not have any serious environmental concerns.
9. Interested in additional business contracts i.e. fuel haulage.
10. A member advised DDEC to monitor ammonium nitrate levels in the water which are a by-product of blasting to ensure they do not get too high as this causes accelerated algae growth.
11. A member expressed their support for the Jay-Cardinal project.
12. Would this be an adhesion to the permits you already have?
13. A member commented on the tight timeline for this project that DDEC would need to get its application before the MVEIRB right away.
14. Expressed an interest in hauling ore.
15. A member mentioned that Baffin Iron Ore was considering using trains to haul ore.

## Jay Engagement Sessions – Comments & Concerns

November 2013

### CONTEXT

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A number of Impact and Benefit Agreement (IBA) groups requested public community meetings which Dominion Diamond Ekati Corporation (DDEC) held in November in Kugluktuk, Behchoko, Wekweeti, Whati, Gameti and Lutsel K'e. DDEC met with the leadership of both the Yellowknives Dene and the North Slave Metis Alliance and with the Kitikmeot Inuit Association technical advisors. As requested we have included all the questions and comments that were raised without DDEC's responses, which could be provided at the scoping sessions. These concerns were raised following a presentation on the Jay Project.

### COMMUNITIES & ORGANIZATIONS

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Kugluktuk	Behchoko
Tlichó – Kwe Beh Working Group (KBWG)	Wekweeti
Kitikmeot Inuit Association (KIA)	Whati
Lutsel K'e Dene First Nation (LKDFN)	Gameti
Yellowknives Dene First Nation (YKDFN)	North Slave Metis Alliance (NSMA)

### IN ATTENDANCE - DDEC

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Bob Gannicott *	Eric Denholm *
Brendan Bell *	Robert Beaulieu *
Bob Overvold	John Bekale *
Ora-naja Wah-Shee	

\* rotated attendance at meetings

### ISSUES RAISED

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#### KUGLUKTUK – Nov 4, 2013

1. Ekati should incorporate more meaningful Traditional Knowledge (TK). The communities do not always agree with consultants like Golder.
2. Concern about what is in the 'slurry' or 'sludge' that goes into the water system.
3. Concern around reclamation and not leaving behind infrastructure after the mine is closed.
4. What is the timeline for this project?

#### TLICHO – KBWG – Nov 5, 2013

1. KBWG will send DDEC a draft of a letter to the federal government requesting assistance for additional technical support to review DDEC technical reports.
2. Mining impacts caribou migration and calving grounds and we need to work with communities to minimize that impact. This is a critical food source for the north.

3. We need to work on lining up summer students with DDEC's summer student employment program more effectively. Possible through an online Webinar.
4. With respect to employment and training DDEC must avoid nepotism as was the case with BHP. Communities would also like to review our drug test policy with us as well.

#### **KIA – Nov 7, 2013**

1. Interested in where Ekati and Jay-Cardinal electrical power will come from.
2. Interested in amount, depth and time of year for drilling.
3. A member wanted to know how long it takes to go through the EA and permitting process.

#### **LKDFN – Nov 8, 2013**

1. A member asked why DDEC is submitting an application for this project now as the member thought that Ekati had not done that in order to develop its other pipes.
2. Wanted to know how many LKDFN employees DDEC employs.
3. Jobs and benefits are not necessarily a priority for LKDFN, it is about protecting the land.
4. LKDFN member said that there will be less dust and noise if the mine were to shut down completely, not if we were only to be developing these two pipes while all others are shut down.
5. How far will DDEC draw down the Lac du Sauvage water level?
6. What will happen to the fish stock?
7. What will happen to fish in the drawn down portion of the lake?
8. How deep is Lynx?
9. Are you planning on going underground in Jay and Cardinal?
10. You have plans for two new waste rock piles and then the one at Misery?
11. Request DDEC look at the drug and alcohol testing and be more lenient.
12. Setting up Liaison position to work for the community in Yellowknife. As it now operates with a joint Akaitcho IBA office for Ekati, it is not working for LKDFN.
13. Issues with AT8 IBA office that is not working for LKDFN.
14. A member is interested in being contracted to do monitoring and reclamation for the company.
15. Requested a site visit.
16. Want DDEC to assist with Lutsel K'e inadequate education system.
17. Questions about the timeline and next steps.
18. LKDFN is interested in securing more business contracts with Ekati, including the catering contract for Misery.
19. Suggested DDEC use diversions like artificial trees to steer caribou away and around the Ekati main camp and Lac du Sauvage.

#### **YKDFN – Nov 12, 2013**

1. A member stated "You don't want to go through regulatory process but go right to EA?"

2. Clarifies that while the YKDFN have said DDEC should go ahead and submit the application for permitting for Jay and Cardinal, they still have environmental concerns and have not given their full support to this project yet.
3. Concerns with caribou.
4. How many YKDFN work at Ekati?
5. The Chief has the impression that every time there is a new pipe discovered at Ekati the Claim Block seems to expand.
6. A member stated that YKDFN is interested in the contract for the winter road.
7. The Chief wanted to know if DDEC will renegotiate the IBAs.
8. Concerns with cumulative effects.
9. Criminal records are a barrier to getting work at the mines.
10. Dissatisfaction with the Mine Training Society.
11. Two week rotations are hard on people.
12. Dissatisfaction with IEMA's environmental monitoring.

### **BEHCHOKO – Nov 12, 2013**

1. I am concerned about the social problems like drinking and gambling
2. I think the company should work with the Elders to inform one another.
3. Consultation is very important or nothing will work out. Tell us what you are going to do and who will benefit. We are not against development but we are cautious.
4. An Elder stated "Most of us Elders are concerned about Wildlife and the caribou. Anything that has been depleted, will there be compensation? You will drain a lake and build dikes. We need to work together. In the past my ancestors always live off one another and consult with each other."
5. Should work out an arrangement for those employees that miss their plane.
6. The Chief asks leaders approached by the public that they bring legitimate requests forward to the company.
7. A member questioned how we will progress with de-watering the lake and permitting process. The mine extension is important that the company brought to our attention. This is important for Aboriginal people as stakeholders.
8. The Chief stated they are concerned about mine closure and the future is looking good if they can extend the mine life.

### **WEKWEETI – Nov 19, 2013**

1. Is there employment for people who are not very literate and who are older?
2. Not very many DDEC employees from Wekweeti
3. Is there more than just seasonal work?
4. Help with applications and the ineffectiveness of the online application
5. Request training
6. Will DDEC re-negotiate the IBAs
7. Will there be an open pit for Jay and Cardinal

8. Suggested that DDEC consider building roads with smaller less jagged rocks that are easier for caribou to cross
9. Concern with impact of truck noise on wildlife
10. Concern with north arm settling pond and possibility of an overflow of sediment in the water.
11. Concern with reclamation so that this mine does not end up like Colomac
12. Where is DDEC putting the processed kimberlite?
13. Are there a percentage of jobs for each Tlicho community?
14. What kinds of criminal records will not be acceptable for employment with DDEC?
15. How to do smaller contractors win bids at Ekati?
16. What is the new IBA+ program?
17. Want DDEC to reinstate the upgrading program
18. Thought that DDEC does not pay for interviewees to travel to YK for medical
19. Concerns with discrimination based on ethnicity and membership being passed over for training and promotions in favour of southerners
20. Concerns that the Mine Training Society does not qualify people for the good jobs just entry level positions
21. Community members requested copies of maps including the map slide showing the roads
22. SAO wants to submit proposal to IBA+ for Healing/Counselling programs for adults, youth and couples. Also interested in support for the arena.
23. Wekweeti interested in computers for the Arbour

#### **WHATI – Nov 20, 2013**

1. A member who works at Ekati and suggested that the company try and cover the jagged rocks on the sides of the road with finer material to make it more of an even plain. Young caribou chased by wolves cannot get up the steep rocks or find a caribou crossing so we need to take care of the whole road.
2. Concern with people who have a criminal record not being able to get employment at Ekati.

#### **GAMETI – Nov 21, 2013**

1. The road construction was contracted out and completed in a rush and could have been done better.
2. Southern contractors are taking jobs away from us.
3. Use the traditional names for Lac du Sauvage and the surrounding areas.
4. Raised the issue of caribou that are unable to cross the road and the caribou fatalities that result. Suggested the roads should be lower and crowned.
5. Concerns with lowering the lake water level.
6. Concerns regarding the explosives that will be used in the open pits and any effects on the water once the lake and pit are refilled. It was questioned whether DDEC should put the water back at all.
7. Concerns with effect on the Coppermine River.
8. What will happen to the dikes when DDEC is done mining?



9. What will happen to the open pit when mining is completed?
10. DDEC committed to have HR and some of the Contractors including Domco return to Gameti to assist with and accept applications.
11. The Chief mentioned interest in community development support for the arena and Christmas festivities.
12. The Recreation Coordinator expressed interested in a contribution towards sports equipment, handgames and out on the land initiatives.