

Our File: EA1314-01

Sept. 24, 2015

Note to File

To: Parties

Re: EA1314-01 – Jay Project, undertaking #15 from September 16, 2015 public hearing

Undertaking #15 from the September 16, 2015 Jay Project public hearing is directed at Environment Canada. The undertaking is as follows:

“Environment Canada will approach their wildlife toxicology expert and determine if, based on the water quality predictions for Misery Pit and the Jay project mixing zone, they anticipate any harm to migratory birds under the Migratory Bird Convention Act.”

The due date for submission of this undertaking to the Review Board is October 9, 2015.

Since the topic requiring a response for undertaking #15 has not been discussed during the course of this environmental assessment, it is new evidence on the public record. In fairness, parties and Dominion Diamond are granted the opportunity to comment on the response to undertaking #15:

October 9 – response to undertaking #15 submitted by Environment Canada

October 15 - parties are granted the opportunity to comment on the undertaking response

October 19 - Dominion Diamond is granted the opportunity to respond.

October 23 – closing arguments from parties

October 30 – closing arguments from Dominion Diamond

The Review Board contact for the Jay Project is:

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