

EA1415-01

April 4, 2017

To: Parties:

Re: EA1415-01 – Prairie Creek All Season Road Project, LKFN request for party status and extension to file a technical report

On April 3, 2017, the Review Board received a request for party status from Liidlíi Kue First Nation (LKFN) in order to formally participate in the environmental assessment proceedings for the Prairie Creek All Season Road Project (the Project). In addition, LKFN has requested an extension to submit a technical report prior to the public hearings scheduled for April 24-28, 2017. See attached form and correspondence.


Parties are asked to submit in writing to the Review Board by April 9, 2017, any concerns regarding LKFN's request for party status and submission of a technical report (and required extension). The Review Board contact for the Prairie Creek All Season Road Project is Chuck Hubert, and can be reached at chubert@reviewboard.ca.

Respectfully,

Mark Cliffe-Phillips
Executive Director
Mackenzie Valley Review Board

Attachments:

- LKFN Request for party status and technical report extension

	Mackenzie Valley Environmental Impact Review Board	
	FORM 1	Request for Party Status

Name of Organization	Liidlii Kue First Nation
Name of Proceeding	EA1415-01 [2014]

Reasons for requesting Party Status in these proceedings.	
See attached.	
Participation: Please describe how you or your organization intends to participate in this proceeding, such as what information, witnesses, or presentations you plan to submit.	
See attached.	
If you represent a Responsible Minister or Responsible Authority please state which one. List the licences, permits or authorizations issued by your organization relevant to this proceeding.	
N/A	
Contact Information: Please confirm the organization's contact information and the name of the primary contact person for Board correspondence purposes.	
See attached.	
Dated at _____, Northwest Territories, on (MM/DD/YY) _____ _____ (Signature of Party's Representative)	

Mackenzie Valley Environmental Impact Review Board

Form 1 – Request for Party Status

Name of Organization: Liidlíi Kue First Nation

Name of Proceeding: Canadian Zinc Corporation – Prairie Creek All Season Road and Airstrip Environmental Assessment (EA1415-01)

Reasons for Requesting party status in these proceedings.

Liidlíi Kue First Nation (“LKFN”) is seeking party status and standing to participate in the Environmental Assessment 1415-01 (“Environmental Assessment”) for the proposed Canadian Zinc Corporation – Prairie Creek All Season Road and Airstrip project (the “Project”).

While LKFN has not previously sought standing in these proceedings, LKFN and its members are directly affected by the Project. LKFN now seeks standing to participate in the technical hearings and in the subsequent steps in this review.

LKFN maintains that “We are Dene, This is Our Land and We Observe our Dene Ways”. LKFN requires meaningful and deep consultation; mutual respect; and free, prior and informed consent on projects and activities that have the potential to adversely or positively affect our people, land and resources. The proposed Project is located in LKFN traditional territory and has the potential to significantly affect our people, lands and resources.

Participation:

Please describe how you or your organization intends to participate in this proceeding, such as what information, witnesses, or presentations you plan to submit.

LKFN will be participating through written and oral submissions; interviews; testimony; and provision of evidence of how the project potentially affects our nation and members socially, culturally, environmentally, economically, and spiritually. LKFN also intends to review and critique the presentations of the proponent and other parties, and will direct questions to those parties during the technical hearings.

If you represent a Responsible Minister or Responsible Authority please state which one. List the licenses, permits or authorizations issued by your organization relevant to this proceeding.

Not Applicable.

Contact Information:

Please confirm the organization's contact information and the name of the primary contact person for the Board correspondence purposes.

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31 March 2017

Chuck Hubert
Mackenzie Valley Review Board
chubert@reviewboard.ca

Request for Ruling - EA1415-01 Prairie Creek All Season Road

Dear Mr. Hubert:

Pursuant to the *Rules of Procedure for Environmental Assessment and Environmental Impact Review Proceedings*, Liidlii Kue First Nation (LKFN) is requesting the board to exercise its discretion under Rule 8 to vary the procedure for this hearing by:

- 1) granting our application for party status notwithstanding the fact that the deadline established by the Board for party status applications has passed; and
- 2) granting LKFN additional time to file a technical report in order to fully participate in the formal (technical) hearings.

LKFN submits that granting party status to LKFN does not prejudice the interest of any party, but not enabling LKFN to participate as a party would prejudice the rights and interests of LKFN and LKFN members. LKFN notes that Canada and the GNWT have each given notice of their intent to rely on these proceedings as the primary means by which they intend to discharge their respective consultation obligations under s. 35 of the *Constitution Act, 1982*. We further note that INAC was granted standing in December 2016, well after the deadline passed by the Board.

LKFN further submits that permitting LKFN the time necessary to prepare and submit a technical report will not prejudice the interests of any party, but will assist the Board in receiving information from LKFN and in fulfilling the purposes of the MVRMA as set out in s. 114 and 115 of that Act.

LKFN is prepared to have representation during the pre-hearing teleconference call scheduled for April 10, 2017 and to submit a technical report by April 14, 2017.

LKFN letterhead

If there are any questions in respect of this request, please contact the undersigned.

All of which is respectfully submitted,

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