



Canadian Environmental Assessment Agency    Agence canadienne  
d'évaluation environnementale



Mackenzie Valley  
Review Board



23 SEP 2009

Mr. Robert Hornal  
Chair  
Mackenzie Gas Project Joint Review Panel  
Suite 302, Professional Building  
125 Mackenzie Road  
Inuvik, Nunavut  
X0E 0T0

Dear Mr. Hornal:

Following the last meeting with you on September 3, 2009, where you provided an update on the status of the preparation of the report, the Partners to the Joint Review Panel Agreement have amended the Agreement to allow for the report to be released in either paper or electronic version by the end of December 2009. The amended Agreement is attached for your convenience.

We are available to meet with you should the Panel require further clarification regarding this amendment.

Sincerely,

Peter Sylvester  
President, Canadian Environmental Assessment Agency

Frank Pokiak  
Chair, Inuvialuit Game Council

Richard Edjericon  
Chairperson, Mackenzie Valley Environmental Impact Review Board

## AMENDING AGREEMENT

### **Amendment to the Agreement for an Environmental Impact Review of the Mackenzie Gas Project**

**Among: The Mackenzie Valley Environmental Impact Review Board**

**And: The Inuvialuit as represented by the Inuvialuit Game Council**

**And: The Minister of the Environment**

(hereinafter referred to as the Parties)

**Whereas** each of the Parties signed the Agreement for an Environmental Impact Review of the Mackenzie Gas Project (hereinafter referred to as the Agreement) which came into force on 3 August 2004;

**And Whereas** paragraph 9 (c) of the Agreement allows it to be amended upon the consent of the Parties;

**And Whereas** the Parties wish to amend the Agreement so as to provide further detail regarding the reporting requirements of the Joint Review Panel;

**Now Therefore** the Parties hereby consent to and make the following amendments to the Agreement:

1. Paragraph 5. a. of the Agreement is replaced by the following:
  - a. The Joint Review Panel shall prepare and submit a report in accordance with subsections 4.8 and 4.9 of the Schedule to this Agreement.
2. Subsection 4.2 of the Schedule to the Agreement is amended by adding the following immediately after the portion of the subsection bearing the subheading "Rules of Procedure":

#### **Direction on Procedures**

Where there is a conflict between this Agreement and any direction on procedures issued by the Joint Review Panel pursuant to the Joint Review Panel rules of procedure, this Agreement prevails.

3. Subsection 4.6 of the Schedule to the Agreement is replaced by the following:

#### **4.6 Public Hearings**

The Joint Review Panel will hold public hearings, including community hearings, in a manner that ensures a thorough examination of matters relevant to its mandate. The Joint Review Panel will ensure that the public hearings afford an opportunity for the communities and people in the project area to present their views about the potential impacts of the Project on the environment.

To the extent possible, the Joint Review Panel will coordinate its hearings in time and place with those of the National Energy Board.

4. The portion of subsection 4.8 of the Schedule to the Agreement bearing the subheading "Reporting Requirements" is replaced by the following.

#### 4.9 Reporting Requirements

By the end of December 2009, the Joint Review Panel will prepare and provide the Minister of the Environment, the Minister of Indian Affairs and Northern Development, Responsible Ministers, the National Energy Board, the Mackenzie Valley Environmental Impact Review Board, the Inuvialuit and the Responsible Authorities, a report including, but not limited to, the following:


- a description of the public review process;
- a summary of any comments and recommendations received from the public;
- a rationale, conclusions and recommendations regarding the nature and significance of impacts on the environment including any mitigation measures and follow-up program, and
- any other matter as required under the *Canadian Environmental Assessment Act*, the *Mackenzie Valley Resource Management Act* and the Inuvialuit Final Agreement.

The report shall be provided in either paper or electronic format.

**And Furthermore** the Parties agree that this Amending Agreement may be executed in counterpart by each Party.


**In Witness Whereof**, the Parties have signed this Amending Agreement.

**The Mackenzie Valley Environmental Impact Review Board**

  
Richard Edjerigon, Chairperson

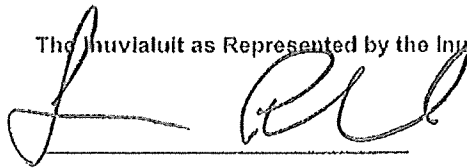
Sept 23/09  
Date

**The Minister of the Environment**

  
The Honourable Jim Prentice, P.C., Q.C., M.P.

16 SEP 2009  
Date

**The Inuvialuit as Represented by the Inuvialuit Game Council**

  
Frank Pokiak, Chair

Sept 23 '09  
Date