



Mackenzie Valley Environmental Impact Review Board

December 5, 2007

Ms. Wanda Anderson
Executive Director
Mackenzie Valley Land and Water Board
Box 2130
Yellowknife NT X1A 2P6

Dear Ms. Anderson,

Re: Proposed Tlicho Landtran Transport Ltd Winter Road (Application MV20070049)

The Review Board notes that the scope of development for the Gahcho Kue environmental impact review (EIR0607-001) includes the above winter road. The *Terms of Reference for the Gahcho Kue Environmental Impact Statement* (p5) states:

The scope of the development under review includes the principal development, which is an open pit diamond mine and any activities or structures associated with the principal development, from pre-construction to closure and reclamation

The same section specifies that the scope includes “use of the current Tibbitt-Contwoyto winter road and **any alternate routes**” and “construction of an access road from Tibbitt-Contwoyto winter road to the development site **and any alternate routes**”.

The terms of reference emphasize this point on page 41, which states that “the geographical scope... includes all access routes, including all waterbodies and land crossings used for the Tibbitt to Contwoyto Road and the Mackay Lake access road (or any alternative or additional routes) and adjacent areas”.

Because this winter road is included in the Gahcho Kue scope of development, s.118(1) of the *Mackenzie Valley Resource Management Act* prohibits issuing a permit at this time. The requirements of part five of the *Act* have not been met until the current environmental impact review is complete.

I trust this will be of assistance in your consideration of this application.

Sincerely,

A handwritten signature in black ink, appearing to read "Vern Christensen".

Vern Christensen
Executive Director