

Sharon

From: Ryan Fequet [rfequet@wlwb.ca]
Sent: Tuesday, February 22, 2011 6:49 PM
To: 'Teresa Joudrie'
Cc: 'Mark Cliffe-Phillips'; 'Robert Jenkins'; 'Anne Wilson'; 'Brett Wheler'; 'Bruce Hanna'; 'Charlene Coe'; 'Colleen English'; 'Darnell McCurdy'; 'Environment Canada'; 'Erika Nyyssonen'; 'Geoff Clarke'; 'GNWT'; 'Gord Macdonald'; 'Iris Catholique'; 'Jane Fitzgerald'; Jennifer Potten; 'John Donihee'; 'John McCullum'; 'Joline Huskey'; 'Julian Kanigan'; 'Karin Clark'; 'Kathleen Racher'; 'Kerri Garner'; 'Lorraine Seale'; 'Luigi Torretti'; 'Malcolm Robb'; 'Nathen Richea'; 'Patty Ewaschuk'; 'Ray Griffith'; 'Registry'; 'Sheryl Grieve'; 'Sonya Almond'; 'Stanley Anablak'; 'Stephen Bourne'; 'Steve Wilbur'; 'Tim Byers'; 'Todd Slack'; 'Tom Unka'; 'Tony Pearse'; 'Velma Sterenberg'; 'YKDFN'
Subject: WLWB - Diavik ICRP - Information Request
Attachments: W2007L2-0003 - Diavik ICRP - WLWB Information Request to INAC - Security Estimate - Feb 22_11.pdf
Importance: High

Evening Teresa,

Please find attached an information request from the Wek'èezhìi Land and Water Board to Indian and Northern Affairs Canada regarding the review of the Diavik Interim Closure and Reclamation Plan. As stated in the request, a response by Friday would be much appreciated as we are currently in the middle of this review process. Your assistance is much appreciated.

If you have any questions, please don't hesitate to contact us.

Cheers,



Ryan Fequet, *BSc.*
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February 22nd, 2011

File: W2007L2-0003

Ms. Teresa Joudrie
Director, Renewable Resources and Environment
Indian and Northern Affairs Canada
Box #1500
Yellowknife, NT X1A 2R3

Dear Ms. Joudrie:

Re: Diavik Interim Closure and Reclamation Plan – Information Request

The Wek'èezhii Land and Water Board (WLWB) appreciates the comments received from Indian and Northern Affairs Canada (INAC) on February 18th, 2011, regarding Diavik's Interim Closure and Reclamation Plan. At this time, the WLWB is requesting additional information as part of this review process.

The Boards have historically relied on INAC to provide their expertise and opinions on security liability estimates for new project applications, permit and licence renewals, and as part of the closure and reclamation planning process. Therefore, Board staff contacted the INAC-Water Resources Division in late January 2011 to verbally discuss and request that INAC submit a security estimate as part of the current review process. However, INAC's February 18th submission provided only a partial estimate of a single closure option (e.g. *capped or uncapped waste rock piles and PKC*), as well as mentioning costs related to long-term water treatment.

Diavik has provided a security estimate for the entire project (*ICRP - December 4th, 2010, Appendix VII – Expected Cost of Closure and Reclamation*) as part of Version 3.1 of the ICRP as requested by the Board in their May 19th, 2010 directive. The Board requests that INAC provide its own RECLAIM estimate of the total site liability. It would be most helpful if this estimate includes costs for contingencies such as those identified in the memo from Brodie Consulting to INAC, dated February 7th, 2011. The Board will utilize this information when reviewing the estimate provided by Diavik to help evaluate the closure options and allow the Board to assess the magnitude of the uncertainties that have been identified by reviewers.

We note that INAC believes it is premature to provide a security estimate for the entire project at this time. However, the Board believes that the security estimate will be useful for the reasons mentioned above and recognizes that the water licence security amount will be re-evaluated following approval of the ICRP.

The Board requests that INAC respond by Friday, February 25th, 2011 with a timeline of when this information can be submitted. Board staff would be happy to meet with INAC staff as soon as possible to discuss this request. Please contact Ryan Fequet at 867-765-4589 to arrange a meeting.

Sincerely,

A handwritten signature in black ink that reads "Mark Cliffe-Phillips".

Mark Cliffe-Phillips,
Executive Director