

**Inuvialuit Water Board
Reasons for Decision**

Renewal pursuant to section 48 (1) of the
Waters Act, S.N.W.T. 2014, c.18

Water Licence Number: N7L1-1836 (Type B)

This is the decision of the Inuvialuit Water Board, made on June 26, 2020 regarding a renewal application made by:

**Imperial Oil Resources
505 Quarry Park S.E.
Calgary, Alberta T2C 5N1**

for the renewal of a water licence for the use of water and disposal of waste for an industrial undertaking as described in the water licence renewal application (Schedule C dated March 25, 2020), supplementary information and the record of this proceeding.

Background:

Imperial Oil Resources applied to the Inuvialuit Water Board (IWB) for a renewal of water licence N7L1-1836 to use water and deposit waste associated with the Phase II Post-Construction Site Monitoring, removal of remaining dock sheet piles, site maintenance and reporting activities at BAR-C/ Tununuk Point, NT. The renewal application was filed with the IWB on April 17, 2020. The Schedule C application included "*Updated Monitoring Plan, Spill Contingency Plan and Erosion, Sediment and Drainage Control Plan, 2020 Water Licence Renewal – N7L1-1836, Tununuk Point, NT - May 11, 2020*", prepared by Advisian Worley Group on behalf of Imperial Oil Resources. Additional documents in support of the application were requested by the IWB and the application was subsequently accepted as complete by the IWB on April 28, 2020.

A copy of the water licence renewal application and supplementary information was provided to the Environmental Impact Screening Committee (EISC, a body created by the Inuvialuit Final Agreement), as required under section 3.2.7 of their Environmental Impact Screening Guidelines. Copies were also provided to the Government of the Northwest Territories, Departments of: Lands (DOL), Environment and Natural Resources (ENR), Municipal and Community Affairs (MACA), Health and Social Services (H&SS), Infrastructure (INF); as well as Environment and Climate Change Canada (ECCC), Fisheries and Oceans Canada (DFO), Canadian Northern Economic Development Agency (CanNor), Crown Indigenous Relations and Northern Affairs Canada (CIRNAC), Inuvialuit Land Administration (ILA), Inuvialuit Regional Corporation (IRC), Inuvialuit Game Council (IGC), Wildlife Management Advisory Council (NWT) (WMAC – NWT), Fisheries Joint Management Committee (FJMC), Inuvik Community Corporation (ICC), Inuvik Hunters and Trappers Committee (IHTC), Aklavik Community Corporation (ACC), Aklavik Hunters and Trappers Committee (AHTC), Tuktoyaktuk Community Corporation (TCC) and Tuktoyaktuk Hunters and Trappers Committee (THTC) for a 31 day review and comment period (April 29, 2020 – May 29, 2020). Comments regarding the application were received from ENR and taken into consideration by the Board during the decision-making process for licence renewal.

The IWB gave public notice on May 11 and May 14, 2020, in accordance with subsections 43 (1)(a) and 43 (1)(b) of the *Waters Act*, that it received a type "B" licence renewal application from Imperial Oil Resources. There was no public hearing held for the renewal application.

Scope of the Renewal of the Licence:

Upon review of the renewal application and evidence in the public register, the IWB has determined that the scope of the undertaking covered by the renewal of the licence includes the use of water and the deposit of waste associated with the Phase II Post-Construction Site Monitoring, remaining dock sheet pile removal, site maintenance, and reporting activities of the former BAR-C DEW Line / Imperial Oil Exploration Base located on the southern tip of Richards Island (Tununuk Point) located in the Inuvialuit Settlement Region (ISR) of the Northwest Territories with coordinates 69° 0' 44" North and 134° 40' 57" West.

Requirements of the *Waters Act*:

Imperial Oil Resources has provided the IWB with an application and supporting information for its consideration as required by section 34(1) of the *Waters Act*.

The IWB, as required by section 4 of the *Waters Act*, has notified the applicant of its obligation to comply with all other legislation pertinent to the activities authorized under this licence.

The IWB is in accordance with subsection 26(5)(a) of the *Waters Act* by ensuring that the granting of a renewal of the licence to Imperial Oil Resources will not adversely affect, in a significant way, any existing licensee, providing the conditions of the licence are met. There are no other applicants with precedence.

The IWB does not believe that any users or persons listed in subsection 26(5)(b) of the *Waters Act* will be adversely affected by the use of waters or the deposit of waste proposed by the licensee, provided the licensee operates in accordance with the terms and conditions of the water licence.

The IWB is of the view that compliance with the licence terms and conditions will ensure that the waste produced by the undertaking will be treated and deposited in a manner that will maintain water quality in the area and will be consistent with applicable water quality standards in accordance with subsection 26(5)(c)(i) of the *Waters Act*.

Decision to Renewal:

The water use and disposal of waste proposed by the applicant is of a nature contemplated by the *Waters Act*.

No objection by any person to the renewal of this licence was made known to the IWB.

In accordance with 37 (b) (i) of the *Waters Act* the IWB has the authority to renew this water licence.

The IWB has reviewed the water licence renewal application and all comments received by the IWB. Upon consideration of the facts and circumstances, the merits of the submissions made to it and the purpose, scope and intent of the *Waters Act* and the Waters Regulations, the IWB has determined that it can renew water licence N7L1-1836 to Imperial Oil Resources subject to the terms and conditions contained therein.

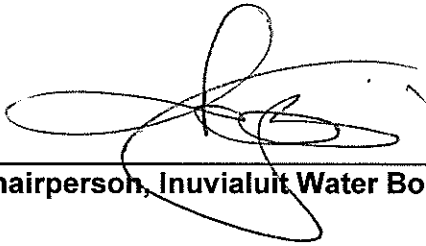
Water Licence Number N7L1-1836 contains terms and conditions the IWB considers necessary to ensure compliance with the *Waters Act* and the Waters Regulations and provides appropriate safeguards for Imperial Oil Resources water use and deposit of waste associated with the industrial undertaking.

For the above reasons the IWB has renewed water licence N7L1-1836 to Imperial Oil Resources in accordance with section 37 (b) (i) of the *Waters Act* for the use of water and deposit of waste.

Term of the Renewal:

The IWB has determined that the renewed water licence will be effective from July 1, 2020 with an expiry date of June 30, 2040.

SIGNED this 26th day of June 2020 on behalf of the Inuvialuit Water Board.



Chairperson, Inuvialuit Water Board