

EMAB meeting
Yellowknife, September 20, 2007

Present:

Doug Crossley, KIA, Chair
Florence Catholique, LKDFN, Vice Chair
Floyd Adlem, Canada, Secretary Treasurer
Eric Christensen, Diavik
Lawrence Goulet, YKDFN
Claudia Haas, NSMA (alternate)
Joel Holder, ENR (alternate)
John McCullum (Staff)

Guests :

Charlotte Henry, DIAND

Minutes:

Michele LeTourneau

Meeting started at 11:15.

Welcome to everyone from Chair.

ITEM 1: Approval of Agenda and Minutes

Agenda

Motion

Approve agenda, with changes.

Moved: Florence Catholique

Second: Claudia Haas

Carried: Unanimous

Minutes

Motion

Approve August 15, 2007 minutes, with changes.

Change question to an action item:

ACTION ITEM: Request that Diavik prepare a presentation on AMP and present it to communities
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Moved: Florence Catholique

Seconded: Claudia Haas

Carried: Unanimous

Item 2: Capacity Funding Workshop

Item presented from kit

- Aboriginal Party representatives must participate.
- A facilitator must have knowledge of how financial operations work for various Aboriginal Parties
- This workshop must also specifically address issues around Parties who don't use the available funding.
- \$45,000 has been identified as a budget

ACTION ITEM: Re-circulate capacity funding review by Dargo.

EMAB has never allocated more than 30,000 per Party, could we?

ACTION ITEM: Gather up all the relevant material for the facilitator.

ACTION ITEM: Write a ToR and consult executive before circulating to entire board.

ACTION ITEM: At the next meeting the Board will identify the time frame.

At initial EMAB meetings this was a very intense topic, especially from a KIA and Government of Nunavut perspective. They focused on the need to have the resources to function, be involved. Tlicho's focus was on research.

ENR is likely holding a wildlife cumulative effects workshop in February – it is in the planning stages.

Lunch at 12:00

Back at 1:40

ITEM 3 – Aboriginal Workshop Report Discussion

New guest from DIAND: Aiyana Lajeunesse. Introductions.

See binder.

- Noted: Only two Parties to the EA have responded.
- Question: Where to go from here?
- Noted: EMAB has obligations to people who had a stake in this. EMAB must move it along.
- We need to separate out things that are outside EMAB's mandate.

NOTE: SEE CHART AT THE END OF THE MINUTES.

ACTION: ED to rewrite recs and non-recs for review by Board before final approval based on comments. Comments on recs would go in a separate covering memo

ITEM 5: Other Agency Updates

SLEMA update

Site visit in May to review water management

Several deficiencies identified in EAAR – met with DeBeers, DDMI and MVLWB on this

Some concerns with 2006 water licence report

- 208 million cu. m. discharged to Snap Lake as a result of underground pumping
 - level of lake has risen
 - TDS now at 40 mg/l
- Sewage treatment now running through wetland as secondary treatment to ensure limits are met

Fish tasting camp was run twice

- 1st time 5 of 11 tasters detected gas taste
- 2nd time run by De Beers and results were fine
- SLEMA concerned about participant selection for 2nd camp

Reviewing SNP sites for sewage treatment

Annual report is almost complete

IEMA update

- Dispute going into mediation over last mediation agreement
- BHP has exploration going in Lac de Sauvage
- Misery pit is closing; underground operations at Panda and starting underground development at Koala

- WLWB has hired technical experts to deal with proposed discharge criteria for chloride
- Going through water licence renewal application for Sable, Pigeon and Beartooth
- There have been several delays with the Adaptive Management Plan but it looks like it will be done at the end of November
- The AEMP report for 2006 came in – it's coming in later and later
- Looking at a second five-year review of EA as we are coming up to year 10
- WEMP report 2006 came in at the end of June
- We had a couple of reports from 2006 come in (air-related. SENES reviewed. Haven't heard from BHP yet
- Review of ICRP - BHP is thinking of pump-filling the pits from surrounding lakes. (including possibly LdG).
- BHP doesn't want to recreate fish habitat in pits, as they paid into a compensation fund.

MPEMA update

- Last spring, completed ToR, except funding section.
- Mid to late November, there will be a meeting of the steering committee, then the steering committee will be disbanded
- The ToR will then be turned over to the Parties for ratification
- Ratification might be complete by mid-2008
- Diavik is not participating in the process

EMAB meeting
September 21, 2007

Present:

Doug Crossley, KIA, Chair
Floyd Adlem, Canada, Secretary Treasurer
Claudia Haas, NSMA (alternate)
Eric Christensen, Diavik
Joel Holder, ENR (alternate)
John McCullum (staff)

Guest:

Bill Forsyth, Diavik, Vice President Technical Services

Meeting started at 9:15

Item 6 – Update on Diavik’s Underground Operations/Plans

Bill Forsythe presents a PowerPoint presentation on underground mining at Diavik.

Challenges:

- Increased costs (50-60%)
- Capital consumable costs
- Labour shortage
- Exchange rates
- Diamond prices
- Rio has a poor history of underground projects

The underground mining at the Diavik site is not a sure thing; these are feasibility studies. Studies likely completed by December. The Rio Tinto board will decide later in 2008.

Underground mining will cost 50-60% more than pit mining – need lots of cement and backfilling takes much more time. Right now they are pumping about 1000 cu. m. / day from the underground.

Diavik does underground tours about once per month.

Item 7 – Reports

Financial Report

In binder. Executive Director presents.

ACTION: ED and Secretary-Treasurer to review budget and propose revisions to board at next meeting.

Action Items

In binder.

ACTION ITEM: Send Gord a note regarding CBM camp workplan, asking how we can fit in.

ACTION ITEM: Update actions items to reflect what's now going on with CBM camp: Diavik taking back responsibility.

ACTION ITEM: Draft input on: guidelines on respect (such as performance requirements) at CBM camp and what are expectations for our community members after hearing back from DDMI

Review of Standing Offers

In binder.

Correspondence Tracking

In binder.

Member Reports

Canada/Floyd: When Floyd was previously on the Board he stayed in touch with DFO, EC, and DIAND prior to EMAB meeting to see what issues there might be regarding Diavik. He will resume this activity.

YKDFN/Lawrence: Lawrence will get together with Rachel and inform the new Chiefs and councils about EMAB.

NSMA/Claudia – Held an environment committee meeting. BHP has been at the forefront of activities because of their water licence renewal application.

ENT/Joel: ENR has a new caribou biologist (a replacement for Anne Gunn). Has been with the department for 3 weeks or so. He will be organizing the wildlife cumulative effects workshop in February. Joel will be meeting him soon.

DDMI – nothing additional to report

KIA/Doug: Doug is following up with the Kugluktuk HTO – they are winding down their water quality program but keeping someone on for fall and winter under-ice sampling.

ITEM 3: Return to Aboriginal Involvement Workshop report Discussion

NOTE: SEE CHART AT END OF MINUTES.

Lunch at 12:10
Back at 1:40

ITEM 8: Strategic Planning Update

Draft Terms of Reference in binder. Should provide for 10 days work.

ACTION: Executive Director will make some small change and pursue a facilitator.

ACTION: prepare a budget for this

Board members to provide any suggestions for facilitators

Item 4: Inspector Update

CD available at the EMAB office. No major concerns

Expect a new inspector by November. Marty has returned to his previous position.

ITEM 9: Water Licence Renewal Process Update

In binder.

EMAB may take further action on the Adaptive Management Plan and will review the options for dealing with missed AEMP samples in July 2007.

Date of next meeting will be determined later.

Closing prayer: Lawrence Goulet.

Meeting adjourned at 3:15

ITEM 3**Aboriginal Involvement Workshop Chart**

Potential recommendations that came from Aboriginal Involvement Workshop				
Action	Recommendation	Information	Follow up	Dropped
2 (make copies of curriculum GNWT and GN curriculum available to Diavik and recommend they review them)	5 (redraft – more interaction between DDMI and elders), 6 (redraft – a cooperative effort between governments, Aboriginal Parties, EMAB etc eg. WKSS), 7, 13 (combine with 7), 16 (combine with 7),	1, 3 & 4(participation agreements might be a source of funds), 8, 9, 10, 11,12, 14, 15 (check whether meant for DIAND or DDMI), 19, 20, 21, 23, 27, 28, 31	17, 22 (check intent – is this for TK?), 24 (next step), 25 &26, 30 (link with 25 & 26 find out what's going on with curriculum development at Aurora College, ENR and ECE. Send to Aurora College), 32	18, 29
RECOMMENDATIONS that participants at the workshop agreed to together				
	1, 2 (to Aboriginal Parties), 3, 4, 5, 6 (reword for EMAB rec), 7 (to Aboriginal Parties)	8	9 (possible next step – EMAB to consider taking this on)	