

Terms of Reference – Approved July 21, 2003

EMAB Traditional Knowledge Panel

Established under section 4.9 of the Diavik Diamond Project Environmental Agreement

Vision:

The EMAB Traditional Knowledge Panel is a source of information and advice regarding Traditional Knowledge (TK) that EMAB will call on from time to time. Each Aboriginal Party will have a seat on the Panel and different people, depending on the area of expertise required, may fill the seat. Each EMAB member representing an Aboriginal Party will be the contact for that Party regarding the EMAB TK Panel, and will be responsible for ensuring that the person chosen by that Party to represent them is chosen in a way acceptable to that Party and has the appropriate qualifications for the issue in question. It is expected that elders will represent the Parties, as the holders of Traditional Knowledge.

Purpose:

The EMAB Traditional Knowledge Panel (TK Panel) will assist the Diavik Environmental Monitoring Advisory Board (EMAB) in the application and consideration of traditional knowledge as set out in the Diavik Environmental Agreement (EA). It will play a coordinating role to ensure that TK is appropriately and meaningfully incorporated into the planning and management of the Diavik Diamond Mine.

The EMAB TK Panel's functions would include:

- Assist with the communication and interpretation of results, including the integration of TK and scientific information
- Share information and provide coordination related to regional studies including guidance on how, when and where studies may be carried out
- Assess TK research already done and identify research gaps
- Work with local communities to define what TK research needs to be done in the future including: baseline studies, studies needed to address community concerns related to environmental impacts of Diavik, and other TK studies defined as important by the communities.

Definition of Traditional Knowledge:

Traditional knowledge is knowledge that Elders and community members hold from experience and/or is passed down to them through the generations. It is continuous and grows. Interpretation of knowledge is important. Traditional knowledge is not just the past, but the future combined with the past.

Membership:

The membership of the EMAB TK Panel will be flexible depending on the issue(s) under consideration. Each Aboriginal Party may appoint a person to the EMAB TK Panel when EMAB instructs that a panel be formed. Each Aboriginal Party's EMAB representative will be responsible to ensure a person is chosen in a manner acceptable to the Party and with the appropriate expertise for the issue being considered. For example one person might be selected by a Party for their strong expertise about caribou, while another might be selected as an expert on water.

Formation of Panel:

The EMAB TK Panel may be formed from time to time at the instruction of EMAB to advise on a particular issue. EMAB may also establish a standing EMAB TK Panel on a particular issue if it feels this is necessary.

Provision of Advice

The EMAB TK Panel can provide advice, meet, prepare reports and meet with the Board from time to time as instructed by the Board.

Public Availability of EMAB TK Panel Information

Information obtained from the EMAB TK Panel shall be considered public information only after the agreement of the Aboriginal Peoples providing the traditional knowledge.

Translation

EMAB TK Panel members will be provided with translation services as required. Such translation must be pre-authorized by the Board.

Funding for EMAB TK Panel

Funding for activities undertaken by the EMAB TK Panel on EMAB's instructions will be provided by EMAB. Any payments or reimbursements must be pre-authorized by the Board. Honorariums and personal expenses will be paid to EMAB TK Panel members as per EMAB policy.