

Draft Nunavut Land Use Plan

Technical Meeting June 23-25, 2015 Meeting - Iqaluit

Summary of Recommendations and Action Items

Chapter 1

1. Parties suggested that there be more background information in the plan in order to provide further context. Further discussions on the extent of such additions are required.
2. The NPC response to multiple comments about need for more consultation is that 'process' matters are not matters for this session.
3. In acknowledgement that restrictions on wildlife harvesting are not part of what the Plan can address, revisions to wording regarding fishing gear setbacks will be considered by NPC.
4. Acknowledgement by NPC that wording and definitions related to particular prohibited uses will be reviewed.
5. Use of 'cumulative impacts' in the Plan – removal would be problematic in terms of the impact on Schedule A.
6. NPC will consider the suggestion that the term 'direction' become 'information to regulators'.
7. NPC will consider adding language in the Plan on how the Public Registry will provide advance notice to individuals and communities through the ability to customize notifications.
8. NPC emphasized that when specialized raw data is being shared, it should be accompanied by analysis.
9. NPC will consider clarifications on the relationship between Conformity Determinations community values and priorities.
10. NPC will consider clarification of references in the Plan to the term 'related research'.
11. NPC will work with NTI to smooth out the mapping issues related to the 'slivers' of IOL included in PA or SMA designations as well as discuss other areas where designations lie on IOL in terms of whether in fact there are more than 'housekeeping' issues involved in adjusting the mapping.

Chapter Two

Birds

NTI raised a process question regarding consultation with communities over the fact that 1.5m ha of IOL are impacted by bird protection measures, measures that don't carry with it the need for IIBA's, unlike in established areas.

GC raised issues about setback provisions regarding bird colonies and how they should be applied. Setback provisions in the Plan would be tough to apply by the NPC itself. Agreed that there needs to be a discussion on how this can best be applied. (Discussion with NPC, GC and NIRB, at a minimum)

Caribou:

While protection for caribou is universally supported, there is a lack of consensus on the manner and extent of protection measures as well as geographic application. There was support for a special meeting amongst the parties on Caribou. Chamber of Mines will provide its own analysis of the recent GN proposals on caribou protection.

Polar Bears

QWB suggests that denning areas be a Protected Area Designation. Updated data will be provided by GN as available and the WWF will also be providing further information.

Walrus

QWB wants haul out areas to be designated Protected Areas. Discussion about impact of marine routes on haul out areas.

Ecological and Biologically Significant Areas – Polynyas

WWF and Baffinland to sort out potentially conflicting data sources/results and provide any updates and clarifications to NPC.

Transboundary

GN suggests that the language be amended to provide a wider application of consideration of impacts of projects both outside and inside the NSA. NIRB suggests modification of the language regarding screening and review.

Climate Change

NPC open to engaging on suggestions re concerns and proposals.

Chapter Three

1. Qausuittiq on Bathurst Island is now a National Park – Plan to be adjusted to reflect this change.
2. NPC to consider whether proposed Territorial Parks within municipal boundaries should be designated as Protected Areas – with the understanding that when they become Parks, the designation will not apply.
3. NTI and GN to review, in conjunction with NPC, whether the existing IOL subsurface lands within proposed Kataniliniq (sp) Territorial Park should be excluded from the proposed Protected Area designation.
4. In light of questions about Park boundaries, GN agreed to continue to provide/confirm Territorial Park boundary data.
5. Parks Canada to follow up and advise NPCKitIA/ on the status of interest in Bluenose Lakes land withdrawal in light of expiry and many years of no progress. KitIA recommends the removal of the Protected Area designation for this area.
6. In response to questions by KivIA, the GN will provide mineral assessment information on lands subject to proposed Territorial Parks to KivIA and NPC.
7. Issues raised regarding the Peary caribou habitat area east of Qausuittiq National Park, which is currently proposed to be designated a Protected Area. GN prefers the designation to remain. NTI wants the community of Resolute to confirm its preference both on the designation and the value of the IOL within this area. It was agreed that the parties should discuss these issues further.
8. Queen Maud Bird Sanctuary – Chamber of Mines suggests that a boundary review is underway. CWS is not aware of such an initiative and will investigate and provide follow up to NPC.
9. NPC agreed to review issues related to the ‘dual designation’ matter raised by NTI with respect to National Wildlife Areas and Migratory Bird Sanctuaries.
10. NTI and GN should discuss differences of opinion over the designation of the Thelon and Kazan Heritage Rivers. NTI wants no protection while IIBA discussions are outstanding; GN concerned over loss of protection. GN also suggests protection of the Coppermine as discussions are proceeding on possible creation of Heritage status.

Chapter Four

1. NPC will look at making improvements to the table of Community Priorities and Values, which, it was confirmed, do not form part of the Conformity Determination.
2. NTI suggested the need to demonstrate that direction to regulators has been acted upon.
3. QIA and Makavik will provide a joint submission to express views on the Protected Area designation of the Area of Equal Use and Occupancy between Makavik and NTI.
4. Transport Canada summarized existing legal regime for marine transport in Nunavut. Clarification of the enforceability of Plan restrictions on shipping was sought by the parties. TC/GC indicated general support for setbacks as long as alternate routes are safe. GC does have concern about prohibitions on marine traffic. NPC and TC agreed to further discuss issues related to restrictions.
5. TC agreed to provide spill response reports for areas of ice cover to NPC.
6. NPC will look to improve mapping clarity for alternate power sites.
7. NTI was asked to provide ideas for improved protection measures in the area of community water supply watersheds.
8. *NPC will review recommendations for protection of water supply outside boundaries?*
9. GC suggests that the protection areas for the 14 contaminated sites listed in the Plan can be made smaller as the intent is to 're-use' the areas after remediation. NPC to review.
10. DND sites - NPC and DND to clarify protection measures, including need for specific use prohibitions, as well as confirming the extent of the seismic array at Cambridge Bay.

Chapter Five

1. NTI is to provide information concerning IOL subsurface areas that have not been selected for mineral potential purposes.
2. NPC will consider changes to the prohibition on tourism in the areas of high mineral potential Special Management Areas, a restriction that is not supported by NTI, GN and the Chamber of Mines.
3. The GN also does not support a prohibition on Conservation Areas in the areas of high mineral potential; NTI has indicated it will comment on whether it supports the GN view or not. NPC advised that if both prohibitions are discarded, the areas of high mineral potential will become a Mixed Use designation.
4. Oil and Gas – map to be amended re Cameron Island, to reflect the GN comment that the Significant Discovery Licence for this area is not clearly visible.

Chapter Seven

1. In preparation for the coming into force of NUPPA, NPC has established Implementation Procedures. After an overview of the Procedures, it was suggested that all parties target September 30th for providing comments to NPC.
2. NPC confirmed that a final version of the Chapter will not contain verbatim references to NUPPA.
3. NTI will facilitate discussion involving NPC and the Inuit Heritage Trust regarding Inuit place names.
4. The issue of overlapping designations was discussed and whether the NPC should consider creating a unique designation in such cases, as opposed to the overlap.
5. In light of the issues raised related to transportation corridors, it was agreed that further focused discussions are required prior to NPC consideration of potential adjustments to the Plan.
6. NPC will review language related to ‘accessory uses’ for the purposes of further clarity in the Conformity Determination process.
7. In light of the range of issues raised related to existing rights, it was agreed that further focused discussions are required.
8. NPC will review the GC suggestions for wording on the application of cumulative impacts.