



Suncor Energy Inc.

Exploration & Production, and In-Situ

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May 18, 2022

VIA REGISTERED MAIL and VIA EMAIL: submissions@nunavut.ca

Nunavut Planning Commission
Box 1797
Iqaluit, NU X0A 0H0

**Attention: Andrew Nakashuk, Commission Chair
Sharon Ehaloak, Executive Director**

RE: 2021 Draft Nunavut Land Use Plan (“DNLUP”)

Suncor Energy Inc. (“**Suncor**”) writes further to the Notice of Additional Comments Received and Next Steps for the Regional Public Hearings on the 2021 Draft Nunavut Land Use Plan, dated May 4, 2022 and the request by the Nunavut Planning Commission (“**NPC**”) for further written submissions on the DNLUP.

As Suncor noted in its October 7, 2021 letter to the Nunavut Planning Commission, Suncor and its predecessor companies, notably Petro-Canada, in conjunction with other parties (“**Other Interest Holders**”) conducted extensive exploration and expended in excess of \$1 billion CAD to acquire numerous significant discovery licences (“**SDLs**”) in the Canadian North, the majority of which are in Nunavut. The SDLs in Nunavut grant access to a strategic resource and present the potential for significant public benefits to Nunavut and its residents.

Suncor, for itself and the Other Interest Holders, objects to certain of the land use restrictions proposed in the DNLUP as they would prevent Suncor and the Other Interest Holders from accessing and developing certain of the SDLs within and outside of Nunavut. As currently proposed, the Limited Use Areas would directly prohibit Suncor and the Other Interest Holders from carrying out the activities necessary to exercise the property rights granted by the SDLs. For instance, Suncor and the Other Interest Holders’ SDLs 70, 78, 80, and 81 are located within or adjacent to lands proposed to be designated as Limited Use Areas in which no oil and gas activities would be permitted. Further, the proposed Conditional Use Areas could effectively result in these same prohibitions.

These prohibitions and restrictions, individually and collectively, would nullify the property interests that Suncor and the Other Interest Holders expended considerable resources to obtain. As such, the enactment of the DNLUP would constitute a *de facto* expropriation of Suncor and the Other Interest Holders’ property interests. Suncor and the Other Interest Holders expressly reserve their rights to bring proceedings for compensation for all resulting losses and/or to invalidate any unlawful restrictions, should the DNLUP or similar land use restrictions be brought into effect.

It is Suncor’s hope that the DNLUP can be revised to both protect and promote the environmental integrity of the Nunavut Settlement Area and the well-being of residents and communities, including through



responsible development of Nunavut's natural resources and recognition of existing interests. Suncor looks forward to continued dialogue with the NPC on development and implementation of the DNLUP.

Sincerely,

SUNCOR ENERGY INC., as successor to PETRO-CANADA

A handwritten signature in black ink, appearing to be 'Ken Saunders', with a long horizontal flourish extending to the right.

Ken Saunders

Vice President, Engineering and Geoscience

Exploration, Production and In Situ

cc: Aluki Kotierk – President, Nunavut Tunngavik Inc.

cc: Steven Mansell – Deputy Minister, Nunavut Department of Justice

cc: Annie Cyr-Parent - Director, Minerals and Petroleum Resources, Department of Economic Development and Transportation, Government of Nunavut