

NUNAVUT PLANNING COMMISSION
PROPOSED FOR PUBLIC COMMENT: PROJECT DESCRIPTION RULES

These rules are made pursuant to section 17(1)(e) of the *Nunavut Planning and Project Assessment Act*, S.C. 2013, c. 14, s. 2 (**NuPPAA**).

Definitions

1. In these rules, the following definitions apply:

“Equipment” means power-driven items used to carry out the project described in the Project Proposal, and includes machinery, tools and vehicles but excludes handheld tools.

“Fuel” means any type of petroleum product used to generate energy.

“Hazardous Material” means any material which, by reason of its quantity, concentration or physical, chemical or infectious characteristics, either individually or in combination with other materials, is an existing or potential hazard to health or to the environment and which is explosive, gaseous, flammable, poisonous, radioactive, corrosive, oxidizing or leachable, or is designated or classified by any applicable law as being dangerous or hazardous to health or to the environment.

“NIRB” means the Nunavut Impact Review Board.

“NPC” means the Nunavut Planning Commission.

“NuPPAA” means the *Nunavut Planning and Project Assessment Act* (Canada), as may be amended.

“Project Proposal” means an application submitted to the NPC for a “project” as that term is defined in *NuPPAA* to be carried out, in whole or in part, in the designated area, and includes an initiative to establish or abolish a park or a conservation area, in whole or in part inside the designated area, or to expand or reduce a park or a conservation area, in whole or in part within the designated area.

“Proponent” means the individual or entity submitting the Project Proposal, whether on their own behalf or through an employee, officer, or agent.

“Proponent Portal” means the online tool used by Proponents to submit Project Proposals to the NPC via the Land Use Plan Implementation Tool, available online at: <http://nunavut.ca/>.

“Waste” means a substance, whether solid, liquid or gas, that is no longer being used for its original purpose or is a bi-product and includes but is not limited to:

- a) Rubbish, refuse, garbage, and litter;
- b) Paper, packaging, and containers;
- c) Human or animal excrement, and solid or liquid manure, offal, animal carcasses in whole or part;
- d) Biomedical waste;
- e) Hazardous Material;
- f) Tailings;
- g) Waste of domestic, municipal, mining, factory or industrial origin;

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- h) Scrap and discarded material, articles, bottles or cans;
- i) Junk, or junked obsolete or derelict motor vehicles, or obsolete or derelict equipment, appliances or machinery;
- j) The whole or part of any article, raw or processed material, product, vehicle or other machinery or item that is dumped, discarded, abandoned or otherwise disposed of;
- k) Effluent, wastewater or sewage, sludge, slimes;
- l) Fumes, odours, smoke of mines, factories or other industrial works; or
- m) The run-off from such substances.

Application of Rules

- 2. These rules apply to all Project Proposals received by the NPC.

Interpretation

- 3. Unless otherwise provided or the context otherwise requires, words and phrases in these rules have the same meaning as in the *NuPPAA*.
- 4. Wherever the singular is used it shall be construed as including the plural wherever the context so requires.

Project Proposal Descriptions

- 5. Proponents must provide the following information in the Project Proposal:
 - a) Whether the Project Proposal being submitted is a new Project Proposal or a Renewal/Amendment of another Project Proposal.
 - b) A name for the Project Proposal.
 - c) The following information about the Proponent submitting the Project Proposal:
 - i. Name;
 - ii. Address;
 - iii. Daytime telephone number;
 - iv. Facsimile number, if applicable; and
 - v. E-mail address, if applicable.
 - d) A concise plain language summary of:
 - i. The nature of the project including the type and period of time of the proposed uses of land;
 - ii. The anticipated effects on land, including water and wildlife;
 - iii. An indication of where the project is to be carried out;
 - iv. Whether Inuit use of lands affected by the project will be limited, and if so, when this limitation would occur; and
 - v. Where a Proponent is applying to renew or amend a previous Project Proposal, all modifications made since the original Project Proposal was submitted.
 - e) The following details:
 - i. Project start date and end date;

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- ii. Whether the project is year-round or seasonally recurring;
 - iii. If the project is a tourist lodge, the maximum number of beds on site;
 - iv. Number of person days on site per year; and
 - v. Types of land uses.
- f) Information about the land on which the project will be carried out including:
- i. Who is the legal owner of the land; and
 - ii. The Geographic location of the project being proposed, whether using uploaded shapefiles, coordinates, or other map tools made available through NPC's online Proponent Portal.
- g) Information about the licenses, permits, or other authorizations that will be required including:
- i. A list of all regulatory authorities and other agencies from whom the Proponent will require licenses, permits, or other authorizations to carry out the project;
 - ii. A list of all licences, permits, and other authorizations, including the specific types or classes if applicable, required from the applicable land owner and regulatory authorities.
- h) Information about Equipment used in carrying out the project including:
- i. Types of Equipment that will be present on the land;
 - ii. Quantity of Equipment to be used;
 - iii. Dimensions of Equipment; and
 - iv. Proposed uses.
- i) Information about Fuel to be used in carrying out the project, if applicable:
- i. Fuel type; and
 - ii. Number and volumes of Fuel containers.
- j) Information about Hazardous Materials to be used or produced in carrying out the project, if applicable:
- i. Types of Hazardous Material;
 - ii. Number of containers and weight or volume;
 - iii. Proposed uses; and
 - iv. Final disposal location of Hazardous Materials.
- k) Information about water to be used in carrying out the project, if applicable:
- i. The purpose of the proposed water use;
 - ii. Amount of water used at project site;
 - iii. Proposed location of water use; and
 - iv. Water retrieval methods.
- l) A statement of anticipated environmental impacts that may reasonably be anticipated to be caused by the carrying out of the project, whether to land, water, or natural resources including wildlife.

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- m) Types of Waste that will be produced and how those materials will be handled, including:
 - i. Work or activity expected to produce Waste;
 - ii. Waste type that will be produced;
 - iii. Quantity of Waste to be produced;
 - iv. How the Waste will be disposed of, and if applicable the location of the disposal site;
 - v. How Waste will be treated by the Proponent, and if applicable, at the disposal site.

- n) If applicable, a list of any projects related to the Project Proposal that the Proponent has previously submitted to the NPC, is carrying out, or plans to submit to the NPC in the foreseeable future, including any NPC or NIRB file numbers if available.

- o) Any additional information required by applicable land use plans.

Time Limits

- 6. The time limit for completion of a conformity determination provided in the *NuPPAA* does not begin to run until the Proponent submits a completed Project Proposal to the NPC containing all of the information required in paragraph 4 above.

Additional Information

- 7. Notwithstanding the required information listed in paragraph 5 above, NPC staff may request Proponents to provide any additional information that is necessary to carry out a review.

Confirmation of licenses, permits, or other authorizations

- 8. The NPC may ask the Proponent to provide written confirmation from a land owner, regulatory authority or other agency that the Proponent has correctly identified the licenses, permits, or other authorizations that will be required, including the specific types or classes if applicable, and that the Project Proposal includes sufficient information to make such a determination.

Use of NPC Proponent Portal

- 9. Unless specifically agreed to by the NPC, Project Proposals must be submitted to the NPC electronically using the NPC's Proponent Portal.

- 10. Proponents may not submit a Project Proposal to the NPC until they either:
 - a) Agree to the Terms of Use for the Proponent Portal including the posting of Project Proposals submitted to the NPC on the online Public Registry; or
 - b) Enter into a separate agreement with the NPC to submit a Project Proposal on other terms.

Park or Conservation Areas

- 11. For a Project Proposal that is for the establishment or abolishment of a park or conservation area, or to expand or reduce its area, the following information is required:
 - a) The legal owner of the affected lands;

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- b) The final boundaries of the park or conservation area, whether using uploaded shapefiles, coordinates, or other map tools made available through NPC's Proponent Portal;
 - c) A description of consultations undertaken demonstrating local and regional support for the initiative;
 - d) A description of how the affected area will be managed once the initiative is complete including consideration of impacts on wildlife, economic and social values;
 - e) If applicable, a list of any Projects related to the park or conservation area that the Proponent has previously submitted to the NPC including any NPC or NIRB file numbers if available; and
 - f) Any additional information required by applicable land use plans.
12. A Proponent submitting a Project Proposal for the establishment, abolishment, expansion or reduction of a park or conservation area is exempt from submitting information under subsections 5(e) to (o) of these rules.