

Louie Azzolini

RECEIVED

OCT 19 2001

From: DahlJ@DFO-MPO.GC.CA
Sent: Friday, October 19, 2001 11:26 AM
To: eao1@mveirb.nt.ca
Cc: brett_hudson@gov.nt.ca; doogiel@mveirb.nt.ca; williamsb@inac.gc.ca; xcarc@ssimicro.com; mvaydik@ssimicro.com; CPAWS-NWT@Yellowknife.com; nneemeh@migwi.com; SOLOWAD@tc.gc.ca; EAO2@mveirb.nt.ca; econorth@ssimicro.com; Surinder_Grewal@hc-sc.gc.ca; donihee@ucalgary.ca; jramsey@nrcan.gc.ca; wildlife@lutselke.com; Ritac@Lutselke.com; Mark.Dahl@ec.gc.ca; LangeM@DFO-MPO.GC.CA; tapsellm@inac.gc.ca; mvlwbpermit@mvlwb.com; nlawson@jacqueswhitford.com; Bobz@nsma.net; SBriscoe@polarnet.ca; Paula.Pacholek@EC.GC.CA; rjohnstone@debeerscanada.com; RSemjanovs@mveirb.nt.ca; coff@mveirb.nt.ca; SLDF@SierraLegal.org; stephen.harbicht@ec.gc.ca; HamiltonT@inac.gc.ca; byerses@escape.ca; VChristensen@mveirb.nt.ca; Laura@migwi.com; wwfnwt@internorth.com; Pewins@wwfcanada.org; tiacobelli@wwfcanada.org; execdir@chamber.yellowknife.nt.ca
Subject: RE: Allocation of government expert Reviewers to the De Beers EA

Louie,

DFO has some questions/concerns with the proposed "division of labour" (assigning reviewers line by line) and assigning of "lead reviewers".

Firstly we agree with having various departments self-identify the areas they can provide expert advice on so that the lead agency (The Board) can be assured there are no gaps in the review. However, I hope that the Board's approach does not preclude/exclude the reviewers from reviewing and commenting on other sections as well. The "division of labour" risks ignoring the linkages among the various sections of the EA document which requires that virtually all sections of a given project be reviewed by a given reviewer, not just bits and pieces. The review of the EA document will not occur the same way the ToFR are structured. The ToFR give line by line details to ensure the EA document is complete, however the review is not of each line, independent of the next. There is a forced separation and loss of connectivity by "assigning" reviewers to each line and identifying many different leads.

On the issue of "lead reviewers", speaking for DFO, we do not feel it is appropriate that we be responsible for compiling comments from all reviewers on a given topic. We cannot be responsible for ensuring that different opinions are accurately presented and ensuring that reviewers are not misrepresented in the compiling of their comments. We see the lead role as being the responsibility of the Review Board. We do agree with multi-reviewer meetings to discuss issues and work through any polarity in opinions. This is not new, it is the approach we have taken in the past... and it works. Each reviewer can submit comments based on the outcome of such meetings to the Board.

In summary, DFO wishes to ensure that 1) no gaps exist in the review (as the Board has already done), 2) it is understood that reviewers will review and comment on other sections (i.e. not necessarily those that were self-identified), and 3) DFO will not assume responsibility for compiling other reviewers comments but looks forward to facilitating meetings on those issues that are important to DFO such as water quality, quantity, fish, and fish habitat where necessary. It may be appropriate, however, to provide

notes from these meetings and to provide areas of consensus.

Perhaps a meeting next week among RMs to discuss common issues/concerns and work on ToR assignment would be beneficial.

Julie Dahl
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> -----Original Message-----

> From: Louie Azzolini [SMTP:eao1@mveirb.nt.ca]
> Sent: Thursday, October 18, 2001 4:47 PM
> To: Brett Hudson (E-mail); Bridgette Larocque; Buddy Williams (E-mail);
> CARC Kevin (E-mail); Chamber of mines ED (E-mail); CPAWS (E-mail); Dechi
> Laot'i First Nation (E-mail); Doug Soloway (E-mail); EAO2; Ecology North
> (E-mail); Health Canada 2 (E-mail); John Donihee (E-mail); John Ramsey
> (E-mail); Julie Dahl (E-mail); LKDFN Wildlife Lands Environment Ctte
> (E-mail); Lutsel K'e Dene First Nation (E-mail); Mark Dahl (E-mail); Mark
> Lange DFO (E-mail); Mary Tampsell (E-mail); MVLWB Permit (E-mail)
> (E-mail); Nick Lawson (E-mail); NSMA Bob Turner (E-mail); Nunavut Impact
> Review Board (E-mail); Paula Pacholek [Yel] (E-mail); Robin Johnstone
> (E-mail); Roland Semjanovs; Roland Semjanovs (E-mail); Sierra Legal
> Defence Fund (E-mail 2); Stephen Harbicht (E-mail); Tamara Hamilton
> (E-mail); Tim Byers (E-mail); Vern Christensen; Wha Ti First Nation
> (E-mail); William (Bill) Carpenter (E-mail); WWF - Peter J. Ewins
> (E-mail); WWF Tony Y. (E-mail); YK Chamber of Commerce (E-mail)
> Subject: Allocation of government expert Reviewers to the De Beers EA

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>
> Respecting comments provided by Environment Canada regarding its specific
> expert assignment and and lead review responsibilities and formatting
> issues associated with pasting a document into this email, I thought it
> wise to send out this table, in this format, just in case there are any
> problems opening the Excel file I sent earlier. Please let me know by
> October 29, 2001, if you agree with the job assignments and lead
> assignments. Lead reviewers are expected to coordinate expert evaluation
> on the respective subjects and line numbers itemized. This is a negative
> billing option. If I don't hear from you, I will assume you are satisfied
> with your assigned role in the EA.

>
> Sincerely,

>
> Luciano Azzolini

>
> Line Numbers Terms of Reference Expert Government Reviewer
> Lead Reviewer

> 1-3 Environmental Assessment Terms of Reference for the De Beers Canada