



Mackenzie Valley Environmental Impact Review Board

Box 938 , 5102-50th Avenue, Yellowknife, NT X1A 2N7

From: Sherry Sian Fax: (867) 766-7074

Phone: (867) 766-7063

Date: Sept. 23, 2003 Pages: 10 including this page

To: Distribution Fax:

CC: Bob Wooley

Re: Materials (EA-03-002, EA-03-003, EA-03-004)

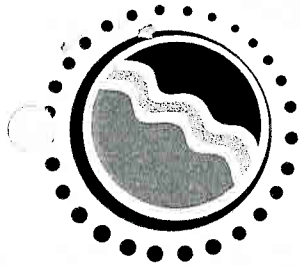
NOTES:

Please see attachments.

NSV Public Reg.

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Todd Burlingame	Chair	(867) 766-7059TBurlingame@mveirb.nt.ca
Vern Christensen	Executive Director	(867) 766-7055VChristensen@mveirb.nt.ca
Kirsten Berg	Administration Assistant (casual)	(867) 766-7050 Secretary@mveirb.nt.ca
Bridgette Larocque	Finance & Administration Officer	(867) 766-7054BLarocque@mveirb.nt.ca
Karen MacArthur	Traditional Knowledge Coordinator	(867) 766-7060KMacArthur@mveirb.nt.ca
Sherry Sian	Environmental Assessment Officer	(867) 766-7063SSian@mveirb.nt.ca
Martin Haefele	Environmental Assessment Officer	(867) 766-7053MHaeefe@mveirb.nt.ca
Alan Ehrlich	Environmental Assessment Officer	(867) 766-7056AEhrlich@mveirb.nt.ca
Roland Semjanovs	Communications Officer	(867) 766-7051RSemjanovs@mveirb.nt.ca
URI: www.mveirb.nt.ca		



Mackenzie Valley Environmental Impact Review Board

Our Files: EA-03-002
EA-03-003
EA-03-004

September 23, 2003

To All Parties to the Environmental Assessment of Diamond Exploration Programs of Consolidated GoldWin Ventures, North American General Resources Corp., and New Shoshoni Ventures Projects

Re: Work Plan Amendments – Consolidated GoldWin Ventures, North American General Resources Corp., and New Shoshoni Ventures Diamond Exploration Projects

The Review Board has decided to change the date of the Pre-Hearing Conference and Public Hearing for the environmental assessments of Consolidated Goldwin Ventures, North American General Resources Corporation and New Shoshoni Ventures. This decision has been made in consideration of:

- Requests from several parties to review and comment on the completed Cumulative Effects Report;
- Developers need to prepare a response to the completed Cumulative Effects Study as per the Work Plan to fulfill s. 117 2(a) which requires consideration of “any cumulative impact that is likely to result from the development in combination with other developments”;
- Difficulties finalizing the report due to verification of development details and identification of suitable ways to present sensitive archaeological information; and
- Requests for rulings from the Review Board.

The following timetable reflects the revised schedule for the EA process.

Milestone	Date
Release of the Final Report of the Cumulative Effects Study for Drybones/Wool Bay	September 29, 2003
Last Day for Developer to Submit Response to Cumulative Effects Study	October 10, 2003
Last Day for Parties to Comment on Cumulative Effects Study and Developers Cumulative Effects Submissions	October 24, 2003
Pre-Hearing Conference and Distribution of Agenda	November 4, 2003

Milestone	Date
Last Day to Submit Presentation Materials for the Public Hearing	November 7, 2003
Public Hearing	November 18-19, 2003
Closure of Public Registry	November 28, 2003
Proposed Submission of Report of Environmental Assessment to Minister of Indian and Northern Development	December 30, 2003

We have been advised of a potential conflict with the revised Public Hearing date and the Geoscience Forum. Should there be a need to change this date, you will be informed of this promptly.

Should you have any questions about the above items, please contact Sherry Sian, Environmental Assessment Officer, at (867) 766-7063.

Sincerely,



Vern Christensen
Executive Director



Our Files: EA-03-002
EA-03-003
EA-03-004

September 23, 2003

Chief Peter Liske
Yellowknives Dene First Nation
Box 2514
Yellowknife NT X1A 2P8

Dear Chief Liske,

Re: Request for Ruling on Confidential Information by the Yellowknives Dene First Nation

The Review Board received a letter from the Yellowknives Dene First Nation, dated September 12, 2003, requesting confidential treatment of several reports completed during or after site visits and studies undertaken in cooperation with the Land and Environment Committee. The documents cited in this letter were not attached.

In order for the Review Board to rule on the confidentiality of an item, the document must be received in a sealed envelope under cover explicitly requesting confidential consideration of the material. The Review Board will rule on the confidentiality of all the documents submitted in this manner.

The Review Board reviews the reasons for such requests and may arrange for a review of the documents in question by a single Board member or counsel before rendering its decision. If INAC wants the trip report admitted to the public record on a confidential basis your submission should:

- Indicate whether all or which parts of the document are confidential and must be protected;
- identify the importance of this information to the Environmental Assessment; and
- explain the reasons why the indicated part(s) of the document should be treated as confidential and not filed on the Public Registry.

In exceptional circumstances where the information in question is protected by law or where sensitive or proprietary information is essential to the conduct of an

EA, confidential information may be accepted as evidence for consideration by the Review Board. In order to meet the requirements of fairness, the Review Board must, however, seek ways to present confidential evidence critical to an EA decision to the Developer and other parties. This may be done by summarizing or abstracting from the document in order to protect confidential facts.

Where possible when dealing with confidential evidence, the party seeking its introduction is encouraged to present the information in only as much detail as is required for the EA without disclosing the confidential facts. In this way the essence of the evidence may be included on the record for the EA without the need for a ruling on the admissibility of protected information or for special measures.

The Review Board is aware of the intention of the Yellowknives Dene First Nation to submit the following reports:

1. Archaeological Overview Assessment of Mineral Exploration and Aggregate Extraction in the Vicinity of Drybones Bay, Great Slave Lake Northwest Territories;
2. Preliminary Report on the Cultural and Historical Resources of the Drybones and Wool Bay Areas;
3. Wildlife and Wildlife Related Activities in the Wool and Drybones Bay Areas;
4. Section of the Traditional Knowledge Map used for negotiations with the government of Canada; and
5. INAC Drybones Bay Trip Report.

Until these documents are received and reviewed by the Review Board, a ruling on the acceptance of confidential material can not be rendered. The RWED Report provided to the Review Board is being returned to the Yellowknives Dene First Nation with this letter for resubmission. Once the package is received in its entirety, it will be taken to the Review Board for a ruling. If a confidentiality ruling is required, please submit the package as described above by September 29, 2003.

Please note that only the owner of a document may request a ruling on confidentiality. Two of the documents listed may be the property of the RWED and INAC. If you have concerns about the use and release of sensitive information pertinent to the Yellowknives Dene First Nation, please follow up with these agencies to ensure they are aware of your concerns. If necessary, these parties should submit a request for ruling on the confidentiality of these materials by the date noted above.

If the Review Board determines that the information contained within the Trip Report is not essential to the EA or does not qualify as confidential, we will promptly return it to the Yellowknives Dene First Nation.

Should you have further questions, please contact Sherry Sian at 766-7063.

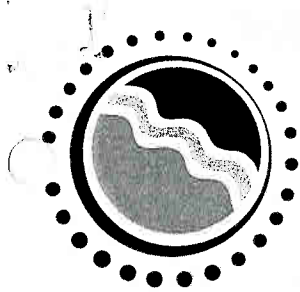
Sincerely,

A handwritten signature in black ink, appearing to read 'Vern Christensen', written in a cursive style.

Vern Christensen
Executive Director

Enclosure:

YKDFN/ RWED Study- Drybones Bay



Our Files: EA-03-002
EA-03-003
EA-03-004

September 23, 2003

Gavin More
Policy, Legislation and Communications
Department of Resources, Wildlife and Economic Development
P.O. Box 1320
Yellowknife, NT X1A 2L9

Dear Mr. More,

Re: Request for Ruling on Confidential Information by the Yellowknives Dene First Nation

The Review Board received a letter from the Yellowknives Dene First Nation, dated September 12, 2003, (copy attached) requesting confidential treatment of a Field Trip Report on Drybones/Wool Bay area prepared by the North Slave Office. In order for the Review Board to rule on the confidentiality of an item, the document must be received in a sealed envelope under cover explicitly requesting confidential consideration of the material. The Review Board will rule on the confidentiality of all the documents submitted in this manner.

The Review Board reviews the reasons for such requests and may arrange for a review of the documents in question by a single Board member or counsel before rendering its decision. The submission should:

- Indicate whether all or which parts of the document are confidential and must be protected;
- identify the importance of this information to the Environmental Assessment; and
- explain the reasons why the indicated part(s) of the document should be treated as confidential and not filed on the Public Registry.

In exceptional circumstances where the information in question is protected by law or where sensitive or proprietary information is essential to the conduct of an EA, confidential information may be accepted as evidence for consideration by

the Review Board. In order to meet the requirements of fairness, the Review Board must, however, seek ways to present confidential evidence critical to an EA decision to the Developer and other parties. This may be done by summarizing or abstracting from the document in order to protect confidential facts.

Where possible when dealing with confidential evidence, the party seeking its introduction is encouraged to present the information in only as much detail as is required for the EA without disclosing the confidential facts. In this way the essence of the evidence may be included on the record for the EA without the need for a ruling on the admissibility of protected information or for special measures.

The Review Board accepts requests for confidential consideration of information only from the party authoring and submitting the document. In the event that the Field Trip Report contains sensitive information from the Yellowknives Dene First Nation, please discuss an appropriate approach to its submission with the Yellowknives and advise us accordingly. If a confidentiality ruling is required, please submit the document in the fashion outlined above by September 29, 2003.

If the Review Board determines that the information contained within the Trip Report is not essential to the EA or does not qualify as confidential, we will promptly return it.

Should you have further questions, please contact Sherry Sian at 766-7063.

Sincerely,



Vern Christensen
Executive Director

Cc: Yellowknives Dene First Nation

Our Files: EA-03-002
EA-03-003
EA-03-004

September 23, 2003

Miki Promislow
Environmental Conservation
Indian and Northern Affairs Canada
P.O. Box 1500
Yellowknife NT X1A 2R3

Dear Ms. Promislow,

Re: Request for Ruling on Admissibility of Confidential Trip Report by the Yellowknives Dene First Nation

The Review Board received a letter from the Yellowknives Dene First Nation, dated September 12, 2003, (copy attached) requesting confidential treatment of a Trip Report prepared by representatives of INAC after a trip to Drybones/Wool Bay. In order for the Review Board to rule on the confidentiality of an item, the document must be received in a sealed envelope under cover explicitly requesting confidential consideration of the material. The Review Board will rule on the admissibility of confidential documents submitted in this manner.

The Review Board reviews the reasons for such requests and may arrange for a review of the documents in question by a single Board member or counsel before rendering its decision. If INAC wants the trip report admitted to the public record on a confidential basis your submission should:

- Indicate whether all or which parts of the document are confidential and must be protected;
- Identify the importance of this information to the Environmental Assessment; and
- Explain the reasons why the indicated part(s) of the document should be treated as confidential and not filed on the Public Registry.

In exceptional circumstances where the information in question is protected by law or where sensitive or proprietary information is essential to the conduct of an EA, confidential information may be accepted as evidence for consideration by the Review Board. In order to meet the requirements of fairness, the Review Board must, however, seek ways to present confidential evidence critical to an EA decision to the Developer and other parties. This may be done by summarizing or abstracting from the document in order to protect confidential facts.

Where possible when dealing with confidential evidence, the party seeking its introduction is encouraged to present the information in only as much detail as is required for the EA without disclosing the confidential facts. In this way the essence of the evidence may be included on the record for the EA without the need for a ruling on the admissibility of protected information or for special measures.

The Review Board generally accepts requests for confidential consideration of information only from the party responsible for creating the document. In the event that the INAC Trip Report contains sensitive information from the Yellowknives Dene First Nation, please discuss an appropriate approach to its submission with the Yellowknives and advise us accordingly. If a confidentiality ruling is required, please submit the document in the fashion outlined above by September 29, 2003.

If the Review Board determines that the information contained within the Trip Report is not essential to the EA or does not qualify as confidential, we will promptly return it to INAC.

Should you have further questions, please contact Sherry Sian at 766-7063.

Sincerely,

A handwritten signature in black ink, appearing to read 'Vern Christensen', written in a cursive style.

Vern Christensen
Executive Director

Encl.