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April 18, 2008

Ms. Tawanis Testart
Environmental Assessment Officer
Mackenzie Valley Environmental Impact review Board
P. O. Box 938, 5102-50th Avenue
Yellowknife NT X1A 2N7.

Re: EA0809-001 Giant Mine Remediation – City of Yellowknife Referral to Environmental Assessment

In reference to the City of Yellowknife's referral of the Giant Mine Remediation project to environmental assessment dated March 31, 2008, Indian and Northern Affairs Canada (INAC) notes that the project is referred to environmental assessment pursuant to s.126(2)(c) of the Mackenzie Valley Resource Management Act (Act). In addition, notice of the referral under s.126(2)(c) of the Act is made in the Mackenzie Valley Environmental Impact Review Board's (MVEIRB) letter dated April 7, 2008. The same section of the Act is also referenced in the MVEIRB's public notice that appeared recently in the Yellowknifer and News North. INAC believes that the referral by the City should be in reference to s.126(2)(d), which pertains to a referral by a local government, rather than s.126(2)(c) which, as a result of the 2005 amendments to the Act, speaks to the Tlicho Government's right of referral.

Please provide clarification on this point as INAC wants to ensure that the environmental assessment review process is initiated correctly.

Sincerely

W. S. Mitchell
Manager, Giant Mine Remediation Project