

Mackenzie Valley Review Board



Our file: EA 0809-002

November 26, 2008

To: Canadian Zinc Corporation Prairie Creek Mine EA Distribution List

Re: Information Requests #1-4 and Review Board Directives on the Process for Considering the Ecojustice Request for Ruling

Ecojustice Request for Ruling

On November 6, 2008, the Review Board placed on the public record a Request for Ruling (the “Request”) from Ecojustice Canada (the “applicant”) on behalf of the Dehcho First Nations and the Canadian Parks and Wilderness Society. The Request for Ruling at page 2 asked for the Review Board to make a determination that

1. *CZN’s current land use permit for the road (MV2003F0028) does not permit use of the winter road for the full-scale mine operations contemplated in the applications currently before the Review Board; and*
2. *either:*
 - a. *the Review Board’s scoping decision is postponed until after an application has been made for a new land use permit for the road and its use, and after that application has been considered; or*
 - b. *the road and its use are included in the scope of development, but most subsequent steps in this EA are postponed until after an application for a new land use permit for the road and its use has been submitted.*

On November 20, 2008 the Review Board met and considered the Request. It is the Review Board’s view that it does not have the authority under part 5 of the *Mackenzie Valley Resource Management Act* (MVRMA) to make a ruling on the activities which may or may not be permitted by land use permit MV2003F0028. Likewise, the Review Board is not in a position to require any party to an environmental assessment (EA) to apply for new regulatory authorizations or to replace existing permits or licences. If there are questions about the validity of existing permits or licenses or about the need for new permits or licenses these matters should be addressed to the appropriate regulatory authority.

The Review Board does have a responsibility under s.117(1) of the MVRMA to determine the scope of any development referred to it for EA. The Review board has decided to address the scope of development issues raised by the Ecojustice Request in this context.

Expansion of the Scope of the Ruling

The issue of the scope of the proposed development has been an important and contentious one since the outset of this EA. The Review Board is of the opinion that the determination of the appropriate scope of development for this EA is an issue of importance which must be dealt with before proceeding to the Terms of Reference stage of the EA. The record indicates that the developer and some interested parties have fundamental disagreement over two key scope of development issues:

1. Whether the winter road should be part of the scope of development and subject to direct impact assessment during this EA;
2. Whether existing mine site infrastructure should be part of the scope of development and subject to direct impact assessment during this EA.

Given that the Ecojustice Request covered only the question of whether the winter road should be part of the scope of development for the EA, the Request for Ruling has been expanded by motion of the Review Board to address both of the aforementioned scope of development issues. Expanding the scope of the Request for Ruling will allow interested parties the opportunity to speak to all the legal issues associated with the scope of development for the Canadian Zinc Prairie Creek Mine EA and in particular, with reference to s.157(1) of the *MVRMA*, for all possible elements of the proposed development at the same time. Resolving this issue early in the EA process should ensure that the proceeding can be completed smoothly.

Consequently, the Review Board directs the parties interested in this EA to address the following questions in their submission on the Request:

1. Should the scope of development for EA0809-002 include all physical works and activities associated with the proposed winter road?
2. Should the scope of development for EA0809-002 include all facilities and activities at the proposed mine site?

The balance of the Board's directives to the parties for the conduct and completion of the process related to the Request are set out below.

Issuance of Information Requests #1- 4

Please see attached Information Requests numbers 1 through 4. Given the long and complex regulatory and environmental impact assessment history of the Prairie Creek Mine, the Review Board has determined it is important to ensure that the public record is complete and that the interested parties make all reasonable efforts to gather all documents potentially relevant to the determination of the appropriate scope of development for this EA. More detail on the information the Review Board is seeking is provided in the Information Requests (and their joint preamble) themselves.

Deadlines for Information Request Responses and Changes to Request for Ruling Timelines

Fairness to all parties requires that adequate time be given for responses to these Information Requests (IRs). **The Review Board has set a deadline of December 12, 2008 for responses to IRs #1-4. Subsequent to the IR responses, all parties will be provided time to review and incorporate their analysis of the full slate of documents in their submissions on the expanded Request for Ruling. The deadline for submissions on the Request for Ruling has been reset to January 6, 2009 for interested parties and the developer, and to January 12, 2009 for the applicant's reply. The Review Board plans to make a decision on the Request for Ruling at its January 24-25, 2009 Board Meeting.**

Prehearing Conference

The Review Board will treat the Request process as a written hearing as set out in its Rules of Procedure (available at reviewboard.ca).

In order to ensure that all parties participating in the Request process are prepared to address the questions which the Review Board considers central to the Request, a Pre-hearing conference will be convened by teleconference at 1:30 pm MST on December 15th 2008. Review Board staff and counsel will address any process or legal questions identified by the parties at that time. It is the Board's intention to use the Pre-hearing conference to assist in clearly formulating the issues which should be addressed in written submissions on the Request, in accordance with Rule 77 of the Rules of Procedure, before submissions are made.

To access the teleconference on December 15th, the call in number is 1-866-512-0904. You will then be prompted for the participant code, which is 8581475, followed by the # key. If you have problems getting through to the conference call, call the Review Board at 867-766-7050. For those interested parties who would like to attend in person, the meeting will be chaired from the Review Board's offices on the second floor of the Scotiabank Centre, 5102 – 50th Avenue, in Yellowknife.

The meeting will be audio-recorded and a copy of this recording and meeting minutes placed on the public record for this EA.

Any questions about this Directive or IRs #1-4 may be addressed to Alistair MacDonald, the Environmental Assessment Officer responsible for this file.

Sincerely,

[original signed by]

Alistair MacDonald
Environmental Assessment Officer

DISTRIBUTION LIST - FAX OR EMAIL

EA 0809-002 Canadian Zinc Corporation, Prairie Creek Mine

Chief Darcy E. Moses	Pehdzeh Ki First Nations Wrigley	867-581- 3229
Chief Kenya Norwegian	Liidlii Kue First Nations Fort Simpson	867-695-2665
Grand Chief Jerry Antoine	Dehcho First Nations	867-695-2038
Chief Fred Tesou	Nahanni Butte Dene First Nations	867-602-2910
Chief Steve Kotchea	Acho Dene Koe First Nations –Fort Liard	867-770-4144
President Vern Jones	Northwest Territory Metis Council	867-872-2772
President Marie Lafferty	Fort Simpson Metis Local #52	867-695-2040
Michael Nadli	Dehcho Land Use Planning Committee	867-699-3166
Mayor Dincan Canvin	Village of Fort Simpson	867-695-2005
Frank Kotchea	Nahendeh Land & Environmental Services	867-770-4573

Alan Taylor	Canadian Zinc Corp.	alan@canadianzinc.com
Laura Pitkanen	Dehcho Representative	pitkanen@csolve.net
Mayor Wayne Newbury	Hamlet of Fort Liard	867-770-4004
Canadian Zinc Corporation	Corporate Office	604-688-2043
Lani Cooke	CPAWS	lani@cpaws.org
Krystal Thompson	INAC	thompsonkr@inac.gc.ca
Dana Haggarty	Parks Canada	dana.haggarty@pc.gc.ca
Joel Holder	ENR-GNWT	joel_holder@gov.nt.ca
Lorraine Sawdon	DFO	lorraine.sawdon@dfo-mpo.gc.ca
Kirby Groat	Chamber of Commerce-Fort Simpson	kwgroat@northwestel.net
Adrian Paradis	MVLWB	adrian@mvlwb.com

Anne Wilson	Environment Canada	anne.wilson@ec.gc.ca
Alison Woodley	CPAWS	awoodley@cpaws.org
David Harpley	Canadian Zinc Corp.	david@canadianzinc.com
Joe Acorn	Nahanni Butte Dene Band	joeacorn@theedge.ca
Katherine Cumming	Parks Canada	katherine.cumming@pc.gc.ca
Neil Hartling	Canadian River Expeditions & Nahanni River Adventures	neil@nahanni.com

Peter Redvers	Cross Currant Associates	predvers@ssimicro.com
Sam Gargan	Dehcho First Nations	sam_gargan@dehchofirstnations.com
Ryan Silke	NWT & Chamber of Mines	silke@ssimicro.com

Preamble to Information Requests #1 to #4

On November 6, 2008, the Review Board placed on the public record a Request for Ruling from Ecojustice on behalf of the Dehcho First Nations and the Canadian Parks and Wilderness Society (the “Request”). The Request (paraphrasing) addresses the question of whether the winter road should be part of the scope of development for the environmental assessment (EA) of the Prairie Creek Mine (see the full text of the Request on the Review Board’s website at reviewboard.ca).

As a result of its consideration of the Request, the Review Board has expanded the issues to be considered in its forthcoming ruling. Consequently, the Board also intends to address the further question of what elements of the existing mine site infrastructure should be included in the scope of development for the EA of the Prairie Creek Mine in its ruling (see the cover letter for these Information Requests for a full description of the Review Board’s directives related to focusing and expanding the request for ruling parameters).

In order to rule on these subjects and make a fully informed decision on the scope of development for the EA, the Review Board requires input from parties and confidence that it has all of the relevant documentation related to the Prairie Creek Mine’s long and complex regulatory history. The Review Board is not yet confident it has all the relevant historic materials that it and interested parties need. These Information Requests are designed to ensure that all interested parties with possession of, or knowledge of and ready access to, relevant materials, bring them forward to be placed on the public record for this EA.

Attached as Appendix 1 to this series of information requests is a list of historic documents potentially relevant to the Request that are already in the possession of the Review Board. All of these documents have been recently placed on the public registry for this EA, and interested parties will be asked to consider those they consider relevant when providing input on the Request. For the sake of convenience, all the documents in Appendix 1 are identified by the same name and number by which they appear on the Review Board’s website public registry (e.g., RfR#1), and a weblink to the document(s).

Attached as Appendix 2 to this series of information requests is a list of other documents the Review Board has knowledge of or reason to believe exist which have been referred to in this EA or other proceedings, but which are not in its possession at this time. The Review Board desires to have these documents brought forward to be placed on the public record for this file.

Appendices 1 and 2 should be considered closely when responding to the Information Request applicable to each organization. Do not resubmit documents already listed in Appendix 1.

Because there may be other documents relevant to the Request that the Review Board has not been apprised of, a general request for interested parties to provide any additional documentation not listed in Appendices 1 or 2 is also included in each Information Request.

The Review Board encourages dedicated efforts by all parties to identify additional information that will assist in making the determination of the appropriate scope of development for this EA. Respondents should not assume that other organizations will identify all of the relevant materials. In cases where two or more respondents provide the same document, the Review Board will only issue the document to the Public Record once but will identify all parties who submitted the material.

Please note that the Mackenzie Valley Land and Water Board informs the Review Board it has completed an exhaustive search in its archives for relevant materials and the Review Board has accepted that the Land and Water Board has no more relevant materials in its possession.

The Review Board also reminds all interested parties that it is the individual party's responsibility to present any relevant evidence to the Review Board either digitally or by hand. Reference to another organizations files or website is not acceptable.

IR Number: IR0809-002-01
Source: Review Board
To: Indian and Northern Affairs Canada
DAR Section: n/a
Terms of Reference Section: n/a

Request:

Provide for the Review Board's public record the following:

Any documents in your department's possession or readily accessible by your organization, not including those listed in Appendix 1, that may be of assistance to the Review Board in ruling on the appropriate scope of development for the Prairie Creek Mine EA. Indian and Northern Affairs Canada should spend special effort to locate documents listed in Appendix 2, given the department's lead role in previous environmental impact assessment and permitting in relation to the Prairie Creek Mine.

This request is not limited to submission of the documents listed in Appendix 2; the Review Board recognizes this is not an exhaustive list.

The Review Board is particularly interested in any documents that speak to the historic scope of development for the Prairie Creek Mine – both in relation to on-site infrastructure/nature of the proposed mining development and the structure and use of the winter road – as described in:

- environmental impact assessment or baseline studies or reports,
- Land Use Permits or Water License applications and supporting materials,
- Any other correspondence related to these applications, and
- Land Use Permits and Water Licenses themselves, including extensions or any authorizations made by other government departments or regulators.

In any case where Indian and Northern Affairs Canada was the actual regulatory authority for an application, and the relevant documents cannot be found, the Review Board would like reasons provided. Where only part of a document or submission can be located, this should be identified for the record.

The timeline for these documents, as far as the Review Board knows, goes back to approximately 1979 for any formal applications, and to 1975 for any environmental baseline studies.

IR Number: IR0809-002-02
Source: Review Board
To: Canadian Zinc Corporation
DAR Section: n/a
Terms of Reference Section: n/a

Request:

Provide for the Review Board's public record the following:

Any documents in your organization's possession or readily accessible by your organization, not including those listed in Appendix 1, that may be of assistance to the Review Board in ruling on the appropriate scope of development for the Prairie Creek Mine EA. Canadian Zinc Corporation, as the proponent, should spend special effort to locate documents listed in Appendix 2.

This request is not limited to submission of the documents listed in Appendix 2; the Review Board recognizes this is not an exhaustive list. It is up to Canadian Zinc Corporation to provide any other documents it deems potentially relevant to the determination of the scope of development.

The Review Board is particularly interested in any documents that speak to the historic scope of development for the Prairie Creek Mine – both in relation to on-site infrastructure/nature of the proposed mining development and the structure and use of the winter road – as described in:

- environmental impact assessment or baseline studies or reports,
- Land Use Permits or Water License applications and supporting materials,
- Any other correspondence related to these applications, and
- Land Use Permits and Water Licenses themselves, including extensions or any authorizations made by other government departments or regulators.

In any case where Canadian Zinc Corporation or the previous owners was the actual applicant for authorizations, and the relevant documents cannot be found, the Review Board would like reasons provided. Where only part of a document or submission can be located, this should be identified for the record.

The timeline for these documents, as far as the Review Board knows, goes back to approximately 1979 for any formal applications, and to 1975 for any environmental baseline studies.

IR Number: IR0809-002-03
Source: Review Board
To: Ecojustice, on behalf of its clients the Dehcho First Nations and the Canadian Parks and Wilderness Society
DAR Section: n/a
Terms of Reference Section: n/a

Request:

Provide for the Review Board's public record the following:

Any documents in you or your clients' possession or readily accessible by your organizations, not including those listed in Appendix 1, that may be of assistance to the Review Board in ruling on the appropriate scope of development for the Prairie Creek Mine EA. Special effort should be given to locating the documents listed in Appendix 2.

This request is not limited to submission of the documents listed in Appendix 2; the Review Board recognizes this is not an exhaustive list. It is up to Ecojustice and its clients to provide any other documents they deem potentially relevant to the determination of the scope of development.

The Review Board is particularly interested in any documents that speak to the historic scope of development for the Prairie Creek Mine – both in relation to on-site infrastructure/nature of the proposed mining development and the structure and use of the winter road – as described in:

- environmental impact assessment or baseline studies or reports,
- Land Use Permits or Water License applications and supporting materials,
- Any other correspondence related to these applications, and
- Land Use Permits and Water Licenses themselves, including extensions or any authorizations made by other government departments or regulators.

Where only part of a document or submission can be located, this should be identified for the record.

The timeline for these documents, as far as the Review Board knows, goes back to approximately 1979 for any formal applications, and to 1975 for any environmental baseline studies.

IR Number: IR0809-002-04
Source: Review Board
To: All Interested Parties
DAR Section: n/a
Terms of Reference Section: n/a

Note: The Review Board expects in particular due diligence in looking for relevant historical materials from the following government departments:

- A. The Department of Fisheries and Oceans*
- B. Parks Canada*
- C. Environment Canada*

Request:

Provide for the Review Board's public record the following:

Any documents in your organization's possession or readily accessible by your organization, not including those listed in Appendix 1, that may be of assistance to the Review Board in ruling on the appropriate scope of development for the Prairie Creek Mine EA. Special effort should be spent locating the documents listed in Appendix 2 if their location is known to your organization.

This request is not limited to submission of the documents listed in Appendix 2; the Review Board recognizes this is not an exhaustive list. It is up to individual organizations to provide any other documents they deem potentially relevant to the determination of the scope of development.

The Review Board is particularly interested in any documents that speak to the historic scope of development for the Prairie Creek Mine – both in relation to on-site infrastructure/nature of the proposed mining development and the structure and use of the winter road – as described in:

- environmental impact assessment or baseline studies or reports,
- Land Use Permits or Water License applications and supporting materials,
- Any other correspondence related to these applications, and
- Land Use Permits and Water Licenses themselves, including extensions or any authorizations made by other government departments or regulators.

Where only part of a document or submission can be located, this should be identified for the record.

The timeline for these documents, as far as the Review Board knows, goes back to approximately 1979 for any formal applications, and to 1975 for any environmental baseline studies.

Appendix 1: Potentially relevant documents already on the Public Record for EA 0809-002 - Prairie Creek Mine

The following list of documents is in rough chronological order. Documents (or series of linked documents) are labeled “RfR#1, RfR#2, etc.” to match the document numbering on the Review Board’s website at reviewboard.ca. In addition, the table has an embedded weblink for each document (or group of linked documents) for easy access.

Where several files are associated with one particular permit or license application or related environmental studies or correspondence, the file package is either:

- identified as a grouping of documents all scanned together as a single entry on the Review Board’s public registry (e.g., RfR#10 includes 10a, 10b, etc.; or
- identified as “materials related to...” in the table, with the different documents all provided in the associated weblink.

The Review Board has made no determination on the relevance of any of the attached documents to the questions to be addressed in the Request – all are deemed potentially relevant at this time. The Review Board knows that this list is not exhaustive at this point, and retains the right to identify other potentially relevant material prior to interested parties’ responses to the Request for Ruling on the scope of development for the environmental assessment of the Prairie Creek Mine.

Where a document is labeled as being “accessed by Review Board, Nov. 2008”, this involved web searches and inquiries with the Mackenzie Valley Land and Water Board staff to identify historic material related to the Prairie Creek Mine and winter road complex. This search was conducted by Review Board staff and legal counsel in November 2008.

Many of the documents were also brought forth by Canadian Zinc Corporation, Ecojustice and Indian and Northern Affairs Canada in November 2008, as identified in the table. Interested parties receiving this by fax should access the weblinked copy of this document at reviewboard.ca. If you have problems accessing the files on the Internet, contact Alistair MacDonald at amacdonald@reviewboard.ca or phone (867) 766-7052. All documents are also on the Review Board’s paper public registry at its Yellowknife offices.

RFR #	ORIGIN DATE	DOCUMENT NAME OR PERMIT #	ORIGINATOR	PROVIDED TO REVIEW BOARD BY	WEBLINK (CTRL + CLICK MOUSE TO FOLLOW LINK)
1	March 4, 1980	Land Use Permit N80D248 to Cadillac Explorations for Mining Exploration and Development	INAC	Canadian Zinc as Appendix A to August 2008 Project Descript'n	http://www.mveirb.nt.ca/upload/project_document/1227739495_rfr%201%20-%20LUP%20N80D248%20to%20Cadillac%20Explorations%20for%20mining%20exploration%20and%20development%20-%20March%204%201980.pdf
2	March 4, 1980	Land Use Permit N80F249 to Cadillac Explorations for Winter Access Route	INAC	Accessed by Review Board Nov. 2008	http://www.reviewboard.ca/upload/project_document/1227739897_rfr%202%20-%20LUP%20N80F249%20to%20Cadillac%20Explorations%20for%20winter%20access%20route%20-%20March%204,%201980.pdf
3	October 1980	Environmental Evaluation for Cadillac Explorations Prairie Creek Project (NOTE: Chapter 5 only)	Ker, Priestman & Associates	Canadian Zinc as Appendix B to August 2008 Project Descript'n	http://www.reviewboard.ca/upload/project_document/1227740165_rfr%203%20-%20Chapter%205%20only%20of%20Environmental%20evaluation%20for%20Cadillac%20Explorations%20Prairie%20Creek%20Project%20Oct%201980.pdf
4	1980 (date unknown)	Untitled portion of an environmental evaluation of Prairie Creek Project labeled 11.5A.80 (NOTE: different document from rfr#3 above and pages 32-60 only, with figures)	Ker, Priestman & Associates	Canadian Zinc Nov. 19, 2008	http://www.reviewboard.ca/upload/project_document/1227740541_rfr%204%20-%2011.5A.80%20Preliminary%20Evaluation%20Ker,%20Priestman.pdf
5	May 1980	Preliminary Environmental Evaluation for Winter Access Road, Prairie Creek Project	Ker, Priestman & Associates	Canadian Zinc Nov. 19, 2008	http://www.reviewboard.ca/upload/project_document/1227740866_rfr%205%20-%2011.5B.80%20Preliminary%20Environmental%20Evaluation%20for%20the%20Winter%20Road.%20May%201981.pdf
6	April 30, 1981	Summary of Aquatic Studies on Prairie Creek Project (NOTE: document appears incomplete)	Ker, Priestman & Associates	Canadian Zinc Nov. 19, 2008	http://www.reviewboard.ca/upload/project_document/1227741127_rfr%206%20-%20incomplete%20summary%20of%20aquatic%20studies%20-%2011.10.80%20Enviromental%20Evaluation%20Cadillac%20Expl.%20Ker,%20Priestman&Associates%20Oct,1980.pdf

RFR #	ORIGIN DATE	DOCUMENT NAME OR PERMIT #	ORIGINATOR	PROVIDED TO REVIEW BOARD BY	WEBLINK (CTRL + CLICK MOUSE TO FOLLOW LINK)
7	September 1981	Prairie Creek Project Vegetation and Wildlife Studies	Beak Consultants	Canadian Zinc Nov. 19, 2008	http://www.mveirb.nt.ca/upload/project_document/1227741408_rfr%207%20-%202011.9.81%20Vegetation&Wildlife%20Studies%20Jan-Jul.,81%20Beak%20Consul.%20Sept,%201981.pdf
8	July 26, 1982	Water License N3L3-0932 for Prairie Creek Project	Northwest Territories Water Board	Canadian Zinc as Appendix A to August 2008 Project Descript'n	http://www.mveirb.nt.ca/upload/project_document/1227741650_rfr%208%20-%20cover%20letter%20and%20water%20license%20N3L3-0932%20july%2026%201982.pdf
9	October 4, 1982	Prairie Creek Project :Wildlife Studies, 1982 addendum	Beak Consultants	Canadian Zinc Nov. 19, 2008	http://www.mveirb.nt.ca/upload/project_document/1227741804_rfr%209%20-%202011.10.82%20Wildlife%20Studies%201982%20Addendum,%20Beak%20Consultants%20October%201982.pdf
10	1993-94	Correspondence Prior to San Andreas Applying for Prairie Creek Mine Permits			http://www.mveirb.nt.ca/upload/project_document/1227742032_rfr%2010%20-%20201993-94%20correspondence%20prior%20to%20San%20Andreas%20applying%20for%20mine%20permits.pdf
10a	October 25, 1993	Meeting #71 Minutes – NWT Regional Environmental Review Committee and San Andreas Resources Corporation	Regional Environ't Review Com.	INAC Nov. 19, 2008	
10b	May 26, 1994	Meeting #79 Minutes - NWT Regional Environmental Review Committee and San Andreas Resources Corporation	Regional Environ't Review Com.	INAC Nov. 19, 2008	
10c	June 3, 1994	Letter from San Andreas to RERC re: Prairie Creek Mining Project Meeting	San Andreas Resources	INAC Nov. 19, 2008	
10d	June 30, 1994	Letter from INAC to San Andreas Resources re: Prairie Creek Mining Project	INAC	INAC Nov. 19, 2008	
10e	August 19, 1994	Letter from NNPR to Rescan Consultants re: comments on park concerns related to proposed all season road to Mine	Nahanni National Park Reserve	INAC Nov. 19, 2008	

RFR #	ORIGIN DATE	DOCUMENT NAME OR PERMIT #	ORIGINATOR	PROVIDED TO REVIEW BOARD BY	WEBLINK (CTRL + CLICK MOUSE TO FOLLOW LINK)
11	April 21, 1994	Reports summarizing water and fish study results in the NNPR			http://www.mveirb.nt.ca/upload/project_document/1227742351_rfr%2011%20-%20reports%20summarizing%20water%20and%20fish%20study%20results%20in%20the%20NNPR.pdf
11a	July 31, 1993	Cover letter and Water Quality Monitoring of NNPR – 1992 Assessment of Compliance	Environment Canada & D. Halliwell	INAC Nov. 19, 2008	
11b	July 1993	Heavy Metal Evaluation for Fish Samples from the South Nahanni River	Lafontaine & Wilson, DFO	INAC Nov. 19, 2008	
11c	August 1993	1992/3 Annual Report on Water Quality Objectives Monitoring, NNPR	D. R. Halliwell	INAC Nov. 19, 2008	
12	1994-1995	Winter Road Access Application and supporting documents			http://www.mveirb.nt.ca/upload/project_document/1227742562_rfr%2012%20-%201994-95%20winter%20access%20road%20application%20and%20supporting%20docs.pdf
12a	Dec. 23, 1994	Application for INAC Land Use Permit for All-weather Access Road to Prairie Creek Mine	San Andreas Resources	INAC Nov. 19, 2008	
12b	Dec. 23, 1994	Cover Letter and Prairie Creek Project Description Report	Rescan for San Andreas Resources	INAC Nov. 19, 2008	
12c	Jan. 11, 1995	Addendum on water quality parameters for Prairie Creek Project Description	Rescan for San Andreas	INAC Nov. 19, 2008	
13	April 12, 1995	Issuance of Land Use Permit N95C373 for diamond drilling at Prairie Creek site	INAC	INAC Nov. 19, 2008	http://www.mveirb.nt.ca/upload/project_document/1227742721_rfr%2013%20-%20issuance%20of%20LUP%20N95C373%20for%20diamond%20drilling%201995.pdf

RFR #	ORIGIN DATE	DOCUMENT NAME OR PERMIT #	ORIGINATOR	PROVIDED TO REVIEW BOARD BY	WEBLINK (CTRL + CLICK MOUSE TO FOLLOW LINK)
14	June 1995	Draft Guidelines for Environmental Assessment Report – Prairie Creek Mine	RERC, led by INAC	INAC Nov. 19, 2008	http://www.mveirb.nt.ca/upload/project_document/1227742900_rfr%2014%20-%20draft%20guidelines%20for%20environmental%20assessment%20report%201995.pdf
15	1995-1996	Series of correspondences re: LUP application N95F346 for All Weather Road			http://www.mveirb.nt.ca/upload/project_document/1227743067_rfr%2015%20-%20correspondence%20re%20LUP%20application%20N95F346.pdf
15a	Jan 25, 1995	Parks Canada to INAC	Parks Canada	INAC Nov. 19, 2008	
15b	May 18, 1995	INAC to San Andreas Resources	INAC	INAC Nov. 19, 2008	
15c	June 22, 1995	INAC to San Andreas Resources	INAC	INAC Nov. 19, 2008	
15d	Aug. 8, 1995	INAC to RERC distribution list – re: June 1995 Draft EA Report Guidelines	INAC	INAC Nov. 19, 2008	
15e	Jan. 4, 1996	INAC to San Andreas re: inability to issue LUP for all-weather road	INAC	INAC Nov. 19, 2008	
16	2000-2001	Material related to MV2000C0030 – Mineral exploration and Cat Camp Fuel Cache Retrieval and Cleanup			http://www.mveirb.nt.ca/upload/project_document/1227743324_rfr%2016%20-%20material%20related%20to%20MV2000C0030.pdf
16a	July 28, 2000	Application material for MV2000C0030	Canadian Zinc Corp.	Accessed by Review Board Nov. 2008	
16b	Oct. 4, 2000	MVLWB Reasons for Decision on MV2000C0030	MVLWB	Accessed by Review Board Nov. 2008	
16c	June 14, 2001	Issuance of Type A Land Use Permit # MV2000C0030	MVLWB	Accessed by Review Board Nov. 2008	

RFR #	ORIGIN DATE	DOCUMENT NAME OR PERMIT #	ORIGINATOR	PROVIDED TO REVIEW BOARD BY	WEBLINK (CTRL + CLICK MOUSE TO FOLLOW LINK)
17	May 15, 2001	INAC Comments to MVEIRB re: Draft Work Plan and Terms of Reference for Decline and Pilot Plant EA	INAC	INAC Nov. 19, 2008	http://www.mveirb.nt.ca/upload/project_document/1227743592_rfr%2017%20-%20INAC%20comments%20to%20MVEIRB%20re%20draft%20ToR%20for%20Decline%20and%20Pilot%20Plant%20EA.pdf
18	2001	Material related to MV2001C0022 – Phase II Drilling Program			http://www.mveirb.nt.ca/upload/project_document/1227743796_rfr%2018%20-%20material%20related%20to%20MV2001C0022%20-%20Phase%20II%20drilling%20program.pdf
18a	March 5, 2001	Application for Land Use Permit – Phase II Drilling Program & Project Description	Canadian Zinc Corp.	Accessed by Review Board Nov. 2008	
18b	Nov. 30, 2001	Issuance of Type A Land Use Permit MV2001C0022	MVLWB	Accessed by Review Board Nov. 2008	
19	2001	Material related to MV2001C0023			http://www.mveirb.nt.ca/upload/project_document/1227798256_rfr%2019%20-%20material%20related%20to%20MV2001C0023.pdf
19a	March 5, 2001	Application to MVLWB for LUP MV20001C0023 – exploration decline	Canadian Zinc Corp.	Accessed by Review Board Nov. 2008	
19b	Sep. 10, 2003	LUP for MV2001C0023	MVLWB	Accessed by Review Board Nov. 2008	
20	March 5, 2001	Application to MVLWB for Type B Water License MV2001L2-003 for Pilot Plant Operation	Canadian Zinc Corp.	Accessed by Review Board Nov. 2008	http://www.mveirb.nt.ca/upload/project_document/1227798548_rfr%2020%20-%20application%20to%20MVLWB%20for%20MV2001L2-003.pdf
21	July 23, 2004	Affidavit of Alan Taylor of Canadian Zinc Corporation (NOTE: has as appendices several historic documents listed separately on EA0809-002 public record)	Alan Taylor, CZN	Accessed by Review Board Nov. 2008	http://www.mveirb.nt.ca/upload/project_document/1227798906_rfr%2021%20-%20affidavit%20of%20Alan%20Taylor%20of%20Canadian%20Zinc%20Corporation%20-%20July%202003%202004.pdf
22	Dec. 3, 2004	Materials related to Prairie Creek Mine Site Fuel Spill Contingency Plan, related to MV2001L2-0003 & MV20001C0023 (3 documents)	MVLWB & CZN	Canadian Zinc Corp. Nov. 19, 2008	http://www.mveirb.nt.ca/upload/project_document/1227799079_rfr%2022%20-%20materials%20related%20to%20fuel%20spill%20contingency%20plans%20MV2001L2-0003.pdf

RFR #	ORIGIN DATE	DOCUMENT NAME OR PERMIT #	ORIGINATOR	PROVIDED TO REVIEW BOARD BY	WEBLINK (CTRL + CLICK MOUSE TO FOLLOW LINK)
23	March 24, 2005	Materials related to Maximum Probable Flood Calculations at Prairie Creek Mine (6 documents, including a short excerpt from unknown Ker, Priestman 1980 environmental assessment document)	MVLWB, CZN & consultants	Canadian Zinc Corp. Nov. 19, 2008	http://www.mveirb.nt.ca/upload/project_document/1227799394_rfr%2023%20-%20materials%20related%20to%20maximum%20probable%20flood%20calculations%202005%20and%20earlier.pdf
24	August 24, 2005	Materials related to Mine Water Contingency Plan for Prairie Creek Mine, MV2001L2-0003 (3 documents)	MVLWB, CZN	Canadian Zinc Corp. Nov. 19, 2008	http://www.mveirb.nt.ca/upload/project_document/1227799579_rfr%2024%20-%20materials%20related%20to%20mine%20water%20contingency%20%20plan%20for%20MV2001L2-0003.pdf
25	May 25, 2006 – June 13, 2006	Materials related to Effluent Treatment Options Plan for Prairie Creek Mine, MV2001L2-0003 (2 documents)	MVLWB, CZN	Canadian Zinc Corp. Nov. 19, 2008	http://www.mveirb.nt.ca/upload/project_document/1227799744_rfr%2025%20-%20materials%20related%20to%20effluent%20treatment%20options%20plan%202006.pdf
26	2004-2006	Materials related to MV2004C0030			http://www.mveirb.nt.ca/upload/project_document/1227799883_rfr%2026%20-%20materials%20related%20to%20MV2004C0030.pdf
26a	June 1, 2004	Referral by MVLWB of MV2004C0030 to environmental assessment	MVLWB	Accessed by Review Board Nov. 2008	
26b	May 11, 2006	Issuance of Land Use Permit MV2004C0030, Phase 3 Drilling Program	MVLWB	Accessed by Review Board Nov. 2008	
27	June 9, 2006	Materials related to request for extension of Phase II Drilling LUP MV2001C0022 (3 documents)	MVLWB, CZN	Accessed by Review Board Nov. 2008	http://www.mveirb.nt.ca/upload/project_document/1227800092_rfr%2027%20-%20materials%20related%20to%20request%20for%20extension%20to%20MV2001C0022%20-%20june%202006.pdf
28	March 25, 2005 - June 12, 2006	Materials related to polishing pond construction and geotechnical assessment, Prairie Creek Mine, MV2001L2-0003 (6 documents)	MVLWB, CZN & consultants	Canadian Zinc Corp., Nov. 19, 2008	http://www.mveirb.nt.ca/upload/project_document/1227800381_rfr%2028%20-%20materials%20related%20to%20polishing%20pond%20constructi on%20and%20geotechnical%20assessment%202006.pdf

RFR #	ORIGIN DATE	DOCUMENT NAME OR PERMIT #	ORIGINATOR	PROVIDED TO REVIEW BOARD BY	WEBLINK (CTRL + CLICK MOUSE TO FOLLOW LINK)
29	June 13, 2006	Materials related to Wildlife Management Plan for Decline and Pilot Plant Operation at Prairie Creek, MV2001C0023 (2 documents)	MVLWB, CZN	Canadian Zinc Corp., Nov. 19, 2008	http://www.mveirb.nt.ca/upload/project_document/1227800546_rfr%2029%20-%20materials%20related%20to%20wildlife%20mgmt%20plan%20for%20MV2001C0023.pdf
30	May 19 - June 26, 2006	Materials related to Waste Rock and Ore Pile Monitoring Plan, MV2001L2-0003 (6 documents)	MVLWB, CZN & consultants	Canadian Zinc Corp., Nov. 19, 2008	http://www.mveirb.nt.ca/upload/project_document/1227800872_rfr%2030%20-%20materials%20related%20to%20waste%20rock%20and%20ore%20pile%20monitoring%20plan%202006.pdf
31	June 8 - July 17, 2006	Materials related to Wildlife Survey, Phase 3 Drilling Program at Prairie Creek, MV2004C0030 (4 documents)	MVLWB, CZN, INAC & GNWT	Canadian Zinc Corp., Nov. 19, 2008	http://www.mveirb.nt.ca/upload/project_document/1227801025_rfr%2031-%20Materials%20related%20to%20wildlife%20survey%20phase%2003%20drilling%202006.pdf
32	2003-2007	Materials related to application for MV2003F0028, Winter Access Road			http://www.mveirb.nt.ca/upload/project_document/1227801468_rfr%2032%20-%20material%20related%20to%20application%20for%20MV2003F0028,%20winter%20access%20road.pdf
32a	March 15, 2004	INAC to MVLWB re: Winter Road Application MV2003F0028	INAC	INAC Nov. 19, 2008	
32b	June 1, 2004	MVLWB to Canadian Zinc Corp. re: Section 157.1 Written Hearing, Reasons for Decision, MV2003F0028	MVLWB	Accessed by Review Board Nov. 2008	
32c	March 1, 2007	MVLWB to GNWT re: questions regarding wildlife issues, MV2003F0028	MVLWB	Accessed by Review Board Nov. 2008	
32d	March 21, 2007	GNWT to MVLWB re: response to questions regarding wildlife issues, MV2003F0028	GNWT	Submitted by Canadian Zinc Corp. in Nov. 3, 2008 scoping submission	
32e	April 24, 2007	Reasons for Decision from MVLWB re: issuance of LUP MV2003F0028	MVLWB	Submitted by Ecojustice on Nov. 6, 2008	

RFR #	ORIGIN DATE	DOCUMENT NAME OR PERMIT #	ORIGINATOR	PROVIDED TO REVIEW BOARD BY	WEBLINK (CTRL + CLICK MOUSE TO FOLLOW LINK)
33	July 2007	Controlled Road Use Plan for Prairie Creek Mine Winter Access Road	Canadian Zinc Corp.	Canadian Zinc Corp., Nov. 19, 2008	http://www.mveirb.nt.ca/upload/project_document/1227801605_rfr%2033%20-%20MV03F28-ControlledUsePlan-Aug07.pdf
34	2004-2007	Materials related to Tank Farm Inspections and Flood Erosion Protection at Prairie Creek Mine (9 documents)	CZN, MVLWB & consultants	Canadian Zinc Corp., Nov. 19, 2008	http://www.mveirb.nt.ca/upload/project_document/1227801902_rfr%2034%20-%20materials%20related%20to%20tank%20farm%20inspections%20and%20flood%20erosion%20protection%20%202004-2007.pdf
35	2007-2008	Materials related to Type B Water License MV2007L8-0026			http://www.mveirb.nt.ca/upload/project_document/1227802051_rfr%2035%20-%20materials%20related%20to%20water%20license%20MV2007L8-0026.pdf
35a	June 7, 2007	Application for MV2007L8-0026	CZN, MVLWB	Accessed by Review Board Nov. 2008	
35b	August 20, 2007	Draft Water License Terms and Conditions for MV2007L8-0026	MVLWB	Accessed by Review Board Nov. 2008	
35c	March 20, 2008	Issuance of Water License MV2007L8-0026	MVLWB	Accessed by Review Board Nov. 2008	

Appendix 2: Potentially relevant documents the Review Board does not have on the public record for EA0809-002 – Prairie Creek Mine

NOTE: The Review Board knows this list is not exhaustive. It is up to the individual interested parties to identify whether these materials exist and to identify other materials in their responses to the Review Board's information request.

ORIGINAL DATE	DOCUMENT NAME OR PERMIT #	POTENTIALLY MISSING INFORMATION
	PRE-MVRMA ERA MATERIAL	
1980	INAC LUP N80D248 (Mineral Exploration and Development)	-Any application materials or associated environmental impact assessment materials. In particular, the Review Board does not have a full copy of the work done by Ker, Priestman & Associates or other consultants on environmental impact assessment. Some portions of these studies are included as RFR documents #3, 4, 6 7 and 23 (see Appendix 1), but no complete set of materials has come forward. No correspondence related to the file is on the public record either. Permit sought and received from Indian and Northern Affairs Canada (INAC).
1980	INAC LUP N1980F249 (Winter Access Route)	-Any application materials, correspondence or associated environmental impact assessment reports beyond that provided in Ker, Priestman & Associates (May 1980 – rfr#5). Permit sought and received from INAC.
1982-1983	INAC LUP1980F249 (Winter Access Route extensions)	-It is apparent that the Winter Access Route land use permit was extended in 1982 and 1983, but the Review Board has no information related to applications or any other correspondence on file. INAC permit.
1982	NWT Water Board Water License N3L3-9032	-The issued license is rfr#8 for this file. No supporting materials, correspondence or applications have been provided for the Review Board.
1992	INAC LUP N92C778 – Drilling?	There is no material on the public record for EA0809-002 related to this application.
1995	INAC LUP N95C373 (diamond drilling at Prairie Creek site)	-A copy of N95C373 is included on the public record as rfr#13. Partial correspondence and application material is included in rfr#10 and #12. The record would appear to be incomplete but this is uncertain.

1995-1996	INAC LUP N95F346 (application for an all season road)	- An application for an all-season road was purportedly screened in March 1995 under the Canadian Environmental Assessment Act. Partial correspondence related to this application is included as rfr#15, but application materials and the actual permit application to INAC are not on the public record.
	MVRMA-ERA MATERIAL	
2000-2001	LUP MV2000C0030 (Phase I Mineral Exploration Drilling and Cat Camp Clean up)	- Portions of the public record are included as rfr#16. Interested parties may want to provide additional correspondence, studies, etc. they feel relevant to the request for ruling the Review Board will be making in relation to EA0809-002.
2001	LUP MV2001C0022 (Phase II Surface Exploration Drilling)	- Portions of the public record are included as rfr#18. Interested parties may want to provide additional correspondence, studies, etc. they feel relevant to the request for ruling the Review Board will be making in relation to EA0809-002.
2001 – 2003	LUP MV2001C0023 (Phase II Mineral Exploration – decline development and pilot plant)	- Portions of the public record are included as rfr#19. Interested parties may want to provide additional correspondence, studies, etc. they feel relevant to the request for ruling the Review Board will be making in relation to EA0809-002.
2001-2006	MV2001L2-003 (Type B water license for underground decline and pilot plant)	- Portions of the public record are included as rfr#20, 22-25, 28-30. Interested parties may want to provide additional correspondence, studies, etc. they feel relevant to the request for ruling the Review Board will be making in relation to EA0809-002.
2003-2008	LUP MV2003F0028 (Winter Road Access)	- Portions of the public record are included as rfr#33, 33. Interested parties may want to provide additional correspondence, studies, etc. they feel relevant to the request for ruling the Review Board will be making in relation to EA0809-002.
2004-2006	LUP MV2004C0030, amendment to MV2001C0022	- Portions of the public record are included as rfr#26, 27. Interested parties may want to provide additional correspondence, studies, etc. they feel relevant to the request for ruling the Review Board will be making in relation to EA0809-002.
2007-2008	MV2007L8-0026 (Type B water license to conduct repairs to winter road)	- Portions of the public record are included as rfr#35. Interested parties may want to provide additional correspondence, studies, etc. they feel relevant to the request for ruling the Review Board will be making in relation to EA0809-002.

In addition, a historic summary of environmental field programs in the area was identified by Canadian Zinc Corporation in the bibliography of its Project Description for MV2003F0028 (rfr#32, pages 32-43), some of which may be relevant to EA0809-002. The provision of any of those potentially relevant studies or others not mentioned in Appendices 1 or 2 here would be appreciated.