



Meeting Agenda

- Review Board mandate
- Decision-making consideration: Scope of the EA
- Overview of the hearing phase
- Party vs. Intervenor
- Preparing interventions
- Rules of Procedure for hearings
- Hearing details
- Presenting interventions
- Upcoming dates and deadlines



Review Board Mandate

Guiding principles from MVRMA 115(1)

- a) the protection of the environment from the significant adverse impacts of proposed developments;
- b) the <u>protection of the social, cultural and</u>
 <u>economic well-being</u> of residents and
 communities in the Mackenzie Valley; and
- c) the importance of conservation to the well-being and way of life of the aboriginal peoples of Canada to whom section 35 of the Constitution Act, 1982 applies and who use an area of the Mackenzie Valley.



Decision-making consideration: Scope of the EA

Scope of development:

- transporting, depositing, and storing processed kimberlite into pits and underground mine workings; and,
- closing and reclaiming any mine infrastructure related to the transport, deposition, and storage of processed kimberlite in pits and underground mine workings.





Decision-making consideration: Scope of the EA

Scope of assessment

- impacts on:
 - water quality and quantity
 - cultural use of the area
 - fish and fish habitat
 - wildlife
- includes past, present, and reasonably foreseeable developments



Overview of the Hearing Phase

- written interventions
 - last submission prior to the hearing
 - should discuss all the issues your organization views as potentially significant
- public hearings
 - community hearings
 - technical (or formal) hearings
- closing arguments
 - provides your final views on the project and potential impacts, as well as any recommendations



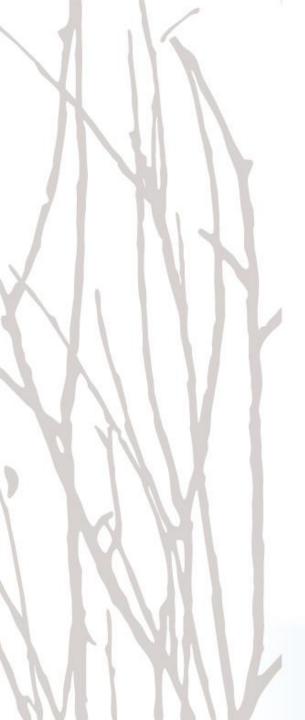
Party vs. Intervenor

Role or Responsibility	Parties	Intervener
Submit a written intervention		X
Present the intervention at the hearing	Į.	X
Question other parties and be questioned at the hearing	Service Services	X
Opportunity to speak directly to the Review Board at the hearing	X	X
Submit written closing arguments	X	X
Request rulings from the Board during the hearing phase		X



Deadline to submit intervener application:

July 19, 2019



Interventions

one of last opportunities to provide information to Board

 the public record is closed between interventions and the hearing (procedural fairness)

 any new material submitted during this time requires a ruling by the Board (Request for Ruling)

Tips for preparing interventions: Intervention format and content

Format

- include a <u>one-page executive summary</u> in plain language
- include a <u>brief</u> summary of your mandate
- structure the main report by issue

Content

- identify key issues from this project that are important to you
- clearly state your views using supporting evidence
- advise the Review Board on whether you believe the project will have significant adverse impacts on the environment or people



Tips for preparing interventions: Structure by issue

- 1. State the **specific issue**.
- 2. Describe your **impact predictions** about how the project will affect the issue (project interaction or pathways).
- 3. State the **developer's conclusion** about the issue.
- 4. Describe **your conclusions** about any adverse impacts and their **significance or why it matters.**
- 5. Provide clear **rationale** with enough detail to support your findings (evidence on public registry, new evidence).
- 6. Provide your **recommendations** and suggest **mitigation** to reduce impacts so they are no longer significant.



Rules of Procedure for hearings

Mackenzie Valley
Review Board

- Role of the Chairperson
- New evidence
- Undertakings and commitments
- Teleconference, interpretation, and transcription services
- Public participation
- Flexibility





Rules of Procedure

Community vs Technical Hearings

Community Hearing

held to to hear the public's views about a project

Technical Hearing

- held to hear the views of intervenors and the developer
- formatted to focus on presentations and allow questioning





Hearing details: agenda

- draft hearing agendas will be released a few weeks before the hearing
- technical hearing presentations
 - developer and intervenors will make a single presentation each day
 - presentation will cover all topics for that day
- technical hearing questioning
 - prioritize questions in advance
 - ask most important questions first



Suggestions for hearing presentations

- only present key items from intervention:
 - focus on impacts that are most important
 - What do you think will happen, how will it happen, and why is it important to you
- If you were a Board member, what would you do about the impact?

General tips:

- make handouts available to Board in advance
- separate file for each day's presentation
- power point or pdf format
- use large fonts and light background colours (for printing)



Hearing details: dates and locations

Sept. 3: Community hearing in Behchoko

- Curling Hall Ko Gocho Centre
- afternoon and evening

Sept.4: Community hearing in Dettah

- Chief Drygeese Conference Centre
- afternoon and evening

Sept. 5-6: Technical hearing in Yellowknife

- Explorer Hotel
- morning and afternoon





Agenda items for the follow-up meeting before the hearings

- review the draft hearing agendas
- finalize daily topics
- discuss number of representatives for each intervener
- discuss time allotments for developer and interveners
 - for presentations
 - for questioning



Upcoming dates and deadlines

Site visit – July 24



Interventions – Aug. 1

Developer response to interventions – Aug. 22

Intervenor hearing presentations – Aug. 27

Developer hearing presentation – Aug. 30

Follow-up meeting for final hearing details-TBD

Public hearings – Sept. 3-6

Hearing undertakings - TBD Closing arguments - TBD



Diavik Mine Site Visit – July 24

- Review Board will pay for charter from YK
- up to two people from each party
- all other logistics and costs are party responsibilities

Paperwork has to be received by July 12





