

ENVIRONMENTAL IMPACT REVIEW BOARD

ANNUAL ACTIVITY REPORT 2003 - 2004

For the period April 1, 2003 - March 31, 2004

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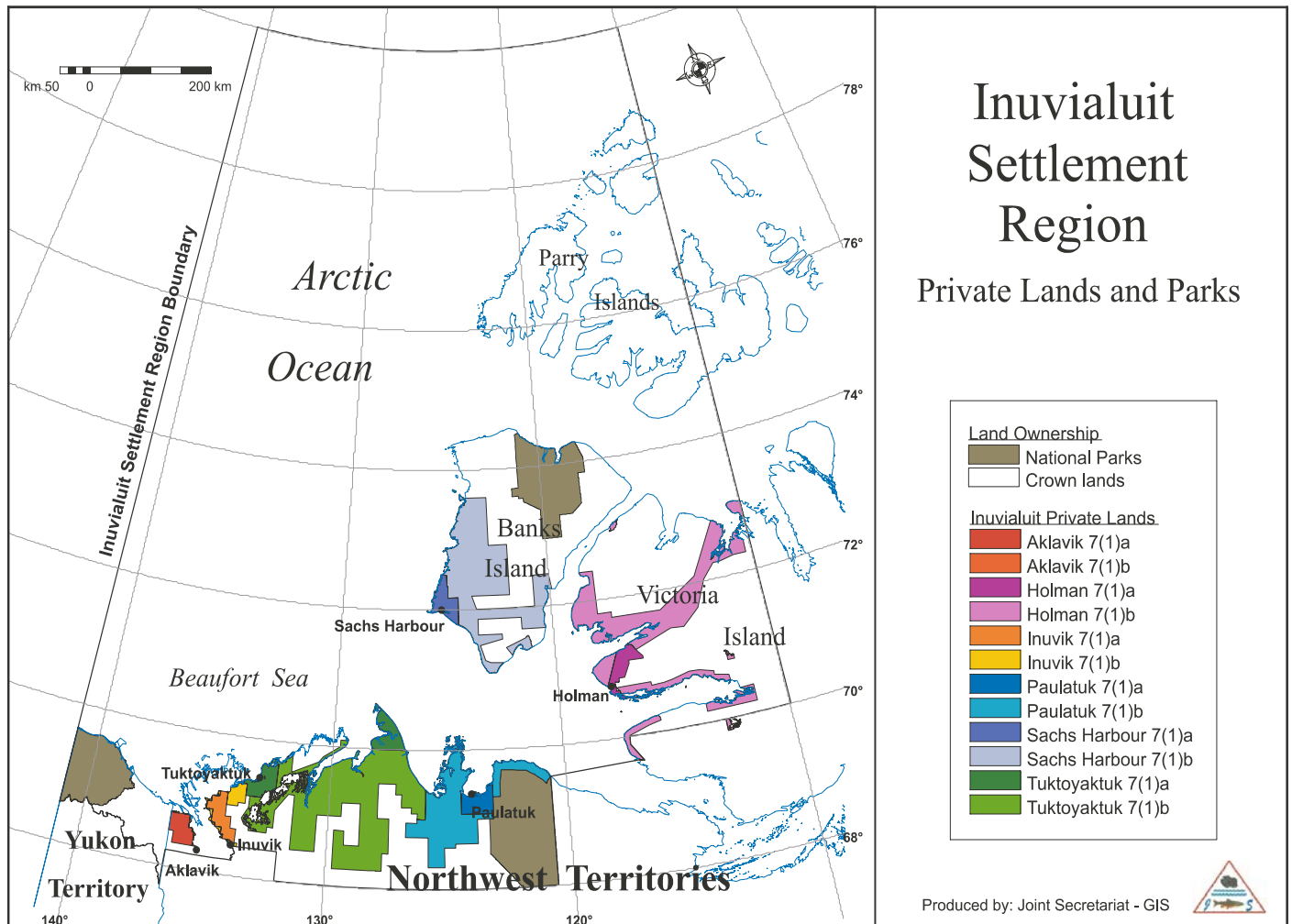


Figure 1. Private Inuvialuit Lands and Crown Lands within the Inuvialuit Settlement Region.

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CHAIR'S COMMENTS

The Environmental Impact Review Board (EIRB) held one regular meeting, one caucus meeting and two teleconferences during the year. In addition it completed one review and commenced a second review.

The Environmental Impact Screening Committee (EISC) had referred the WesternGeco Mackenzie Delta River 2D Seismic Program 2002 to the Board on June 18, 2002. The developer postponed submission of an Environmental Impact Statement in order to carry out research on their project during the summer of 2002. The developer then submitted its Environmental Impact Statement, which included their research results, on January 7, 2003. A Review Panel was struck to conduct the Review. The Panel held public meetings in Aklavik, Tuktoyaktuk, and Inuvik and a technical session in Inuvik in mid April 2003. The Review Panel issued its report on May 5, 2003. The Panel recommended that the project proceed subject to certain mitigative measures.

On February 3, 2004 the EISC referred the EnCana Corporation Proposed Corral Bay 2D Seismic Program to the Board. At the fiscal year end the Board was awaiting EnCana Corporation's decision as to whether it wished to proceed with a review.

The EIRB continued to work on developing criteria for establishing acceptable environmental standards and evaluating a developer's standard of performance for the Husky Lakes Area as required by Section 8 (1) of the Inuvialuit Final Agreement. A third draft of the criteria will be circulated during the summer of 2004.

Discussions continued throughout the year on ways to avoid duplication of processes should a pipeline be built through the Inuvialuit Settlement Region (ISR) and the Mackenzie Valley or should offshore drilling recommence in the Beaufort Sea.

As Chair of the Board I wish to thank my fellow board members its advisors and the staff of the Joint Secretariat for their efforts to help the Board provide a fair and efficient review procedure for the Inuvialuit Settlement Region.

Sincerely,

Robert Hornal
Chair

PERIOD OF REPORT

This report describes the affairs of the Environmental Impact Review Board (EIRB) for the fiscal period of April 1, 2003 to March 31, 2004. During its seventeen years of operation the EIRB has produced sixteen Annual Activity Reports.

AUTHORITY OF THE ENVIRONMENTAL IMPACT REVIEW BOARD

The EIRB was established under the terms of the Inuvialuit Final Agreement (IFA) between Canada and the Committee for Original Peoples Entitlement, representing the Inuvialuit. The IFA was approved, given effect, and declared valid by the *Western Arctic (Inuvialuit) Claims Settlement Act* [S.C. 32 - 33 Elizabeth II, C.24.], on June 28, 1984. The IFA provides the groundwork for a two-stage Environmental Screening and Review Process that is carried out by the Environmental Impact Screening Committee (EISC) and the EIRB [IFA Section 11.0]. The EISC conducts environmental screenings of development activities proposed for the Inuvialuit Settlement Region. The EIRB carries out detailed environmental impact assessments and public reviews of development projects referred to it by the EISC pursuant to the IFA.

The EIRB is structured so that both parties to the IFA, the Inuvialuit, and the Government of Canada are represented equally. The goals of the IFA, directly relevant to EIRB operations, are:

- *to preserve Inuvialuit cultural identity and values within a changing northern society;*
- *to enable Inuvialuit to be equal and meaningful participants in the northern and national economy and society; and*
- *to protect and preserve the Arctic wildlife, environment, and biological productivity.*

MEMBERSHIP

The EIRB is composed of seven people. Three members are appointed through Orders-in-Council by the Government of Canada; three members are appointed by the Inuvialuit Game Council (IGC); and a Chair is selected by the Government of Canada with the consent of the IGC. Of the three members appointed by Canada, one is nominated by the Government of Yukon, one is nominated by the Government of the Northwest Territories, and one is selected by the Government of Canada.

MEMBERS FOR 2003–2004

Chair

Robert Hornal, Vancouver, BC

Appointed by the Government of Canada (1992)

Present Term: June 9, 2001 to June 8, 2004

Previous Terms: June 10, 1998 to June 9, 2001

June 9, 1995 to June 9, 1998

June 9, 1992 to June 9, 1995

Members

Jack Akhiatak, Olokhaktomiut (Holman), NT

Appointed by the Inuvialuit Game Council (2000)

Present Term: September 2002 to September 2005

Previous Term: February 2000 to September 2002

Peter Bannon, Yellowknife, NT

Nominated by the Government of the Northwest Territories

Appointed by the Government of Canada (1992)

Present Term: June 12, 2001 to June 12, 2004

Past Terms: June 13, 1998 to June 12, 2001

June 12, 1995 to June 12, 1998

June 12, 1992 to June 12, 1995

Richard Binder, Inuvik, NT

Appointed by the Inuvialuit Game Council (1998)

Present Term: September 2002 to September 2005

Past Terms: September 1999 to September 2002

June 1998 to September 1999

Tom Butters, Gillies Bay, BC

Appointed by the Government of Canada (1992)

Present Term: June 12, 2001 to June 12, 2004

Past Terms: June 13, 1998 to June 12, 2001

June 12, 1995 to June 12, 1998

June 12, 1992 to June 12, 1995

Herbert Felix, Tuktoyaktuk, NT

Appointed by the Inuvialuit Game Council (1995)

Present Term: September 2002 to September 2005

Past Terms: September 1999 to September 2002

September 1996 to September 1999

September 1995 to September 1996

Andrew Williams, Whitehorse, YK

Nominated by the Government of Yukon.

Appointed by the Government of Canada (1995)

Present Term: July 6, 2001 to July 6, 2004

Past Term: July 7, 1998 to July 6, 2001

July 6, 1995 to July 6, 1998

ADMINISTRATIVE AND TECHNICAL ASSISTANCE

The EIRB receives administrative, technical, and clerical support from the Joint Secretariat (JS) in Inuvik. Full-time assistance had been provided by the Resource Person (RP), appointed by resolution of the EIRB to the office of Secretary. For the past fiscal year, Jonathan W. Allen (April – June 2003), Linda Graf (July – December, 2003) and Charles Klengenburg (January – February 2004) acted as Resource Person for the EIRB.

In addition to the above, during the period of this report the following individuals provided assistance to the EIRB:

Administrative

Norm Snow	Executive Director, JS
Peggy Madore	Senior Administrative Officer, JS

Financial

Evelyn Bullock	Finance Officer, JS
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Clerical

Myrna Button	Casual Office Clerk/Librarian
Heather Hansen	Travel/Accommodation Coordinator, JS
Bernice Joe	Secretary/Receptionist, JS

Geographic Information Systems

Amir Hassanzadeh	GIS Specialist, JS (April 2003 – February 2004)
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Auditors

Avery Cooper and Company, Yellowknife, NT

Legal Advisor

Debra Fendrick	Austring, Fendrick, Fairman & Parkkari Barristers and Solicitors, Whitehorse, YK
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Resource People

Chris Alway	Co-Management Technical RP (April 2003 – November 2003)
Steven Baryluk	Co-Management Technical RP (January 2003 – present)
Barbara Berg	Environmental Impact Assessment RP (April 2003 – June 2003)
Barbara Berg	IGC Technical RP (June 2003 – August 2003)
Kevin Bill	FJMC Resource Biologist
Alisha Chauhan	IGC Technical RP (April 2003)
Diane Dillon	HTC Administrative Support Officer
Robin Fonger	HTC Technical RP
Linda Graf	EISC RP
Nelson Perry	Inuvialuit Game Council RP
Katherine Thiesenhausen	WMAC (NWT) RP
Joseph Thrasher	IGC Technical RP (January 2004 – present)

Scientific Advisor

Bill Griffiths	LGL Ltd.
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REVIEWS

During the year, the EIRB dealt with two projects that were referred by the Environmental Impact Screening Committee for review. These projects were:

- WesternGeco Mackenzie Delta River 2D Seismic Program 2002
- EnCana Corporation Proposed Corral Bay 2D Seismic Program

The “WesternGeco Review” was referred to the EIRB on June 18, 2002. The developer postponed submission of their Environmental Impact Statement in order to carry out research on their project during the summer of 2002. On January 7, 2003 WesternGeco submitted their Environmental Impact Statement, which included their research results. For this review, meetings were held in the communities of Aklavik, Tuktoyaktuk and Inuvik, NT on April 14, 15 and 16, 2003 respectively. The WesternGeco Review Report was released on May 5, 2003. The final report containing the recommendations of the Review Panel was sent to the Chair of the National Energy Board, the Chair of the Inuvialuit Game Council and the Minister of Indian Affairs and Northern Development. The Review Panel recommended that the project proceed with certain mitigative and remedial measures.

The “EnCana Corporation Review” was referred to the EIRB on February 3, 2004. On March 1, 2004 the developer informed the EIRB that they would delay submission of their Environmental Impact Statement until they had an opportunity to re-evaluate their technical interest in Corral Bay. At the end of this fiscal cycle, the Board was awaiting EnCana Corporation’s decision as to whether it wished to proceed with the review.

OPERATING PROCEDURES

Persons who are interested in obtaining a copy of the EIRB’s current *Operating Procedures* or who have questions about the EIRB should contact:

**Environmental Impact Review Board
Joint Secretariat - Inuvialuit Renewable Resource Committees
Inuvialuit Corporate Centre
PO Box 2120, Inuvik, NT,
CANADA X0E 0T0**

**phone: (867) 777-2828
fax: (867) 777-2610
email: eirb@jointsec.nt.ca**

ROUTINE OPERATIONS

The EIRB held one regular meeting during the year – February 4-5, 2004 in Inuvik, and one caucus meeting September 17-18, 2003 also in Inuvik.

Two conference calls were also held during this period on April 1, 2003 and February 10, 2004.

ACTIVITIES, MEETINGS, WORKSHOPS, CONFERENCES

In addition to conducting public reviews, the EIRB takes part in other activities, as necessary, to advance the Environmental Review Process and to follow the basic goals of the IFA. The following is a list of activities, meetings, workshops, and conferences in which various members of the EIRB took part in over the past year:

2003 (April – December)

Beaufort Sea Offshore Assessment, May 7, 2003 (Calgary, AB) – Robert Hornal

Cumulative Effects Assessment and Management Forum Inaugural Conference, May 13-14, 2003 (Yellowknife, NT) – Jack Akhiatak, Robert Hornal

Canadian Institute for the Administration of Justice Seminar, May 20-21, 2003 (Yellowknife, NT) – Richard Binder and Herbert Felix

Inuvialuit Game Council Meeting, June 22, 2003 (Inuvik, NT) – Robert Hornal

Joint Secretariat Board Meeting, June 27, 2003 (Edmonton, AB) – Robert Hornal

Canadian Environmental Assessment Agency Workshop on Panel Procedures, July 8, 2003 (Ottawa, ON) – Robert Hornal

Meeting with EISC to discuss Mackenzie Gas Project, July 29-30, 2003 (Inuvik, NT) – Robert Hornal

Pembina Institute Workshop, August 17-22, 2003 (Calgary, AB) – Richard Binder

Meeting with National Energy Board and Devon Canada to discuss Devon's Comprehensive Study, October 21-22, 2003 (Calgary, AB) – Robert Hornal

Inuvialuit Game Council Meeting, October 4, 2003 (Whitehorse, YT) – Robert Hornal

2003 North Slope Conference, November 18-20, 2003 (Inuvik, NT) – Jack Akhiatak, Richard Binder, Herbert Felix, Robert Hornal, Andy Williams

Information Session on Amendments to the Canadian Environmental Assessment Act, November 13, 2003 (Yellowknife, NT) – Linda Graf

Northern Pipeline Environmental Impact Assessment Regulatory and Chairs Committee, December 8, 2003 (Yellowknife, NT) – Robert Hornal

Inuvialuit Game Council Meeting, December 18, 2003 (Inuvik, NT) – Robert Hornal

2004 (January – March)

TransCanada Ltd. Gas Pipeline Slave Lake Tour, January 26-27, 2004 (Edmonton, AB) – Richard Binder

Arctic Borderland Ecological Knowledge Co-op Workshop, February 23-25, 2004 – Herbert Felix

Workshop to Initiate a Regional Plan of Action to Address Cumulative Effects in the Beaufort Sea-Mackenzie Delta Region, March 15-16, 2004 (Inuvik, NT) – Jack Akhiatak, Robert Hornal,

Inuvialuit Game Council Meeting, March 18, 2004 (Inuvik) – Robert Hornal

FINANCES

Funding for the Chair, Canada Member, Yukon Member and the Secretary of the EIRB, and for reviews conducted by the EIRB, is provided by way of Contribution Agreements with the Department of Indian Affairs and Northern Development. Funding for the Inuvialuit members is provided by way of a Contribution Agreement with the Government of the Northwest Territories. A summary of the finances is attached as Appendix B.

APPENDICIES

Appendix A **Acronyms and Abbreviations**

Appendix B **Financial Summary**

APPENDIX A ACRONYMS AND ABBREVIATIONS

DIAND	Department of Indian Affairs and Northern Development
EIRB	Environmental Impact Review Board
EISC	Environmental Impact Screening Committee
FJMC	Fisheries Joint Management Committee
GIS	Geographic Information System
HTC	Hunters and Trappers Committee
IFA	Inuvialuit Final Agreement (The Western Arctic Claim)
IGC	Inuvialuit Game Council
ISR	Inuvialuit Settlement Region
JS	Joint Secretariat– Inuvialuit Renewable Resource Committees
RP	Resource Person
WMAC (NWT)	Wildlife Management Advisory Council (Northwest Territories)

APPENDIX B FINANCIAL SUMMARY

These unaudited financial summaries are for information purposes and should not be considered as definitive statements of account. For full financial details, the audited financial statements of the Joint Secretariat should be consulted. For further information, contact:

*Executive Director
Joint Secretariat - Inuvialuit Renewable Resource Committees
PO Box 2120/ Suite 204
Inuvik, Northwest Territories
CANADA X0E 0T0*

Environmental Impact Review Board – CHAIR & CANADA MEMBER
2003 - 2004 Contribution Agreements - DIAND
For the Year Ending March 31, 2004

REVENUE		
	DIAND Contribution (Implementation Funds)	<u>\$ 75,561.00</u>
EXPENDITURES		
	Chair - Honoraria	\$31,308.75
	Chair - Per Diem	2,249.78
	Chair - Travel	14,168.39
	Chair - Accommodation	5,215.78
	Office Costs	4,652.60
	Meeting Costs	593.01
	Telephone & Fax	1,310.62
	Insurance	2,195.00
	Yukon North Slope Conference	<u>1,941.57</u>
		<u>\$ 63,635.50</u>
EXCESS REVENUE (EXPENDITURE)		<u>\$ 11,925.50</u>

Environmental Impact Review Board – INUVIALUIT PARTICIPATION
For the Year Ending March 31, 2004

REVENUE		
	Government of the Northwest Territories (Implementation Funds)	<u>\$ 37,393.00</u>
EXPENDITURES		
	Honoraria	21,113.30
	Per Diem	4,648.22
	Travel	17,907.73
	Accommodation	7,260.33
	Meeting Costs	<u>2,440.00</u>
		<u>\$ 53,369.58</u>
EXCESS REVENUE (EXPENDITURE)		<u>(\$ 15,976.58)</u>

Environment Administration
2003 - 2004 Contribution Agreements - DIAND
For the Year Ending March 31, 2004

REVENUE

DIAND Contribution (Implementation Funds) **\$ 100,000.00**

EXPENDITURES

Staff Salaries & Benefits	26,820.03
Recruiting	4,667.69
Office Rent	9,162.18
Fixed Assets	716.11
Telephone & Fax	1,677.31
Registration Fees	615.00
Travel	1,050.84
Accommodation	409.86
Per Diem	<u>168.40</u>

\$ 45,287.42

EXCESS REVENUE (EXPENDITURE)

\$ 54,712.58

WesternGeco Mackenzie Delta River 2D Seismic Program Review
 2003 - 2004 Contribution Agreements - DIAND
 For the Year Ending March 31, 2004

REVENUE		
	DIAND Contribution	<u>\$ 110,625.00</u>
EXPENDITURES		
	Chair – Honoraria	6,210.00
	Chair – Per Diem	313.50
	Chair – Travel	3,549.91
	Chair – Accommodation	720.36
	Canada Member – Honoraria	3,375.00
	Canada Member – Per Diem	124.64
	Canada Member – Travel	1,701.40
	Canada Member - Accommodation	319.08
	Government Member – Travel	1,506.54
	Government Member - Accommodation	462.64
	Staff Wages	8,712.72
	Staff Travel	584.64
	Inuvialuit – Honoraria	4,739.42
	Inuvialuit – Per Diem	345.35
	Inuvialuit – Travel	780.43
	Inuvialuit – Accommodation	462.64
	Advertising	1,462.24
	Telephone & Fax	780.34
	Courier	32.85
	Office Costs	235.57
	Facilities	1,681.87
	Legal Services	10,831.56
	Consulting Services	10,741.91
	Transcription	4,574.05
		<u>\$ 64,248.66</u>
EXCESS REVENUE (EXPENDITURE)		<u>\$ 46,376.34</u>

EnCana Corporation Proposed Corral Bay 2D Seismic Program Review
2003 - 2004 Contribution Agreements - DIAND
For the Year Ending March 31, 2004

REVENUE		
	DIAND Contribution	<u>\$ 38,350.00</u>
EXPENDITURES		
	Chair – Honoraria	1,293.75
	Chair – Per Diem	125.15
	Chair – Travel	68.68
	Inuvialuit – Honoraria	937.50
	Inuvialuit – Per Diem	9.38
	Advertising	3,036.97
	Legal	761.40
		<u>\$ 6,232.83</u>
EXCESS REVENUE (EXPENDITURE)		<u>\$ 32,117.17</u>