



# ENVIRONMENTAL IMPACT REVIEW BOARD

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## REVIEW PANEL RULING DIRECTIVE & REVISED SCHEDULE for the Review of the Proposed INUVIK to TUKTOYAKTUK HIGHWAY PROJECT

<b>DATE OF RELEASE:</b>	September 28, 2012
<b>DISTRIBUTION:</b>	All registered Parties, EIRB Electronic On-line Registry (EOR), and the Public.
<b>PURPOSE:</b>	To explain the Review Panel's expectations for final submission of evidence from the Developer, Party responses regarding the evidence, and to present a revised Review schedule.
<b>DEVELOPER SUBMISSION DEADLINE:</b>	October 5, 2012 end of day.
<b>PARTY RESPONSES:</b>	October 8, 2012 end of day.
<b>DIRECTIVE DETAIL</b>	Please see attached Appendix A.
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## **APPENDIX A**

### **A. Directives to the Developers**

The Developers are directed to provide the following information to the Review Panel on or before October 5, 2012, end of day.

1. The Developers indicated that they had, or would shortly have, in hand additional reports, plans and analyses which are relevant to a variety of matters which must be decided by the Panel and which, if admitted, would address a number of the questions raised by the Parties. The Developers have indicated these additional reports, plans and analyses include:
  - **Cumulative Effects Analysis – September 30, 2012:**  
Provides additional/updated analysis of the cumulative effects analysis for caribou, grizzly bear and SARA-listed species, based on the updated borrow source and project information;
  - **Final Hydrotechnical Study – September 30, 2012:**  
Will describe the criteria used for decision making for the selection of crossings and crossing types for the highway.  
Will describe the crossing development scenarios and required mitigation measures.  
An Appendix summarizing lessons learned from the design and construction of the Tuktoyaktuk to Source 177 Access Road project;
  - **Technical memorandum on Bathymetric Study between KM 105 and KM 120 – September 30, 2012:**  
Will include bathymetric mapping of proposed water sources.  
Assesses the allowable withdrawal quantities per source.
  - **Updated Commitments Table – September 30, 2012:**  
Provide an updated commitments list, based on the results of the technical submissions and public hearings;
  - **Draft for Discussion Wildlife Effects Monitoring Plan – October 6, 2012**  
The plan intended to meet the requirements of a project-specific follow-up program; will include species background, predicted effects, project-specific mitigation, monitoring methodology or technology (such as collaring, etc.), the predictions to be tested and, costs;
  - **Draft for Discussion Wildlife & Wildlife Habitat Protection Plan – October 6, 2012:**  
Will describe wildlife protection and monitoring objectives, operational and reporting procedures and roles and responsibilities to be applied by contractors and staff during project construction and operations;
  - **Meeting notes from the FJMC and IGC meeting, scheduled for September 28, 2012 – will submit October 5, 2012;**
  - **Meeting notes from Tuktoyaktuk Council, Tuktoyaktuk Community Corporation, and Public, held September 20, 2012 – will submit September 28, 2012;**
  - **Meeting notes or confirmation of meeting results from WMAC meeting scheduled October 5, 2012 – will submit October 10, 2012;**

- **Poster with water crossing locations and types – will submit October 5, 2012;** and
- **High level routing map showing the preferred alignment with designated crossing locations and types.**

**B. Treatment of Reports Already Filed by the Developers**

Reports already filed with the Panel by the Developer after September 4, 2012 will be placed on the record for review by the Parties. These documents include:

- **Erratum in Supplemental Cumulative Effects – figures and tables – submitted September 12, 2012;**
- **Plan/Profile Sheets (Conceptual Design) for Preferred Alignment - submitted September 14, 2012;**
- **Erratum in Response to Information Requests Relative to Material Sources Raised at the Technical Session – submitted September 17, 2012;**
- **Acknowledgement of receipt by EIRB of the Archaeology Impact Assessment – Final Report- submitted September 12, 2012; and**
- **17 September 2012 Kavic Stantec Inuvik-Tuktoyaktuk Highway Hydrotechnical Report (DRAFT).**

**C. Directive to the Parties**

1. The Parties are directed to indicate to the Panel, by email or letter on or before October 8, 2012 end of day, their desire to have an Information Request (IR) process in relation to the additional reports, plans and analyses that the Developers will be submitting by October 5, 2012.

**D. Revised Review Schedule**

1. Revised review schedule with IR process.

<b>Date</b>	<b>Review Process Action</b>	<b>Responsibility</b>
<b>October 5, 2012</b>	Developer's submission of additional reports, plans and analyses.	<b>Developer</b>
<b>October 8, 2012</b>	Parties to identify need for IR process for additional reports, plans and analyses submitted by the Developers.	<b>Parties</b>
<b>October 15, 2012</b>	IRs from Parties and Panel posted and sent to Developers.	<b>Parties, Panel</b>
<b>October 22, 2012</b>	Developer's responses to IRs.	<b>Developer</b>
<b>October 29, 2012</b>	Final Technical Submissions of the Parties.	<b>Parties</b>
<b>November 5, 2012</b>	Submission of Developer's final reply.	<b>Developer</b>
<b>November 6, 2012</b>	Registry closes.	<b>Panel</b>
<b>January 4, 2013</b>	Panel issues Review Report	<b>Panel</b>

2. Revised review schedule with no IR process.

<b>Date</b>	<b>Review Process Action</b>	<b>Responsibility</b>
<b>October 5, 2012</b>	Developer's submission of additional reports, plans and analyses.	<b>Developer</b>
<b>October 8, 2012</b>	Parties to identify need for IR process for additional reports, plans and analyses submitted by the Developers.	<b>Parties</b>
<b>October 22, 2012</b>	Final Technical Submissions of the Parties.	<b>Parties</b>
<b>November 5, 2012</b>	Submission of Developer's final reply.	<b>Developer</b>
<b>November 6, 2012</b>	Registry closes.	<b>Panel</b>
<b>January 4, 2013</b>	Panel issues Review Report	<b>Panel</b>