



7th Floor - 4922 48th Street  
PO Box 2130, Yellowknife NT X1A 2P6

Tel: 867-669-0506 Fax: 867-873-6610  
[www.mvlwb.com](http://www.mvlwb.com)

January 13, 2023

File: MV2022J0023

Werner Aschbacher  
South Nahanni Outfitters Ltd.  
Box 100  
Whitehorse YT Y1A 5X9

Sent by email

Dear Werner Aschbacher,

**Re: South Nahanni Outfitters Ltd. – Renewal Issuance Package  
Land Use Permit MV2022J0023 – Camp – Root River, NT**

The Mackenzie Valley Land and Water Board (Board) met on January 11, 2023 and considered the renewal Application Package from South Nahanni Outfitters Ltd. (SNOL) for Land Use Permit MV2015J0001 for the Root River base camp (Project) in accordance with the *Mackenzie Valley Resource Management Act* (MVRMA).

The Board has approved Land Use Permit (Permit) MV2022J0023 (attached) for a term of five years, effective January 13, 2023 and expiring January 12, 2028. The Permit is supported by the Board's Reasons for Decision (attached). These documents are posted to the Board's Public Registry.<sup>1</sup>

Security Deposit

A security deposit is required as per Permit Condition 22, SECURITY DEPOSIT and subsection 32(3) of the Mackenzie Valley Land Use Regulations. The security deposit is **payable to the Government of the Northwest Territories (GNWT)** and should be submitted to the following individual, to whom questions regarding security should also be directed:

David Monroe, Land Use Advisor  
GNWT-Lands – North Slave Region – Yellowknife  
140 Bristol Avenue  
Yellowknife NT X1A 3T2  
Phone: (867) 767-9187 ext. 24198

<sup>1</sup> See MVLWB Online Registry [www.mvlwb.com](http://www.mvlwb.com) for [MV2022J0023 – South Nahanni Outfitters Ltd.](#)

## Management Plans – Approved

The Board has approved the following Plans:

Condition Number and Title	Title of Plan (Version)
16, WASTE MANAGEMENT PLAN	Waste Management Plan (V1) <sup>2</sup>
34, SPILL CONTINGENCY PLAN	Spill Contingency Plan (V1) <sup>3</sup>
45, ENGAGEMENT PLAN	Engagement Plan (V1) <sup>4</sup>

### Wildlife Management and Monitoring Plan

The Board encourages SNOL to follow up with GNWT-ENR to discuss their recommendation to submit a Tier 1 Wildlife Management and Monitoring Plan. The Board has explained this in the attached Reasons for Decision.

### Inspectors

The Inspectors referred to in the Permit can be contacted at the regional GNWT-Lands offices.<sup>5</sup>

### Permit Processes and Additional Information

Sections 5 and 6 of the Board's *Guide to the Land Use Permitting Process*<sup>6</sup> (Guide) contain detailed information on permit enforcement and potential post-issuance processes, such as amendments to conditions, and assignment to another company. Please be familiar with these sections of the Guide and reach out to Board staff with any questions about Board processes related to the Permit.

Full cooperation of SNOL is anticipated and appreciated. Please contact Erica Janes via [email](#) or at (867) 766-7466 with any questions or concerns regarding this letter.

Yours sincerely,



Mavis Cli-Michaud

Chair, Mackenzie Valley Land and Water Board

BCC'd to:       Dehcho Distribution List  
                  Dani Rogers – Inspector, GNWT-Lands  
                  David Monroe – GNWT-Lands

Attached:       Land Use Permit MV2022J0023  
                  Reasons for Decision

---

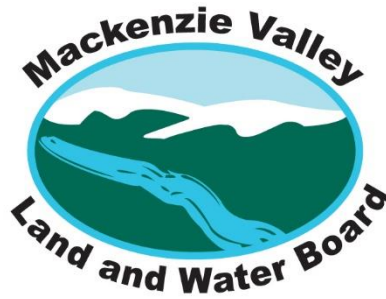
<sup>2</sup> See MVLWB Online Registry for [SNOL - Waste Management Plan V1 - Nov25 22](#).

<sup>3</sup> See MVLWB Online Registry for [SNOL - Spill Contingency Plan V1 - Nov25 22](#).

<sup>4</sup> See MVLWB Online Registry for [SNOL - Engagement Plan and Log V1 - Nov30 22](#).

<sup>5</sup> See GNWT-Lands Inspection and Enforcement webpage (<https://www.lands.gov.nt.ca/en/services/inspections-and-enforcement>) for regional contact information.

<sup>6</sup> See MVLWB Policies and Guidelines webpage for MVLWB [Guide to the Land Use Permitting Process](#).



7th Floor - 4922 48th Street  
PO Box 2130, Yellowknife NT X1A 2P6

Tel: 867-669-0506 Fax: 867-873-6610  
www.mvlwb.com

---

**South Nahanni Outfitters Ltd.  
Land Use Permit MV2022J0023**

Pursuant to the *Mackenzie Valley Resource Management Act* and Mackenzie Valley Land Use Regulations, the Mackenzie Valley Land and Water Board grants this Land Use Permit to:

South Nahanni Outfitters Ltd.  
\_\_\_\_\_  
(Permittee)

of \_\_\_\_\_  
Box 100, Whitehorse, Yukon, Y1A 5X9  
\_\_\_\_\_  
(Mailing Address)

hereinafter called the Permittee, to proceed with the following land-use operation, subject to the annexed definitions and conditions contained therein:

<b>Location:</b>	Root River, NT
<b>Purpose:</b>	Camp
<b>Type:</b>	Type A
<b>Effective Date:</b>	January 13, 2023
<b>Expiry Date:</b>	January 12, 2028

A handwritten signature in blue ink, appearing to read "Mavis Cli-Michaud".

\_\_\_\_\_  
**Mavis Cli-Michaud, Chair  
Mackenzie Valley Land and Water Board**

A handwritten signature in black ink, appearing to read "Amanda Gauthier".

\_\_\_\_\_  
**Amanda Gauthier, Witness**

## Conditions Annexed to and Forming Part of Land Use Permit # MV2022J0023

### Part A: Scope of Permit

- a) This Permit entitles the Permittee to conduct the following land-use operation:
  - a) Operation and Maintenance of existing lodge/camp and associated facilities;
  - b) Storage of fuel;
  - c) Use of and storage equipment, vehicles, and machines; and
  - d) Use and maintenance of existing airstrip.
- b) This Permit is issued subject to the conditions contained herein with respect to the use of land for the activities and area identified in Part A, item 1 of this Permit.
- c) Compliance with the terms and conditions of this Permit does not excuse the Permittee from its obligation to comply with the requirements of any applicable Federal, Territorial, Deline, Tłıchǫ, or Municipal laws.

### Part B: Definitions (defined terms are capitalized throughout the Permit)

**Act** - the *Mackenzie Valley Resource Management Act*.

**Board** - the Mackenzie Valley Land and Water Board established under Part 4 of the Act.

**Closure and Reclamation** - the process and activities that facilitate the return of areas affected by the Project to viable and, wherever practicable, self-sustaining ecosystems that are compatible with a healthy environment, human activities, and the surrounding environment.

**Engagement Plan** - a document, developed in accordance with the Board's *Engagement and Consultation Policy* and the *Engagement Guidelines for Applicants and Holders of Water Licences and Land Use Permits*, that clearly describes how, when, and which engagement activities will occur with an affected party during the life of the project.

**Fuel Storage Container** - a container for the storage of petroleum or allied petroleum products with a capacity of less than 230 litres.

**Fuel Storage Tank** - a closed container for the storage of petroleum or allied petroleum products with a capacity of more than 230 litres.

**Greywater** - all liquid wastes from showers, baths, sinks, kitchens, and domestic washing facilities but not including toilet wastes.

**Habitat** - the area or type of site where a species or an individual of a species of wildlife naturally occurs or on which it depends, directly or indirectly, to carry out its life processes.

**Inspector** - an Inspector designated by the Minister under the Act.

**Minister** - the Minister of Indian Affairs and Northern Development Canada or the Minister of the Government of the Northwest Territories – Department of Lands, as the case may be.

**Ordinary High-Water Mark** - the usual or average level to which a body of water rises at its highest point and remains for sufficient time so as to change the characteristics of the land. In flowing waters (rivers, streams) this refers to the “active channel/bank-full level” which is often the 1:2 year flood flow return level. In inland lakes, wetlands, or marine environments, it refers to those parts of the Watercourse bed and banks that are frequently flooded by water so as to leave a mark on the land and where the natural vegetation changes from predominately aquatic vegetation to terrestrial vegetation (excepting water tolerant species). For reservoirs, this refers to normal high operating levels (full supply level).

**Permittee** - the holder of this permit.

**Permafrost** - ground (soil or rock) that remains at or below 0°C for at least two consecutive years.

**Secondary Containment** - containment that prevents liquids that leak from Fuel Storage Tanks or containers from reaching outside the containment area and includes double-walled Tanks, piping, liners, and impermeable barriers.

**Sewage** - all toilet wastes and Greywater.

**Spill Contingency Plan** - a document, developed in accordance with Aboriginal Affairs and Northern Development Canada’s *Guidelines for Spill Contingency Planning* that describes the set of procedures to be implemented to minimize the effects of a spill.

**Safety Data Sheet** - a technical document, typically written by the manufacturer or supplier of a chemical, that provides information about the hazards associated with the product, advice about safe handling and storage, and emergency response procedures.

**Sump** - a human-made pit or natural depression in the earth's surface used for the purpose of depositing Waste that does not contain Toxic Material, such as non-toxic Drilling Waste or Sewage, therein.

**Toxic Material** - any substance that enters or may enter the environment in a quantity or concentration or under conditions such that it:

- a) Has or may have an immediate or long-term harmful effect on the environment or its biological diversity;
- b) Constitutes or may constitute a danger to the environment on which life depends; or
- c) Constitutes or may constitute a danger in Canada to human life or health.

**Waste** - any garbage, debris, chemical, or Toxic Material to be used, stored, disposed of, or handled on land, and also as defined in section 51 of the Act.

**Waste Management Plan** - a document, developed in accordance with the Board’s Guidelines for Developing a Waste Management Plan, that describes the methods of Waste management from Waste generation to final disposal.

**Watercourse** - a natural body of flowing or standing water or an area occupied by water during part of the year, and includes streams, springs, swamps and gulches but does not include groundwater.

**Part C: Conditions Applying to All Activities** (headings correspond to subsection 26(1) of the Mackenzie Valley Land Use Regulations)

Condition	Category
<b>26(1)(a) Location and Area</b>	
1. The Permittee shall only conduct this land-use operation on lands designated in the application.	<b>LOCATION OF ACTIVITIES</b>
2. The Permittee shall use an existing campsite, as described in the complete application.	<b>USE EXISTING CAMP</b>
3. The Permittee shall not locate any Sump within 100 metres of the Ordinary High Water Mark of any Watercourse, unless otherwise authorized in writing by an Inspector.	<b>SUMP SETBACK</b>
<b>26(1)(b) Time</b>	
4. At least ten days prior to the completion of the land-use operation, the Permittee shall advise an Inspector of: <ul style="list-style-type: none"> <li>a) the plan for removal or storage of equipment and materials;</li> <li>b) when final cleanup and reclamation of the land used will be completed; and</li> <li>c) when the Final Plan will be submitted.</li> </ul>	<b>REPORTS BEFORE FINAL REMOVAL</b>
<b>26(1)(c) Type and Size of Equipment</b>	
5. The Permittee shall only use equipment of a similar type, size, and number to that listed in the complete application.	<b>USE APPROVED EQUIPMENT</b>
<b>26(1)(d) Methods and Techniques</b>	
<i>Intentionally left blank</i>	
<b>26(1)(e) Type, Location, Capacity, and Operation of All Facilities</b>	
6. The Permittee shall ensure that the land use area is kept clean at all times.	<b>CLEAN WORK AREA</b>
<b>26(1)(f) Control or Prevention of Ponding of Water, Flooding, Erosion, Slides, and Subsidence of Land</b>	
7. The land-use operation shall not cause obstruction to any natural drainage.	<b>NATURAL DRAINAGE</b>
8. The Permittee shall apply appropriate mitigation at the first sign of erosion.	<b>REPAIR EROSION</b>

9.	The Permittee shall suspend overland travel of equipment or vehicles at the first sign of rutting or gouging.	<b>SUSPEND OVERLAND TRAVEL</b>
 <b>26(1)(g) Use, Storage, Handling, and Ultimate Disposal of Any Chemical or Toxic Material</b>		
10.	At least seven days prior to the use of any chemicals that were not identified in the complete application, the Safety Data Sheets must be provided to the Board and an Inspector.	<b>CHEMICALS</b>
11.	Prior to the expiry date of this Permit or the end of the land-use operation whichever comes first, the Permittee shall backfill and restore all Sumps, unless otherwise authorized in writing by an Inspector.	<b>RECLAIM NON-OIL AND GAS SUMPS</b>
12.	The Permittee shall dispose of all Toxic Material as described in the approved Waste Management Plan.	<b>WASTE CHEMICAL DISPOSAL</b>
13.	The Permittee shall dispose of all combustible Waste petroleum products by removal to an approved disposal facility.	<b>WASTE PETROLEUM DISPOSAL</b>
 <b>26(1)(h) Wildlife and Fish Habitat</b>		
14.	The Permittee shall take all reasonable measures to prevent damage to wildlife and fish Habitat during this land-use operation.	<b>HABITAT DAMAGE</b>
 <b>26(1)(i) Storage, Handling, and Disposal of Refuse or Sewage</b>		
15.	The Permittee shall dispose of all Waste as described in the <b>Waste Management Plan</b> , once approved, and shall annually review the plan and make any necessary revisions to reflect changes in operations, technology, chemicals, or fuels, or as directed by the Board. Revisions to the plan shall be submitted to the Board for approval.	<b>WASTE MANAGEMENT PLAN</b>
16.	The Permittee shall keep all garbage and debris in a secure container until disposal.	<b>GARBAGE CONTAINER</b>
17.	The Permittee shall dispose of all Sewage and Greywater as described in the approved Waste Management Plan.	<b>SEWAGE DISPOSAL - PLAN</b>
 <b>26(1)(j) Protection of Historical, Archaeological, and Burial Sites</b>		
18.	The Permittee shall not operate any vehicle or equipment within 150 metres of a known or suspected historical or archaeological site or burial ground.	<b>ARCHAEOLOGICAL BUFFER</b>
19.	The Permittee shall not knowingly remove, disturb, or displace any archaeological specimen or site.	<b>SITE DISTURBANCE</b>

20.	The Permittee shall, where a suspected archaeological or historical site, or burial ground is discovered:	<b>SITE DISCOVERY AND NOTIFICATION</b>
	<ul style="list-style-type: none"> <li>a) immediately suspend operations on the site; and</li> <li>b) notify the Board at (867) 766-7460 or an Inspector at (867) 695-2626 ext. 205 and the Prince of Wales Northern Heritage Centre at (867) 767-9347 ext. 71251 or ext. 71255.</li> </ul>	
	<b>26(1)(k) Objects and Places of Recreational, Scenic, and Ecological Value</b>	
	<i>Intentionally left blank</i>	
	<b>26(1)(l) Security Deposit</b>	
21.	Prior to the commencement of the land-use operation, the Permittee shall deposit with the Minister a security deposit in the amount of \$28,407.00.	<b>SECURITY DEPOSIT</b>
22.	All costs to remediate the area under this Permit are the responsibility of the Permittee.	<b>RESPONSIBILITY FOR REMEDIATION COSTS</b>
	<b>26(1)(m) Fuel Storage</b>	
23.	The Permittee shall: <ul style="list-style-type: none"> <li>a) examine all Fuel Storage Containers and Tank for leaks; and</li> <li>b) repair all leaks immediately.</li> </ul>	<b>REPAIR LEAKS</b>
24.	The Permittee shall place Fuel Storage Containers and or Tanks a minimum of 100 metres from the Ordinary High Water Mark of any Watercourse, unless otherwise authorized in writing by an Inspector.	<b>FUEL STORAGE SETBACK</b>
25.	The Permittee shall ensure that all fuel caches have adequate Secondary Containment.	<b>FUEL CACHE SECONDARY CONTAINMENT</b>
26.	The Permittee shall set up all refueling points with Secondary Containment.	<b>SECONDARY CONTAINMENT - REFUELING</b>
27.	The Permittee shall not allow petroleum products to spread to surrounding lands or Watercourses.	<b>FUEL CONTAINMENT</b>
28.	The Permittee shall mark all Fuel Storage Containers and Tanks with the Permittee's name.	<b>MARK CONTAINERS AND TANKS</b>
29.	The Permittee shall mark all stationary fuel caches and fuel storage facilities with flags, posts, or similar devices so that they are at all times plainly visible to local vehicle travel.	<b>MARK FUEL LOCATION</b>
30.	The Permittee shall have a maximum of 37,255 litres of fuel stored on the land use site at any time, unless otherwise approved by the Board.	<b>MAXIMUM FUEL ON SITE</b>



- |     |   |                               |
|-----|---|-------------------------------|
| 31. | Within ten days of the establishment of any fuel cache, the Permittee shall report the location and quantity of the cache in writing to the Board and an Inspector.   | <b>REPORT FUEL LOCATION</b>   |
| 32. | The Permittee shall seal all outlets of Fuel Storage Containers and store the containers on their sides with the outlets located at 3 and 9 o'clock, except for containers currently in use.  | <b>SEAL OUTLET</b>            |
| 33. | The Permittee shall comply with the <b>Spill Contingency Plan</b> , once approved, and shall annually review the plan and make any necessary revisions to reflect changes in operations, technology, chemicals, or fuels, or as directed by the Board. Revisions to the plan shall be submitted to the Board for approval.  | <b>SPILL CONTINGENCY PLAN</b> |
| 34. | Prior to commencement of the land-use operation the Permittee shall ensure that spill-response equipment is in place to respond to any potential spills.  | <b>SPILL RESPONSE</b>         |
| 35. | All equipment that may be parked for two hours or more, shall have a haz-mat/drip tray under it or be sufficiently diapered. Leaky equipment shall be repaired immediately.   | <b>DRIP TRAYS</b>             |
| 36. | The Permittee shall clean up all leaks, spills, and contaminated material immediately   | <b>CLEAN UP SPILLS</b>        |
| 37. | <p>During the period of this Permit, if a spill occurs or is foreseeable, the Permittee shall:</p> <p>a) implement the approved Spill Contingency Plan;</p> <p>b) report it-immediately using the NU-NT Spill Report Form by one of the following methods:</p> <ul style="list-style-type: none"> <li>• Telephone: (867) 920-8130</li> <li>• Fax: (867) 873-6924</li> <li>• E-mail: <a href="mailto:spills@gov.nt.ca">spills@gov.nt.ca</a></li> <li>• <u>Online: Spill Reporting and Tracking Database</u></li> </ul> <p>c) within 24 hours, notify the Board and an Inspector; and</p> <p>d) within 30 days of initially reporting the incident, submit a detailed report to the Board and an Inspector, including descriptions of causes, response actions, and any changes to procedures to prevent similar occurrences in the future. Any updates to this report shall be provided to the Board and an Inspector in writing as changes occur.</p> | <b>REPORT SPILLS</b>          |

**26(1)(n) Methods and Techniques for Debris and Brush Disposal**

*Intentionally left blank*

**26(1)(o) Restoration of the Lands**

- |     |   |  |
|-----|---|--|
| 38. | All outstanding liabilities and obligations of the Permittee in relation to work performed or required to be performed under Land Use Permit MV2015J0001 are fully incorporated into and subsumed under this Permit, and the Permittee must therefore complete the restoration and other obligations set out in or incurred under Permit MV2015J0001, as well as such further obligations as may be set out in or incurred under this Permit. | <b>TRANSFER OF<br/>LIABILITIES</b>       |
| 39. | Prior to the end of the land-use operation, the Permittee shall complete all cleanup and restoration of the lands used.   | <b>FINAL CLEANUP AND<br/>RESTORATION</b> |
| 40. | Prior to the end of the land-use operation, the Permittee shall prepare the site in such a manner as to facilitate natural revegetation.  | <b>NATURAL<br/>VEGETATION</b>            |

**26(1)(p) Display of Permits and Permit Numbers**

- |     |  |                       |
|-----|--|-----------------------|
| 41. | The Permittee shall display a copy of this Permit in each campsite established to carry out this land-use operation. | <b>DISPLAY PERMIT</b> |
|-----|--|-----------------------|

**26(1)(q) Biological and Physical Protection of the Land**

- |     |   |  |
|-----|---|--|
| 42. | If nesting areas are encountered during the course of operations, the Permittee shall minimize all activity so as to not disturb them.  | <b>MIGRATORY BIRD<br/>NEST DISTURBANCE</b> |
| 43. | If any plan is not approved by the Board, the Permittee shall revise the plan according to the Board's direction and re-submit it to the Board for approval.  | <b>RESUBMIT PLAN</b>                       |
| 44. | The Permittee shall comply with the <b>Engagement Plan</b> , once approved, and shall annually review the plan and make any necessary revisions to reflect changes in operations or as directed by the Board. Revisions to the plan shall be submitted to the Board for approval. | <b>ENGAGEMENT PLAN</b>                     |
| 45. | All revised plans submitted to the Board shall include a brief summary of the changes made to the plan.   | <b>SUMMARY OF<br/>CHANGES</b>              |

**Annex A: Concordance Table of Items Requiring Submission**

*Supplemental information to be submitted by Permittee as required through Land Use Permit Conditions.*

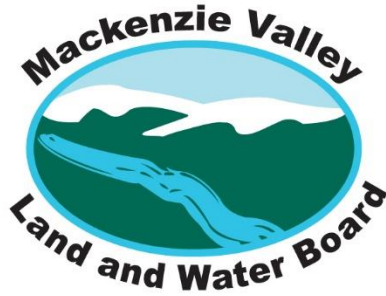
*Disclaimer: If there are any discrepancies between this table and the body of the Permit, the Permit conditions prevail.*

<b>Permit Condition(s)</b>	<b>Report, Plan or Program Required</b>	<b>Due Date</b>
		-

**Annex B: Revisions to Land Use Permit MV2022J0023**

*List of changes that have been made to the Land Use Permit since issuance.*

<b>Date</b>	<b>Location of change</b>	<b>What has changed</b>



7th Floor - 4922 48th Street  
PO Box 2130, Yellowknife NT X1A 2P6

Tel: 867-669-0506 Fax: 867-873-6610  
www.mvlwb.com

## Reasons for Decision

Issued pursuant to paragraphs 22(2)(a) and 40(2)(c) of the Mackenzie Valley Land Use Regulations (MVLUR).

Land Use Permit Application	
<b>File Number</b>	MV2022J0023
<b>Company</b>	South Nahanni Outfitters Ltd.
<b>Project</b>	South Nahanni Outfitters Ltd. Root River Base Camp
<b>Location</b>	Root River, NT
<b>Activity</b>	Camp
<b>Date of Decision</b>	January 11, 2023

**Table of Contents**

**1.0 List of Defined Terms and Acronyms.....3**

**2.0 Summary of Application.....4**

**3.0 Main Issues Raised During the Regulatory Proceeding .....4**

**4.0 Regulatory Process.....5**

**5.0 Legislative Requirements Related to Permit Issuance.....5**

5.1 Consultation, Engagement, and Public Notice..... 5

5.2 Eligibility for Land Use Permit..... 7

5.3 Land Use Plan Conformity..... 7

5.4 Land Use Fees ..... 7

5.5 Time Limit..... 7

5.6 Environmental Review (Part 5 of the MVRMA) ..... 7

5.6.1 Preliminary Screening ..... 7

**6.0 Decision – Land Use Permit MV2022J0023 .....7**

6.1 Term of Permit ..... 8

6.2 Part A: Scope of Permit ..... 8

6.3 Part B: Definitions ..... 9

6.4 Part C: Conditions Applying to All Activities ..... 9

26(1)(a) Location and Area ..... 9

26(1)(b) Time ..... 9

26(1)(c) Type and Size of Equipment..... 9

26(1)(e) Type, Location, Operation of All Facilities ..... 10

26(1)(f) Control or Prevention of Ponding of Water, Flooding, Erosion, Slides, and Subsidence  
of Land..... 10

26(1)(g) Use, Storage, Handling, and Ultimate Disposal of Any Chemical or Toxic Material ..... 10

26(1)(h) Wildlife and Fish Habitat..... 10

26(1)(i) Storage, Handling, and Disposal of Refuse or Sewage ..... 10

26(1)(j) Protection of Historical, Archaeological, and Burial Sites..... 11

26(1)(k) Objects and Places of Recreational, Scenic, and Ecological Value..... 11

26(1)(l) Security Deposit ..... 11

26(1)(m) Fuel Storage ..... 13

26(1)(o) Restoration of the Lands..... 13

26(1)(p) Display of Permits and Permit Numbers ..... 14

26(1)(q) Biological and Physical Protection of the Land..... 14

6.5 Annex A: Table of Submissions ..... 15

6.6 Annex B: Table of Revision History ..... 15

**7.0 Conclusion.....15**

On January 11, 2023, the Mackenzie Valley Land and Water Board (MVLWB or Board) met and considered the Application made by South Nahanni Outfitters Ltd. (SNOL, Applicant) to the Board on November 30, 2022 for Land Use Permit (Permit) MV2022J0023 for the continued operation and maintenance of the existing camp facilities and airstrip; to use and store equipment, vehicles and machines; and to store fuel at the Root River Base Camp (the Project), in the Mackenzie Mountains west of Wrigley, NT. After reviewing the Application and the evidence gathered during the regulatory proceeding, the Board has made the following decisions:

- 1) To issue Land Use Permit MV2022J0023 for a term of five years;
- 2) To approve Version 1.0 of the Waste Management Plan;
- 3) To approve Version 1.0 of the Spill Contingency Plan;
- 4) To approve Version 1.0 of the Engagement Plan;

The Board consider the Applicant’s request for exemption from Preliminary Screening (see [Section 4.0](#)).

These Reasons for Decision set out the Board’s regulatory process for the Application and rationale for decisions regarding the Permit. A summary of the Application and the main issues identified during the proceeding is provided in sections [2.0](#) and [3.0](#) below, followed by an outline of the regulatory process for the Application in [section 4.0](#). [Section 5.0](#) describes how the applicable legislative requirements have been met. The Board’s decisions and supporting rationale regarding the Permit are set out in [section 6.0](#).

## 1.0 **List of Defined Terms and Acronyms**

Applicant/Permittee	South Nahanni Outfitters Ltd.
Application	The complete application package submitted by the Applicant for Land Use Permit MV2022J0023.
CRP	Closure and Reclamation Plan
Distribution List	The list of individuals and organizations to whom materials from this regulatory proceeding were circulated. <sup>1</sup>
ECCC	Environment and Climate Change Canada
GNWT	Government of the Northwest Territories
GNWT-ENR	Government of the Northwest Territories – Environment and Natural Resources
GNWT-Lands	Government of the Northwest Territories – Lands
Inspector	An Inspector designated under subsection 84(1) of the <a href="#">Mackenzie Valley Resource Management Act</a>
LWBs	Land and Water Boards of the Mackenzie Valley
MVLUR	<a href="#">Mackenzie Valley Land Use Regulations</a>
MVLWB or Board	Mackenzie Valley Land and Water Board
MVRMA	<a href="#">Mackenzie Valley Resource Management Act</a>
Minister	Minister of the Government of the Northwest Territories (GNWT) – Lands

<sup>1</sup> To access the Distribution List, see the LWBs’ Online Review System for [SNOL – Permit renewal Application – Nov30 22](#).

ORS	Online Review System ( <a href="https://new.onlinereviewssystem.ca/reviews">https://new.onlinereviewssystem.ca/reviews</a> )
Party	As per the LWBs' <a href="#">Rules of Procedures</a> , an applicant, a person, or an organization participating in this regulatory process.
Permit	Land Use Permit MV2022J0023
Project	Root River Base Camp, the undertaking as described in Part A of the Permit.
SCP	Spill Contingency Plan
Standard Permit Conditions	LWBs' <a href="#">Standard Land Use Permit Conditions Template</a>
WMP	Waste Management Plan

## 2.0 **Summary of Application**

On November 30, 2022, the Applicant submitted a renewal application for Permit MV2022J0023 (the Application).<sup>2</sup> The Application is to continue operation and maintenance of the existing camp facilities and airstrip; to use and store equipment, vehicles and machines; and to store fuel at the Root River Base Camp, in the Mackenzie Mountains west of Wrigley, NT. These activities are located within the Dehcho Region. SNOL's operations at the Root River Base Camp exceed permit criteria 4(a)(iv) of the MVLUR: the use of a self-propelled motorized machine for moving earth or clearing land. SNOL previously held permits MV2015J0001 (January 7, 2016 to January 6, 2023) and MV2004X0031 (September 30, 2004 to September 29, 2009) for the Project.

In making its decision and preparing these Reasons for Decision, the Board has reviewed and considered:

- 1) The Permit Application as submitted by the Applicant for the Project;
- 2) The evidence and submissions received by the Board from the Applicant in relation to the Permit; and
- 3) The comments and recommendations, evidence, and submissions received by the Board from Parties during this regulatory proceeding.

## 3.0 **Main Issues Raised During the Regulatory Proceeding**

These Reasons for Decision focus primarily on the following key issues raised during this regulatory proceeding:

- 1) Comments and recommendations by the GNWT Lands Inspector related to Standard Permit Conditions;
- 2) Clarifications of details related to person days on site per year and area of land disturbed; and
- 3) Comments and recommendations by GNWT-ENR related to the requirement of a Wildlife Management and Monitoring Plan

Issues that were resolved by Parties to the Board's satisfaction during the proceeding are not addressed in detail in these Reasons.

---

<sup>2</sup> See MVLWB Online Registry for [SNOL - renewal Application and supporting documents - Nov25 22](#).



#### **4.0 Regulatory Process**

On November 25, 2022, the Applicant submitted the Application. By November 30, 2022, additional information was received,<sup>3</sup> and the Application was subsequently deemed complete and circulated to the Distribution List for public review on the Online Review System (ORS).<sup>4</sup>

As part of the public review, Board staff requested comments and recommendations to assist with the Board's preliminary screening determination. To assist the Board in making its decision on the Permit, Board staff also circulated a draft Permit for review with the Application to allow all Parties the opportunity to comment on the specific wording of the draft conditions.

By December 20, 2022, the Board received comments and recommendations regarding the Application and the draft Permit from the following Parties: GNWT-ENR, GNWT-Lands (Inspector), and Board staff. By December 21, 2022, the Applicant responded to the Parties' comments and recommendations.<sup>5</sup>

On January 11, 2023, the Board met and determined the Application to be exempt from preliminary screening determination.<sup>6</sup>

On January 11, 2023, the Board met to make decisions regarding the Application. These decisions and related reasons are described in sections [5.0](#) and [6.0](#) below.

#### **5.0 Legislative Requirements Related to Permit Issuance**

The Project is subject to the [MVRMA](#) and the [MVLUR](#). As per the [MVLUR](#), the proposed use of land for the Project requires a permit. Accordingly, the Board has jurisdiction to issue the Permit as per subsection 59(1) and section 102 of the [MVRMA](#).

In conducting its regulatory process for the Application (as described in sections [3.0](#) and [4.0](#) above), the Board has ensured that section 62 of the [MVRMA](#) and all applicable legislative requirements have been satisfied as outlined in the subsections below. The Board has considered the people and users of the land and water in the Mackenzie Valley, and any Traditional Knowledge and scientific information that was made available to the Board during the regulatory proceeding, as per section 60.1 of the [MVRMA](#). The consideration of information provided to the Board is discussed in detail below and in section [6.0](#).

##### **5.1 Consultation, Engagement, and Public Notice**

As per paragraph 60.1(a) of the [MVRMA](#), in exercising its authority, the Board must consider the importance of conservation to the well-being and way of life of Indigenous peoples of Canada, specifically those to whom section 35 of the *Constitution Act*, 1982, applies and who use an area of the Mackenzie

---

<sup>3</sup> See MVLWB Online Registry for [SNOL - Engagement Plan and Log V1 - Nov30 22](#).

<sup>4</sup> See MVLWB Online Review System for [SNOL – Permit renewal Application – Nov30 22](#).

<sup>5</sup> See MVLWB Online Registry for [MV2022J0023 – South Nahanni Outfitters Ltd.](#)

<sup>6</sup> See MVLWB Online Registry for [MV2022J0023 – South Nahanni Outfitters Ltd.](#)

Valley. Accordingly, the Board works with applicants, affected parties (including Indigenous governments and organizations), and other parties (such as other boards and regulators) to ensure that potential impacts of proposed projects, including impacts on rights under section 35, are understood and carefully considered before decisions are made with respect to the issuance of permits and licences.

The Board's requirements for engagement are set out in the LWBs' [Engagement and Consultation Policy](#) and [Engagement Guidelines for Applicants and Holders of Water Licences and Land Use Permits](#). The Policy and Guidelines were developed to ensure that the Board's obligations for achieving meaningful consultation (as set out by land claims and applicable legislation) with all affected parties, including Indigenous groups in the Mackenzie Valley, are met and engagement and consultation results clearly articulated. SNOL began their pre-submission engagement on October 29, 2022, and continued with their efforts until November 22, 2022. In accordance with the Policy and Guidelines, the Applicant's engagement efforts and proposed procedures are detailed in the Engagement Record and Plan (Version 1),<sup>7</sup> submitted with the Application. The Board has approved the Applicant's Engagement Plan (Version 1), and the Board's reasons for this decision are described below in [section 6.4](#). Following issuance, the Applicant must continue engagement efforts as outlined in the Engagement Plan, once approved, and as required in the Permit.

The Application was posted to the Board's Public Registry and distributed through the ORS. As the Project is located in the Dehcho Region, the appropriate organizations, governments, First Nations, and Indigenous organizations were included in the Distribution List.<sup>8</sup> The Distribution List was used throughout this proceeding to circulate submissions, information, and updates relevant to the proceeding; the List was updated if needed, and (if requested) individuals with specific interests in the Project were added. More information about the proceeding for the Application is provided above in [section 4.0](#).

In accordance with sections 63 and 64 of the [MVRMA](#), the Board is satisfied that notice of and access to copies of the Application were provided, and that a reasonable amount of time was given to communities, First Nations, and the public to participate in this proceeding and make submissions to the Board.

In accordance with the Northwest Territories Métis Nation Interim Measures Agreement, the Northwest Territories Métis Nation was notified of the Application through the ORS distribution. The Board did not receive any evidence from the Northwest Territories Métis Nation during the proceeding.

In accordance with the Minister's 2004 [Policy Direction regarding the Deh Cho First Nations Interim Measures Agreement](#), the Dehcho First Nation was notified of the Application through the ORS distribution. The Board did not receive any evidence from the Dehcho First Nation member nations during the proceeding.

---

<sup>7</sup> See MVLWB Online Registry for [SNOL - Engagement Plan and Log V1 - Nov30 22](#).

<sup>8</sup> To access the Distribution List, see the LWBs' Online Review System for [SNOL – Permit renewal Application – Nov30 22](#).

## **5.2 Eligibility for Land Use Permit**

As per section 18 of the MVLUR, eligibility must be determined before the Board can issue a permit. To demonstrate eligibility under subparagraph 18(a)(i) of the [MVLUR](#), the Applicant provided their:

- Outfitter Licence from GNWT-ENR;
- Certificate of Compliance from an Extra-Territorial Corporation;
- Extra-Territorial Annual Return; and
- Hazardous waste generator registration.

No issues were raised regarding eligibility during this proceeding. Based on the supporting information provided, the Board concludes that the eligibility requirements under section 18 of the MVLUR have been satisfied.

## **5.3 Land Use Plan Conformity**

As per section 61 of the [MVRMA](#), where an approved Land Use Plan applies, the Board must confirm conformity with the Land Use Plan before issuing a permit or licence.

No approved Land Use Plans apply in the Project area.

## **5.4 Land Use Fees**

The Project is located wholly outside of federal areas, so no land-use fees apply.

## **5.5 Time Limit**

As per section 22 of the [MVLUR](#), the Board is required to make its decision on a permit within 42 days of receiving a complete application.

## **5.6 Environmental Review (Part 5 of the MVRMA)**

### **5.6.1 Preliminary Screening**

On January 11, 2023, the Board met and determined that the renewal Application is exempt from preliminary screening, as per the Exemption List Regulations.<sup>9</sup>

## **6.0 Decision – Land Use Permit MV2022J0023**

Having due regard to the facts, circumstances, and the merits of the submissions made to it, and to the purpose, scope, and intent of the [MVRMA](#), the Board has determined that Permit MV2022J0023 should be issued, subject to the scope, definitions, conditions, and term contained therein. The Board's determinations and reasons for this decision are set out below.

---

<sup>9</sup> See MVLWB Online Registry for [MV2022J0023 – South Nahanni Outfitters Ltd.](#)

The Permit has been developed to address the Board’s statutory responsibilities, to protect the receiving environment, and to address issues within the Board’s jurisdiction that were identified and investigated during this regulatory proceeding.

In developing the Permit, the Board considered the LWBs’ [Standard Land Use Permit Conditions Template](#) (Standard Permit Conditions) and included a number of these standard conditions that are relevant to the Project. As noted in [section 4.0](#), Board staff circulated a draft Permit for review to allow Parties to provide specific input to the Board on possible conditions, and the Board considered these review comments and recommendations in making its determination on the Permit conditions.

The Standard Permit Conditions have been established by the LWBs based on information from LWB policies and guidelines, other applicable guidelines and best practices, meetings with Inspectors, input from LWB staff, and feedback from a public review. Each standard condition has been evaluated against the following characteristics of an ideal condition:

- Clearly part of LWBs’ authority;
- Has a clear purpose and rationale;
- Is practical and enforceable;
- Matches the scale of the project; and
- Does not conflict with existing legislation (i.e., is not less stringent).

The Standard Permit Conditions include general rationale for each standard condition, and as such, the language of any standard condition included in the Permit is only discussed in detail in the following sections of these Reasons for Decision when it specifically relates to concerns or recommendations raised during the regulatory proceeding. The Board’s reasons for developing and including project-specific conditions, including discussion of any concerns and recommendations raised regarding these conditions, are detailed in the relevant sections below.

## **6.1 Term of Permit**

The Applicant has applied for a “maximum term” for the Permit. Subsection 26(5) of the [MVLUR](#) allows for a Permit term of not more than five years. As this is an ongoing Project that SNOL plans to continue to operate, this is a reasonable request. After reviewing the submissions made during this regulatory proceeding, the Board has determined an appropriate term for the Permit is five years.

## **6.2 Part A: Scope of Permit**

The scope of the Permit ensures the Permittee is entitled to conduct activities which have been applied for and which have been subject to Part 5 of the [MVRMA](#). In setting out the scope of the Permit, the Board endeavoured to provide enough detail to identify and describe the authorized activities, without being unduly restrictive or prescriptive, and to allow for project flexibility, as contemplated in the Application, throughout the life of the Permit.

Based on the activities described in the Permit Application and on the scope outlined in the Standard Permit Conditions, Board staff included a draft scope in the draft Permit that was circulated for public review. The Board did not receive any comments or recommendations regarding the draft scope during the proceeding, so the Board accepted it as the scope of the Permit.

### **6.3 Part B: Definitions**

The Board defined certain terms in the Permit to ensure a common understanding of the conditions, to avoid future differences in interpretation of the Permit, to reflect Project-specific evidence, and to support consistency across licences and permits issued by the LWBs. The Board selected applicable definitions relevant to the Project from the Standard Permit Conditions.

### **6.4 Part C: Conditions Applying to All Activities**

The subheadings below correspond to the headings in the conditions section of the Permit, as outlined in subsection 26(1) of the [MVLUR](#).

#### 26(1)(a) Location and Area

The conditions included in this section are all consistent with the LWBs' Standard Permit Conditions.

#### 26(1)(b) Time

The conditions included in this section are all consistent with the LWBs' Standard Permit Conditions.

During the public review of the Application, the GNWT-Lands Inspector recommended removal of the Standard Permit Conditions INITIAL NOTIFICATION - CONTACT INSPECTOR and SEASONAL NOTIFICATION - CONTACT INSPECTOR, as the land use operation has already begun and the base camp is accessed by SNOL outside of seasonal operation for maintenance/upkeep, making notifications unnecessary. The Board agreed with these recommendations.

#### 26(1)(c) Type and Size of Equipment

The conditions included in this section are all consistent with the LWBs' Standard Permit Conditions.

During the public review of the Application, the GNWT-Lands Inspector recommended keeping the condition USE APPROVED EQUIPMENT but adding "unless otherwise authorized in writing by an Inspector" at the end, to "benefit the Permittee with not needing an amendment to the LUP." This is a Standard Permit Condition of the Board, and authority over type, size, and number of equipment is not an express power given to Inspectors under the MVLUR. However, using the word "similar" in the condition may be a practical solution for giving some amount of flexibility to Permittees, within reason, and relying on an Inspector's discretion. The Board has decided to retain the condition as drafted.

#### 26(1)(e) Type, Location, Operation of All Facilities

The condition included in this section is consistent with the LWBs' Standard Permit Conditions.

#### 26(1)(f) Control or Prevention of Ponding of Water, Flooding, Erosion, Slides, and Subsidence of Land

The conditions included in this section are all consistent with the LWBs' Standard Permit Conditions.

#### 26(1)(g) Use, Storage, Handling, and Ultimate Disposal of Any Chemical or Toxic Material

The conditions included in this section are all consistent with the LWBs' Standard Permit Conditions.

During the public review of the Application, the GNWT-Lands Inspector recommended removing the Standard Permit Condition NOTIFICATION OF SOLID WASTE DISPOSAL, as "waste is being disposed of outside of the NWT and the Permittee provided information on the waste facility in the Waste Management Plan...". The Board agrees with this recommendation and did not include the condition.

#### 26(1)(h) Wildlife and Fish Habitat

The [MVLUR](#) includes provisions related to the protection of wildlife habitat; however, requirements for Wildlife Management and Monitoring Plans (WMMPs) are under the jurisdiction of the GNWT through the *Wildlife Act*. Accordingly, all applicants are directed to contact the GNWT-ENR to determine whether a WMMP, which details mitigations to reduce or eliminate impacts to applicable wildlife and wildlife habitat, is required for the project and should be submitted to the Board with a permit and/or licence application.

The Permittee did not include a WMMP in the Application, and the Permit does not include a requirement for a WMMP. GNWT-ENR indicated during the public review that it is best practice for SNOL to submit a Tier 1 WMMP; SNOL responded with a number of details relating to how approved and inspected waste and camp management practices prevent and deter problem wildlife at their camp, along with the GNWT wildlife management and tourism operator requirements related to the big game hunting industry they are required to conform to. The Board encourages SNOL to follow up with GNWT-ENR to discuss this recommendation.

The Board included the HABITAT DAMAGE condition in the Permit, which requires the Permittee to prevent damage to wildlife and fish habitat. This is a condition from the Board's Standard Permit Conditions and is intended to ensure the Permittee conducts their land-use operation in such a way as to minimize disturbance to wildlife habitat.

#### 26(1)(i) Storage, Handling, and Disposal of Refuse or Sewage

The conditions included in this section are all consistent with the LWBs' Standard Permit Conditions.

#### Condition WASTE MANAGEMENT PLAN

All applicants must submit detailed waste management information, identifying all types of waste that will be produced by the project (including quantity and quality) and describing the disposal methods that are proposed for each type of waste. For most applicants, this will be in the form of a Waste Management Plan, developed in accordance with the LWBs' [Guidelines for Developing a Waste Management Plan](#), and licences and permits will include standard conditions regarding compliance with the Plan, as approved by the Board. The Guidelines can be applied to a wide range of projects and are intended to ensure that all waste management activities are carried out in a way that is consistent with best practices and applicable guidelines to minimize waste released from a project.

As required, the Permittee included a Waste Management Plan in the Application.<sup>10</sup> The Board considered this Plan as part of the Application Package, and its decision on the Plan is set out below.

No comments or recommendations related to the Waste Management Plan were submitted during the public review.

The Board has approved the Waste Management Plan, Version 1 because it meets the requirements of the Guidelines and is appropriate for the Project activities.

#### 26(1)(j) Protection of Historical, Archaeological, and Burial Sites

The conditions included in this section are all consistent with the LWBs' Standard Permit Conditions.

#### 26(1)(k) Objects and Places of Recreational, Scenic, and Ecological Value

This section was intentionally left blank, because the Board did not require conditions in this section to satisfy its mandate and did not receive any recommendations related to this section during the review of the draft Permit.

#### 26(1)(l) Security Deposit

This section sets out the Permittee's responsibility for all costs associated with remediation of the Project area and establishes the amount of security that must be posted and maintained by the Permittee. The conditions included in this section are consistent with the LWBs' Standard Permit Conditions.

The Board is authorized to require the Permittee to provide security to the Minister by subsections 71(1) of the [MVRMA](#) and 32(1) of the [MVLUR](#). Subsection 71(3) of the [MVRMA](#) specifies how the security may be applied.

Based on the evidence regarding closure cost estimates for the Project, the Board has included a requirement for a security deposit of \$28,407.00 in the Permit. The reasons for the Board's decisions are described below.

---

<sup>10</sup> See MVLWB Online Registry for [SNOL - Waste Management Plan V1 - Nov25 22](#).

Using the LWBs’ template, the Applicant calculated a closure cost estimate of \$27,917.72 for the Project.<sup>11</sup> Board staff also completed a closure cost estimate for the Project and calculated a total closure and reclamation cost of \$28,407.00. No closure cost estimate was submitted by any other Party.

To better understand the closure cost estimates, the Board considered the breakdown of the estimates by line item. Table 1 below compares these estimates.

*Table 1: Closure Cost Estimates and Board Determinations by Line Item*

Line Item	Applicant’s Estimate	Board staff Estimate	Board Decision	Rationale
<b>Camp</b>				
Temporary Structure	\$0	\$0		
Fixed Structures	\$9,471.25	\$9,355.00	Staff estimate	Accuracy and consistency
Solid Waste – non-burnable	\$1,250.00	\$1,250.00		
Solid Waste – burnable	\$625.00	\$625.00		
<b>Regulated/Hazardous Materials</b>				
Used oil, lubes, and antifreeze	\$0	\$500	Staff estimate	Accuracy and consistency
<b>Hydrocarbon Storage and Transfer</b>				
Gasoline and Diesel	\$7,050	\$7,050		
Safety Feature	\$	\$		
<b>Land Disturbance</b>				
Disturbed Surface Area	\$1,200	\$1,200		
Off-road activities	\$0	\$0		
<b>Equipment</b>				
Heavy Equipment	\$1,000	\$1,000		
Drills	\$0	\$0		
Light Vehicles	\$1,000	\$1,000		
Small Generator/ pumps	\$300	\$300		
Empty Fuel Storage Tanks	\$0	\$0		
<b>Total</b>	<b>\$27,917.72</b>	<b>\$28,407.00</b>		Includes multipliers from worksheet

No concerns about the Applicant’s closure cost estimate were raised during the regulatory proceeding; however, the Board decided to adopt the Board staff estimate of \$28,407.00 for accuracy and consistency.

The Board is satisfied that the security requirements it has imposed ensure that sufficient financial resources will be in place in advance of any liabilities that will be incurred.

<sup>11</sup> See MVLWB Online Registry for [SNOL - Closure Cost Estimate - Nov25 - 22](#).



### 26(1)(m) Fuel Storage

The conditions included in this section are all consistent with the LWBs' Standard Permit Conditions.

### Condition SPILL CONTINGENCY PLAN

All applicants must describe spill contingency planning. For most applicants, this will be in the form of a Spill Contingency Plan, developed in accordance with the INAC [Guidelines for Spill Contingency Planning](#), and licences and permits will include standard conditions regarding compliance with the Plan, as approved by the Board. The Plan is intended to ensure that an action plan for responses to spills and unauthorized discharges has been established to effectively control and clean up spills and unauthorized discharges, with the goal of preventing or limiting damage to the receiving environment.

As required, the Permittee included a Spill Contingency Plan in the Application.<sup>12</sup> No comments or recommendations related to the Spill Contingency Plan were submitted during the public review. The Board considered the Plan as part of the Application Package, and its decision on the Plan is set out below.

The Board has approved the Spill Contingency Plan, Version 1 because it meets the requirements of the Guidelines and is appropriate for the Project activities. The SPILL CONTINGENCY PLAN condition requires the Permittee to comply with the approved Plan.

### 26(1)(o) Restoration of the Lands

The conditions included in this section are all consistent with the LWBs' Standard Permit Conditions.

### CLOSURE AND RECLAMATION PLAN

All applicants must describe closure and reclamation planning. For most applicants, this will be in the form of a Closure and Reclamation Plan (CRP), developed in accordance with the LWB/AANDC [Guidelines for the Closure and Reclamation of Advanced Mineral Exploration and Mine Sites in the Northwest Territories](#) (Closure Guidelines), and licences and permits will include standard conditions regarding compliance with the Plan, as approved by the Board.

In lieu of submitting a stand-alone CRP, and in accordance with guidance for small projects found in the [MVLWB Guide to the Land Use Permitting Process](#) the Permittee described the proposed closure and reclamation activities in the Application Form. In this case, the Board considered this information adequate for the process. The Board has not required a CRP because of the small scale of the Project and the proposed long-term use of the facilities. Standard conditions requiring the Permittee to report to the Inspector before final removal (Condition REPORTS BEFORE FINAL REMOVAL); complete all cleanup and restoration of lands used (Condition FINAL CLEANUP AND RESTORATION); and preparation of the site to

---

<sup>12</sup> See MVLWB Online Registry for [SNOL - Spill Contingency Plan V1 - Nov25\\_22](#).

facilitate natural revegetation (Condition NATURAL REVEGETATION) will address closure and reclamation needs.

The conditions in this Section are closely related to the conditions applying to the security deposit. The closure cost estimate and the security deposit are directly related to the closure activities described in the Application form, and updates to this information may result in updates to the closure cost estimate and the security deposit, which will require an amendment to the Permit.

#### 26(1)(p) Display of Permits and Permit Numbers

The condition included in this section is consistent with the LWBs' Standard Permit Conditions.

#### 26(1)(q) Biological and Physical Protection of the Land

The conditions included in this section are consistent with the LWBs' Standard Permit Conditions.

#### Condition SUBMIT REVISED PLAN

The draft Permit distributed for public review included the Standard Permit Condition SUBMIT REVISED PLAN. The Board has removed this condition because it has approved the Waste Management Plan, Spill Contingency Plan, and Engagement Plan at issuance.

#### Condition ENGAGEMENT PLAN

The Board assesses engagement adequacy through the LWBs' [Engagement and Consultation Policy](#) and [Engagement Guidelines for Applicants and Holders of Water Licences and Land Use Permits](#), and an Engagement Plan is a standard requirement for land use permits issued by the Board. This Plan is intended to ensure adequate and effective engagement with potentially affected parties has occurred prior to the submission of the Application (in the form of the Engagement Record) and is planned for throughout the life of the Project.

In accordance with the Policy and Guidelines, the Applicant included an Engagement Record and Plan in the Application,<sup>13</sup> and these documents were distributed for public review with the Application. The Board considered the Plan as part of the Application Package. No comments or recommendations related to the Engagement Plan and Log were submitted during the public review.

The Board has approved the Engagement Plan, Version 1 because it meets the requirements of the Policy and Guidelines and is appropriate for the Project activities.

---

<sup>13</sup> See MVLWB Online Registry for [SNOL - Engagement Plan and Log V1 - Nov30 22](#).

**6.5 Annex A: Table of Submissions**

Annex A of the Permit contains a table that summarizes the submissions required by the Permit conditions.

**6.6 Annex B: Table of Revision History**

Annex B of the Permit contains a table which identifies updates and tracks changes made to the Permit. This table is currently blank because this is a new permit, but it will be updated throughout the life of the Permit.

**7.0 Conclusion**

Subject to the scope, definitions, conditions, and term set out in the Permit, and for the reasons expressed herein, the MVLWB is of the opinion that the activities and land use associated with the Project can be completed by South Nahanni Outfitters Ltd. while providing for the conservation, development, and utilization of waters in a manner that will provide the optimum benefit for all Canadians and in particular for the residents of the Mackenzie Valley.

Land Use Permit MV2022J0023 contains provisions that the Board deems necessary to ensure and monitor compliance with the MVRMA and the Regulations made thereunder, and to provide appropriate safeguards in respect of South Nahanni Outfitters Ltd.’s use of the land as authorized by the Permit.

SIGNATURE



---

**Mavis Cli-Michaud, Chair**  
**Mackenzie Valley Land and Water Board**

January 13, 2023

---

**Date**