



# NWT Board Forum

“A Partnership in NWT Resource Management”

January 17 – 18, 2005

## Summary Report

Terriplan  
CONSULTANTS

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## Table of Contents

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<b>1.0</b>	<b>Introduction .....</b>	<b>1</b>
1.1	Purpose and Objectives of the Board Forum Meeting .....	1
1.2	Report Contents .....	1
<b>2.0</b>	<b>Status Report on NWT Board Forum Workplan .....</b>	<b>2</b>
2.1	Briefing on April 2004 Board Forum Priority Actions .....	2
2.2	Response to Industry .....	11
<b>3.0</b>	<b>Presentation by Board Forum Members .....</b>	<b>12</b>
3.1	Environmental Impact Screening Committee (EISC) .....	12
3.2	Gwich'in Land Use Planning Board (GLUPB) .....	12
3.3	Gwich'in Land and Water Board (GLWB).....	13
3.4	Sahtu Land and Water Board (SLWB) .....	13
3.5	Inuvialuit Lands Administration (ILA).....	14
3.6	Mackenzie Valley Land and Water Board (MVLWB).....	14
3.7	Mackenzie Valley Environmental Impact Review Board (MVEIRB) .....	14
3.8	Inuvialuit Game Council (IGC).....	15
3.9	DIAND – Assistant Regional Director General .....	15
<b>4.0</b>	<b>Presentations and Updates .....</b>	<b>16</b>
4.1	The Auditor General's Report – Ian McGregor.....	17
4.2	Resource Activity Forecasting – Malcolm Robb .....	17
4.3	The Reclaim Model – David Milburn .....	18
4.4	MVEIRB – Draft Traditional Knowledge Guidelines – Vern Christensen and Renita Schuh .....	19
4.5	Drilling Waste Management and Sumps – Steve Kokelj .....	19
4.6	Board Appointments Process – Jim Martin .....	20

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4.7	Board Budget Process – Jim Martin .....	21
4.8	DIAND Regional Engagement Initiative – Bernie Hughes.....	22
4.9	Update on the Establishment of the Tli'cho Boards – Casey Adlem, Phil Lee, Zabey Nevitt .....	22
4.10	Updated on CIMP and Opportunities for Inuvialuit in the CEAM Framework – Update on the NWT Environmental Audit – David Livingstone and Tony Brown ...	23
<b>5.0</b>	<b>Priority Areas and Action Items .....</b>	<b>23</b>
<b>6.0</b>	<b>Review of Board Forum – Terms of Reference .....</b>	<b>32</b>
<b>7.0</b>	<b>Next Board Forum Meeting .....</b>	<b>32</b>
Appendix A	- NWT Board Forum Agenda	
Appendix B	- Participants List	
Appendix C	- Presentation by Speakers	
Appendix D	- Revised Board Forum Terms of Reference	

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## 1.0 Introduction

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The second meeting of the NWT Board Forum was held in Yellowknife on January 17 and 18, 2005. The meeting was organized by Board Forum Working Group made up of the Executive Director of the Mackenzie Valley Environmental Impact Resource Board (MVEIRB), the Mackenzie Valley Land and Water Board (MVLWB), the Inuvialuit Joint Secretariat (IJS), and the Board Relations Secretariat (BRS). The host of the Board Forum was Mr. Frank Pokiak, Chair, Inuvialuit Game Council. The agenda for the meeting and a list of participants can be found in *Appendix A* and *Appendix B*, respectively.

### 1.1 Purpose and Objectives of the Board Forum Meeting

The purpose of this meeting of the Board Forum was:

- Report on and discuss the results of Working Group activities to date and the emerging priorities, challenges, and new initiatives of member boards.
- Endorse the current NWT Board Forum work plan, recommended actions to implement and agree on priorities / results for the next Forum meeting.
- Technical briefings on issue(s) identified as of interest to the members.

This report summarizes the discussions that took place during the Board Forum, and the action items that emerged.

### 1.2 Report Contents

This summary report is organized as follows:

Section 2	-	Summary of Presentations by Board Forum
Section 3	-	Summary of Presentations by Invited Speakers
Section 4	-	Key Points Received by the Board Forum
Section 5	-	Priority Action Items
Section 6	-	Next Steps
Appendix A	-	NWT Board Forum Agenda
Appendix B	-	Participants List
Appendix C	-	Presentation by Speakers
Appendix D	-	Revised Board Forum Terms of Reference

## **2.0 Status Report on NWT Board Forum Workplan**

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### **2.1 Briefing on April 2004 Board Forum Priority Actions**

A number of priority issues were identified during the inaugural meeting of the NWT Board Forum in April 2004. The Working Group provided the Board Forum with an update as to the actions undertaken by the Working Group.

The following table summarizes the report of the Working Group on the priority actions from the inaugural meeting.

Table 2: Report Summary on the Priority Actions from the Inaugural Meeting

Issue	April Board Forum Action Item(s)	Assigned Lead(s)	Current Action(s)	Direction Required  (For discussion on January 18 <sup>th</sup> in conjunction with work planning)
Cumulative environmental effects	<ul style="list-style-type: none"> <li>▪ DIAND to provide an update at the next meeting on CIMP, CEAM and NWT Environmental Audit.</li> <li>▪ Discuss and identify the responsibility for addressing cumulative effects.</li> </ul>	DIAND W/G	<ul style="list-style-type: none"> <li>▪ CEAM Strategy Multi-stakeholder meeting held in Inuvik on May 2004 to discuss Blueprint implementation.</li> <li>▪ NWT Cumulative Impact Monitoring Program (NWT CIMP) and Audit are underway.</li> <li>▪ Mr. David Livingstone is scheduled to provide Forum members with an update on January 18, 2005.</li> <li>▪ ISR / DIAND / CEAA Regional Strategic Environmental Assessment Workshop planned for March 2005</li> </ul>	Confirm Forum member involvement in the implementation of the CEAM Strategy.

Issue	April Board Forum Action Item(s)	Assigned Lead(s)	Current Action(s)	Direction Required  (For discussion on January 18 <sup>th</sup> in conjunction with work planning)
Traditional Knowledge(TK)	<ul style="list-style-type: none"> <li>▪ MVEIRB to seek feedback from the other Boards on their draft traditional knowledge guidelines</li> </ul>	MVEIRB W/G	<ul style="list-style-type: none"> <li>▪ Work in this area continues under a number of initiatives; including: the GNWT adopted a policy requiring that TK be considered in Territorial programs, TK is considered in the implementation of Species at Risk Act and the SL&amp;WB and the MVEIRB have developed draft TK guidelines.</li> <li>▪ The MVEIRB is now actively seeking comments on their draft guidelines from all interested organizations. The MVEIRB guidelines are intended for practitioners and developers and provide advice on how to incorporate TK into the EA process.</li> <li>▪ Working Group will continue to monitor progress in this area and report back to the Forum on further developments.</li> </ul>	None at this time; will bring forward findings at the next Forum and seek further direction.

Issue	April Board Forum Action Item(s)	Assigned Lead(s)	Current Action(s)	Direction Required  (For discussion on January 18 <sup>th</sup> in conjunction with work planning)
Federal Consultation	<ul style="list-style-type: none"> <li>▪ Provide an update on initiatives and research associated with federal consultation obligations.</li> <li>▪ Each Board to share its position or policies on federal consultation prior to a discussion on the issue.</li> </ul>	DIAND W/G Forum Members	<ul style="list-style-type: none"> <li>▪ DIAND engagement strategy has been developed and distributed to Boards for comment. DIAND continues individual consultations with Chairs and Executive Directors.</li> <li>▪ A general overview of the Taku River Tlingit First Nation and Haida Supreme Court decisions will be provided on January 18, 2005.</li> </ul>	<p>Forum views on consultation priority issues.</p> <p>Forum members to share their views on DIAND's Engagement Strategy.</p>
Inspection and Enforcement	<ul style="list-style-type: none"> <li>▪ MVLWB to report its work to date with respect to inspection and enforcement issues</li> </ul>	MVLWB W/G	<ul style="list-style-type: none"> <li>▪ MVLWB will be soliciting interest for a multi-stakeholder workshop to review standard conditions for licenses and permits and associated inspection and enforcement strategies. This workshop will consider both the Mackenzie Valley and the Inuvialuit Settlement Region</li> </ul>	<p>None at this time; will bring forward findings at the next Forum and seek further direction.</p>

Issue	April Board Forum Action Item(s)	Assigned Lead(s)	Current Action(s)	Direction Required  (For discussion on January 18 <sup>th</sup> in conjunction with work planning)
Ensuring Consistency in Technical Information Received	<ul style="list-style-type: none"> <li>▪ Each Board to share the information it is receiving with other Boards.</li> <li>▪ Invite technical experts (e.g. on sumps or on the RECLAIM model for security deposits) to present their views to the Board Forum.</li> </ul>	All Boards W/G	<ul style="list-style-type: none"> <li>• ISR - Research Workshop planned for the Fall 2005 in partnership with Aurora Research Institute.</li> <li>• MV – Upcoming MVEIRB Practitioners Workshop (Feb/Mar'05)</li> <li>▪ Technical briefings for Forum members on Drilling waste management (sumps in particular) and RECLAIM model scheduled for January 17/18, 2005.</li> </ul>	None at this time; will bring forward findings at the next Forum and seek further direction.
Addressing Industry Issues	<ul style="list-style-type: none"> <li>• Two sub-groups of the Chairs and the Working Group (one for the MVRMA Boards and one for the IFA Boards) to follow up on issues raised by the industry sectors and report back on potential responses/actions (including potential for formal written responses).</li> </ul>	Board Chairs ARDG WG	<ul style="list-style-type: none"> <li>• October 29, 2004 industry meeting with Board Forum Working Group and Chairs and DIAND to discuss industry specific issues. Meeting report included in Forum binder.</li> <li>• Joint Board / Industry briefing for Forum members scheduled for January 17, 2005.</li> </ul>	Endorsement of next steps / planned actions.

Issue	April Board Forum Action Item(s)	Assigned Lead(s)	Current Action(s)	Direction Required  (For discussion on January 18 <sup>th</sup> in conjunction with work planning)
			<ul style="list-style-type: none"> <li>▪ Official industry response letter to be issued following Chairs briefing and discussion on January 17, 2005.</li> </ul>	
Forecasting Workload	<ul style="list-style-type: none"> <li>▪ Develop a forecast of future workload for each Board in relation to the MGP, secondary oil and gas activities, and other non-oil and gas activities (e.g. mining)</li> </ul>	W/G	<ul style="list-style-type: none"> <li>• Working Group will investigate the use of DIAND resource development (mining &amp; oil/gas) activity forecasts in conjunction with industry colleagues.</li> <li>▪ Malcolm Robb, A/Director – Minerals and Petroleum Development – DIAND scheduled to provide a briefing to Forum members on January 17, 2005.</li> </ul>	None at this time; will bring forward additional findings at the next Forum and seek further direction.
Community Capacity	<ul style="list-style-type: none"> <li>▪ DIAND to provide an update at the next meeting on existing research / efforts related to community capacity</li> <li>▪ Explore a broader definition of capacity (beyond money to</li> </ul>	DIAND W/G	<ul style="list-style-type: none"> <li>• \$ 5M in incremental community capacity funding associated with the Mackenzie Gas Project provided by DIAND this fiscal year. This amount includes funds provided to communities under the department's Resource Pre-</li> </ul>	None at this time; will report back on further work being done in this area at the next Forum and seek further direction / advice from the

Issue	April Board Forum Action Item(s)	Assigned Lead(s)	Current Action(s)	Direction Required  (For discussion on January 18 <sup>th</sup> in conjunction with work planning)
	<p>include people, time, training, etc.)</p> <ul style="list-style-type: none"> <li>▪ Provide an opportunity for Boards to hear from local resource management organizations about capacity constraints and needs.</li> </ul>		<p>Development Program as well as other capacity dollars allocated for training, Access and Benefit Agreement negotiations and participation in EIA and Regulatory processes. Additional funding has also been provided by the Mackenzie Gas Project and GNWT.</p> <ul style="list-style-type: none"> <li>• An additional, \$ 9 M in governance and resource management capacity funding was provided to communities under the following DIAND programs: Interim Resource Management Assistance (IRMA), Community Economic Development Program, Tribal Council Funding, PTO and Band Support Funding.</li> <li>• Working Group recommends continued research in this area particularly outside specific</li> </ul>	<p>Chairs.</p>

Issue	April Board Forum Action Item(s)	Assigned Lead(s)	Current Action(s)	Direction Required  (For discussion on January 18 <sup>th</sup> in conjunction with work planning)
			resource development project requirements.	
Public Education	<ul style="list-style-type: none"> <li>▪ BRS to distribute a proposal on communications products for comment by the Chairs (through the W/G)</li> </ul>	W/G	<ul style="list-style-type: none"> <li>▪ A communications proposal outlining potential investments was distributed during the April 2004 Board Forum.</li> <li>• Joint communication projects undertaken by the MVEIRB and the MVLWB.</li> <li>▪ Sub-group comprised of the Board Forum Working Group and Board/DIAND communications specialists will be meeting in early February 2005 to review best practices / success stories, assess emerging priorities, opportunities for future joint initiatives and report back on recommendations for possible future investments.</li> </ul>	None at this time; will report back at the next Forum.

Issue	April Board Forum Action Item(s)	Assigned Lead(s)	Current Action(s)	Direction Required  (For discussion on January 18 <sup>th</sup> in conjunction with work planning)
Board Appointments	<ul style="list-style-type: none"> <li>▪ DIAND to update the Board Forum on its efforts to date with respect to the appointments process.</li> </ul>	DIAND	<ul style="list-style-type: none"> <li>• Forum member update scheduled for January 18, 2004.</li> </ul>	Member inputs will be captured to inform continued work in this area.

## 2.2 Response to Industry

On October 29, 2004, a meeting was held between the Board Forum Working Group and representatives of the mining and petroleum industries. The meeting was the result of an action item from the April 2004 NWT Board Forum. The specific objectives of this meeting were:

- Clarify and confirm issues
- To the extent possible prioritize issues
- Identify opportunities or actions that will assist in moving forward to resolve the issues

The following is a list of the general area of industry issues as identified at the October 24, 2004 meeting. More detail is provided in the October 29 meeting report:

- Referral and Screening Information Requirements
- Process of Referral
- Triggers of Environmental Assessments
- Participation and Response of the Proponent
- Application Processing
- Licence and Permit Timelines, Permit Applications and Project Amendments
- Class Screening Process
- Third Party Rights

A report of the proceedings of this meeting was prepared as well as a Commentary on Industry Issues, prepared by the Working Group and Malcolm Robb. Both documents were considered by the Board Forum. Upon discussion by the Board Forum of the issues and concerns, it was decided that the Board Forum would continue to discuss these issues with understanding and look for ways to resolve these issues. It was subsequently agreed that the Working Group would draft a letter to the industry representatives, expressing appreciation for their participation in the October 29 meeting and seek the identification of representatives to receive further correspondence from the Board Forum. It was also agreed that the draft letter would be circulated to the Chair for review and comment. The final letter will be signed by the host of this Board Forum, on behalf of all the Chairs.

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## **3.0 Presentation by Board Forum Members**

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During the first day of the Board Forum, the Chairs of the Boards and the DIAND Associate Regional Director General (ARDG) gave brief presentations introducing their organizations and providing an update of events, issues and accomplishments of each since the first Board Forum meeting held on April 2004. After each presentation, there was an opportunity to ask questions.

This section summarizes the key points made by each of the Board Chairs and the DIAND ARDG, in the order of presentation.

### **3.1 Environmental Impact Screening Committee (EISC)**

Bill Klassen provided the following update:

- The Inuvialuit Final Agreement was amended during the spring of 2004 – one amendment now allows the EISC to recommend Terms and Conditions for approval.
- The implementation of this amendment includes working with the regulatory agencies to build awareness, understanding and acceptance of the role of the terms and conditions. Bill reported that this was proceeding well.
- EISC anticipates an increase in gas exploration activity will occur in late summer. He noted that it was sometimes difficult to receive comments from communities and organizations in a timely way and that delays in screening projects sometimes upsets industry.
- Bill commented that the lack of appointments to the EIRB and other Boards was a serious concern. He urged that action to fill vacancies be taken immediately.

### **3.2 Gwich'in Land Use Planning Board (GLUPB)**

The following update was provided by Bob Simpson, Chair of the Gwich'in Land Use Planning Board.

- The Gwich'in Land Use Plan is now in place. The Board's major function is to ensure conformity with the plan.
- He described that mining resource assessments are being conducted with regard to conservation zones – to date, the Board has approved two applications for mineral development; the highlights of exemptions are community use of gravel and industry use.
- Renewal of Gwich'in Implementation Plan includes a special budget line for research – Campbell Lake Headwaters of Arctic Red River – the research is intended to better understand ecological priorities.

- The Board continues to work closely with other regulators regarding enforcement of conditions in special management areas.
- The Board is formalizing community consultation procedures – this will assist industry and enhance relations.
- Monitoring geotechnical work.
- Providing collaboration and assistance with Yukon Planning Board regarding Peel River Plateau Commission.

### **3.3 Gwich'in Land and Water Board (GLWB)**

Willard Hagen provided the following update on the activities of the GLWB:

- The Board continues to review on average 15-25 license applications per year.
- Staff capacity is not an issue.
- A major challenge for the Board is to understand the significance and implication of recent court decisions as they pertain to the matter of consultation. In particular, it is important to determine who's responsible for consultation with communities.

### **3.4 Sahtu Land and Water Board (SLWB)**

Larry Wallace reported on the recent activities of the SLWB.

- The SLWB has been involved in public meetings regarding Imperial Oil and Fort Good Hope Water Licenses.
- The Board has issued 10 land and water permits since last April and has participated in MVLWB and GLWB reviews.
- The SLWB has also been an active participant in the Mackenzie Valley Gas Project Cooperation Plan.
- Last May, the SLWB provided its 6<sup>th</sup> annual training sessions involving Sahtu renewable resource boards and councils.
- Larry noted that the SLWB has 10-year implementation funding that supports normal Board operations. The SLWB has received no additional funding for the MV pipeline application. Additional funds for the pipeline application will be required.
- It was noted that the SLWB has not received any application regarding the pipeline.

### **3.5 Inuvialuit Lands Administration (ILA)**

Albert Elias provided the following comments:

- The ILA is a subsidiary of the IRC. The ILA now has seven members; one member is a representative of each of the seven communities.
- The ILA's purpose is effective land administration on behalf of the beneficiaries.
- The current focus of the ILA is on policy development. All policies are based on the three principles of the IFA. On-going projects include granular resource management plan, tourism and residential leases,

### **3.6 Mackenzie Valley Land and Water Board (MVLWB)**

Stephen Nielsen, Acting Chair, provided the following update:

- The last year has been a busy and challenging year for the MVLWB.
- The Board is developing a number of policies and protocols. Currently, the Board is developing a Security policy; this is being done in consultation with the public, industry and governments.
- The Board has been challenged under the Official Languages Act. The issue pertains to publicity of notices and documents in French. Stephen noted that research conducted by the MVLWB suggests that the Board's practice is similar to that of the other Boards and noted that others might experience similar challenges in the future. The Board is assessing a range of possible actions to come into compliance.
- The MVLWB is working on a Communications Protocol that will outline roles and responsibilities for Board communications with others.
- The MVLWB has been challenged with judicial reviews of some of its practices and procedures by some proponents. Stephen felt that the judicial reviews were positive in that the outcomes will provide clarity and certainty for the Board.

In response to the comments regarding the Official Languages Act, Jim Martin of the BRS offered to share research on current best practices respecting the Official Languages Act.

### **3.7 Mackenzie Valley Environmental Impact Review Board (MVEIRB)**

Gabrielle Mackenzie-Scott, Acting Chair of the MVEIRB provided the following comments on the Board's activities:

- The Board completed the EA for the Mackenzie River Bridge and anticipates an EA for zinc exploration and development.

- Over 165 screening reports are anticipated this fiscal year.
- The Board completed and issued two reference bulletins.
- Work was undertaken on MOUs in the form of cooperation agreements regarding trans-boundary matters.
- The Board has issued, for public review and comment, its Rules and Procedures and draft Traditional Knowledge Guideline.
- An RFP has been issued to develop Socio-Economic Guidelines.
- Gabrielle noted that the Board was seeking a judicial review to define the term local government. This action is being taken to determine whether First Nations are included in the definition of local government and whether they can refer a development project to the Board.

### **3.8 Inuvialuit Game Council (IGC)**

Frank Pokiak provided the following update of IGC activities:

- Frank described that the IGC was busy preparing for the Joint Review Panel hearings concerning the Mackenzie Valley Gas Project.
- An important activity of the IGC is to monitor wildlife and to determine if development activity will impact on wildlife.
- One challenge facing the IGC is ensuring that monitoring is occurring in Crown Land. He noted that monitors are not a requirement on Crown Land.
- Frank reported on an oil spill in the Delta – he noted that it was not possible to determine who was responsible for the spill because no monitoring was occurring.
- Nelson Perry noted that new equipment has been developed to extend the drilling season. The equipment is being reviewed by the NEB, and if approved, it will be used for the first time in the ISR.

### **3.9 DIAND – Assistant Regional Director General**

Lorne Tricoteux provided comments and an update on a range of DIAND activities since the last Board Forum meeting, he described that there are many current and emerging departmental priorities that may be of interest to the Boards:

- Support and assistance with the implementation of the Mackenzie Gas Project and the Cooperation Plan.
- Smart Regulation – the government commitment to an efficient regulatory regime.

- The implementation of the Northern Strategy – a partnership among federal, territorial and all northern interests.
  - Recent initiatives include:
    - Protected Area Strategy - \$9M in funding
    - Capacity Development Funding - \$9M for all three territories
- Lorne noted that the Tli' Cho land claim is to be reviewed by the Senate in February.
- Progress has been made on DIAND's Regional Engagement Initiative.
- Consultation continues to be a challenge requiring clarification – Lorne described that the Justice Department was addressing the matter and advice as to the implications of the recent Court decision regarding consultation is expected in the near future.

## 4.0 Presentations and Updates

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During the two days of the Board Forum, there were a number of presentations and updates on matters of interest to the Boards. The following presentations were provided:

- The Auditor General's Report – Ian McGregor
- Resource Activity Forecasting – Malcolm Robb
- The Reclaim Model – David Milburn
- MVEIRB – Draft Traditional Knowledge Guidelines – Vern Christensen and Renita Schuh
- Drilling Waste Management and Sumps – Steve Kokelj
- Board Appointments Process – Jim Martin
- Board Budget Process – Jim Martin
- DIAND Regional Engagement Initiative – Bernie Hughes
- Update on the Establishment of the Tli'cho Boards – Casey Adlem, Phil Lee, Zabey Nevitt
- Updated on CIMP and Opportunities for Inuvialuit in the CEAM Framework – Update on the NWT Environmental Audit – David Livingstone and Tony Brown

Each presentation is summarized along with a summary of key discussion points made by the Board Chairs. Copies of each presentation are found in *Appendix C*.

## **4.1 The Auditor General's Report – Ian McGregor**

Ian McGregor, Director General DIAND, Northern Affairs Program provided the Forum with a summary of some of the emerging findings of the Auditor General review of DIAND's support to the MVRMA Boards. Ian emphasized that the focus of the Auditor General's audit was on DIAND's role and not an audit of the activities of the Boards.

The following summarizes some of the preliminary findings of the audit:

- The Department must support the Boards to fulfill their roles and help to strengthen the MVRMA regulatory environment.
- The Department must fulfill its responsibility ensuring that the Boards file an annual report that reports on their actions and results achieved.
- The Department must ensure that the Boards prepare a strategic plan that clearly sets out mandate, objectives and business plans that will support the measurement of performance and facilitate continuous improvement.
- There is a need to provide direction and definition of key terms in the legislation to assist the Boards.
- The establishment of Water Quality Regulations.
- Ensuring the Boards have the resources to fulfill their responsibilities.

With respect to Ian's presentation, the following comments were provided by Forum member:

- It is important that the Boards remain independent when conducting reviews and hearings.
- The MVRMA defines the relationship between the Board and the Minister. What's not provided and what's not clear is the nature of the relationship between the Board and the Department.
- It was clarified that the audit by the Auditor General was separate from the MVRMA Part 6 audit. The Auditor General's audit focussed on the Department's activities in supporting the MVRMA Boards.

## **4.2 Resource Activity Forecasting – Malcolm Robb**

Malcolm Robb, Director Minerals and Petroleum Development Division, DIAND, provided the Board Forum with an update on activities by the mineral, oil and gas industries across the Northern Territories.

His presentation included:

- A review of current metal and mineral prices and their significance for current exploration and development activity.
- A review of the historic perspective and current status of mineral, oil and gas exploration and development across the NWT.
- A summary of exploration drilling activity.
- An expectation for oil and gas activity for the 2005 work season.

The presentation was designed to give the Board Forum a sense of mineral, oil and gas activity and the possible implication for the future workload of the Boards.

### **Discussion**

The Board Forum found Mr. Robb's presentation as very informative. A request was made that DIAND Mineral and Petroleum Development Division produces an annual forecast of mineral, oil and gas activity to assist the Boards with the future planning.

This forecast should be prepared and distributed no later than July of each year so that it can be reviewed by the Boards and used by them when preparing their annual business plans and budgets. It was agreed by DIAND that an annual forecast will be provided. The form of the forecast will be determined through discussion among the Board Forum Working Group and the Director of Mineral and Petroleum Development Division.

## **4.3 The Reclaim Model – David Milburn**

David Milburn – Water Resources Division of DIAND presented the Reclaim Model. The following summarizes the key points of David's presentation:

- To assist mining operations understand the needs of DIAND, Water Resources Division developed guidelines for mine site closure and reclamation – the guidelines provide advice on closure and reclamation techniques.
- The Northwest Territories Water Act allows the Minister to ask for security deposits to cover full cost of reclamation.
- Water Resources Division developed the Reclaim Model to estimate cost and first order reclamation cost for security deposit purposes.
- Updated version of the model will include seismic operations.
- The Reclaim Model is used extensively by the NWT Water Board, Yukon Water Board, British Columbia Ministry of Mines and the U.S. Bureau of Mines and Industry.

- The model is available for use by other Boards.

### **Discussion**

In response to a question, it was explained that the model can also be applied to small-scale explorations and developments. Many of the Chairs expressed interest in learning more of the model and its application. Water Resources Division offered to provide copies of the model to the Boards. A one-training program on the use of the model is available for all who are interested. Water Resources can assist in the running of the model, however there is a need to provide sufficient notice and lead-time to Water Resources. Further, information is available from David Milburn.

## **4.4 MVEIRB – Draft Traditional Knowledge Guidelines – Vern Christensen and Renita Schuh**

Vern Christensen introduced the draft traditional knowledge guidelines that have been prepared by the MVEIRB. Vern described the guidelines as the first of its kind in Canada. It is intended that the guidelines provide advice to developers, practitioners and other stakeholders for TK in the EIA process. The incorporation of TK is a distinctive feature of the MVEIRB's mandate. Renita Schuh of the Board's technical staff provided an overview of the draft TK guideline. She described that there are three important elements of TK related to EIAs:

- Knowledge of the environment
- Knowledge about use and management of the environment
- Values about the environment

She noted that TK within EIA is important for:

- establishing baseline conditions and predicting impacts.
- assisting preliminary screeners on determining significant adverse impact or cause of public concern.
- identifying issues via scoping and hearings.

The TK guideline is in draft form and is available for review and comment. The MVEIRB will receive comment until February 28, 2005, after which the guideline will become final.

## **4.5 Drilling Waste Management and Sumps – Steve Kokelj**

Steve's presentation focussed on the following:

- An explanation of the geotechnical issues associated with using permafrost as a containment medium for drilling wastes
- An overview of the design and past performance of drilling mud sumps in permafrost environments

- A summary of current sump research
- An overview of sump monitoring

Steve proposed several strategies and actions that the Boards may wish to consider in dealing with the management of drilling wastes. Further details on these strategies are found in Steve's presentation notes presented in the appendix to this report.

#### **4.6 Board Appointments Process – Jim Martin**

Jim Martin from DIAND's Board Relations Secretariat provided the Board Forum with an update of initiatives underway to improve the efficiency of the Appointment Process. In his presentation, he provided:

- The Background to the Appointment Process, the purposes and objectives, process steps, the parties involved and roles and responsibilities.
- A review of the progress and actions that have been taken; these include:
  - Development of a database or pool of interested candidates.
  - Involvement of Board Chairs in bringing forward Canada's nominees.
  - Use of joint Canada/GNWT expression of interest advertisements.
  - An expression of interest letter to all households in NGWT.
  - Initiation of security checks earlier in the nomination process.
  - Consideration of extending appointment terms from 3 to 5 years.
  - Development of a draft Board member orientation binder.

#### **Discussion**

Several of the Board Chairs expressed considerable frustration with the Appointment Process and the timeliness of appointments. Some of the Boards as a result of vacancies cannot establish a quorum and cannot fulfill their responsibilities. Other Boards which are not at full complement of members often experience difficulty in establishing a quorum due to absences. There was a strong statement expressed by several Chairs that the Appointment Process needs to be streamlined and improved.

Both Lorne Tricoteux and Ian McGregor acknowledged the problems and challenges with the current Appointment Process. It was noted by Lorne Tricoteux that the Department was initiating a review of the Appointment Process with the intent of identifying improvements to ensure the timely appointment of members to the Boards.

The Board Chairs offered several suggestions for improving the process:

- Identifying the required lead-time for an appointment – provide certainty as to the time requirement to facilitate timely nomination.

- Identify criteria for appointments; make the criteria clear and transparent.
- Extend the length of the appointment beyond three years.
- Establish a fixed date for each appointment and meet the date.

The Board Chairs requested that DIAND provide a process description of the appointment process at the next Board Forum for review and discussion. It was also proposed that the Working Groups review the process in the interim and provide advice to DIAND on the process.

Finally, there was discussion regarding the long security forms filled out by candidates. It was noted that these forms are no longer used having been replaced by a shorter form. Some Chairs asked the completed forms be returned. The concern was that some of the information requested on these forms was inappropriate and unnecessary. Lorne Tricoteux agreed to look into this matter and report back.

#### **4.7 Board Budget Process – Jim Martin**

Jim Martin of DIAND's Board Relations Secretariat provided an overview of the Board Budget Process. He briefly described the budget development and allocation process for both the Claims Boards and the Non-Claims Boards, and highlighted the differences. He noted that unlike the Claims Boards, multi-year core funding commitments are not in place for the NWT Water Board and the Mackenzie Valley Land and Water Board. He also noted that there was increasing attention directed to accountability and value for money and increasing attention on results based management and reporting for all Boards. He described that consideration was being given to establishing costing standards among the northern boards for such things as Honoraria payments, salary levels, etc. and consideration was being given to implementing a standard/common budget cycle for all northern boards.

##### **Discussion**

The MVLWB expressed concern regarding the cumbersome process that it must follow to secure funding through contribution agreements. It was explained that the current process is not efficient or effective from the Board's perspective, there is no certainty or continuity in funding. There was a need identified for annual funding certainty.

Some of the Chairs felt that while the Claims Boards budget process generally works well for others, the Department was too reactive in dealing with Board budgets and needed to become proactive. A reasonable budget development process needs to be established. The budget process also needs to accommodate and be responsive to volume growth in Board workload.

From DIAND's perspective, it was noted that the Boards need to prepare and submit plans to substantiate why funds are needed. A business rationale needs to be provided. There was agreement that DIAND would define a budget development process that sets out the steps, the

requirements of the process and timelines for deliverables. The process should include a mechanism to address incremental funding needs of the Boards.

#### **4.8 DIAND Regional Engagement Initiative – Bernie Hughes**

Bernie Hughes, DIAND \_\_\_\_\_ Division provided the Board Forum with the background to the Regional Engagement Initiative that is intended to improve upon current engagement and consultation practices in the NWT. He summarized the various stakeholder meetings held to January 2005 and indicated that a document – “What We Heard”, and/or a draft guideline for Regional Engagement will be distributed for comment by the end of February. A second round of stakeholder input on the draft guidelines will occur during March and April 2005. In May, a Draft Regional Engagement Strategy will be issued and distributed for comment. A completed strategy and implementation plan is expected by July 2005.

Bernie noted that a key issue for the Board Forum was a determination of who carries out the Crown’s responsibility for consultation. In this regard, he summarized the results of the recent Supreme Court of Canada decisions regarding Haida/Taku. He noted that there is a need to determine how the court rulings apply in the NWT. He also described that there is a need to work with the Boards to establish appropriate protocols, guidelines and practices. He noted that he will be meeting with the Boards to hear their views on engagement/consultation, policies and procedures.

##### **Discussion**

Many of the Board Chairs requested that clarification be provided as to how the court rulings impact on the activities of the Boards. It is important to clarify the responsibilities of the Boards for consultation. Lorne Tricoteux noted that the Department of Justice was looking into this matter and would provide opinion and advice at some point in the future. DIAND will share this advice with the Boards.

#### **4.9 Update on the Establishment of the Tli’cho Boards – Casey Adlem, Phil Lee, Zabey Nevitt**

Casey Adlem of the DIAND’s Board Relations Secretariat provided an update to the Board Forum on the establishment of the Tli’cho Boards. She described the development of the terms of reference in 2004 to establish the Wek’eezhii Land and Water Board (WLWB) and the Wek’eezhii Renewable Resource Board (WRRB) working groups. The WLW working group is in place, to date there have been no appointments to the WRR working group. Bill C-14 was referred to the Senate Standing Committee on Aboriginal Affairs on December 13, 2004. Next steps include Royal Assessment and the setting of an Effective Date. Once the effective date is set, appointments will be made to the Boards.

##### **Discussion**

The SLWB offered assistance to help set up and provide assistance to the WLWB.

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#### **4.10 Updated on CIMP and Opportunities for Inuvialuit in the CEAM Framework – Update on the NWT Environmental Audit – David Livingstone and Tony Brown**

David Livingstone, Director DIAND Environment and Conservation provided the Board Forum with an update on CIMP and the CEAM framework. In his presentation, David reviewed the history and the development of the NWT Cumulative Effects Assessment and Management Strategy and Framework. He explained that the framework was initiated to define, develop and better integrate various components of environmental management in the NWT. He pointed out that no one organization has an overall mandate for cumulative effects but everyone has a role and contribution to CE – the CEAM is intended to provide a framework for coordination of cumulative effects assessment and management. He provided the blueprint for implementation and reviewed the regional plans of actions.

David also reviewed the NWT Cumulative Impact Monitoring Program (CIMP). He noted that a 5-year workplan and budget has been developed to secure long-term funding for CIMP. To date, over 55 monitoring/capacity projects have been funded.

David introduced Tony Brown of Senes Consultants. Senes has been identified as the independent auditor for the NWT Environmental Audit. Tony described the audit process which is intended to determine the effectiveness of environmental management in the NWT. He noted that the audit was currently underway and that the audit team would be contacting the Boards to involve them in the audit.

##### **Discussion**

The Board Chairs requested that updates on the progress of CEAM, CIMP and the Environmental Audit be provided at the next Board Forum.

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## **5.0 Priority Areas and Action Items**

Over the course of the two-day Board Forum, participants raised issues and/or opportunities of common interest. These have been noted in this report in the respective sections under the Discussion heading. The Board Forum identified a number of priority areas for immediate attention by the Working Group made up of the Executive Directors of the MVLWB, MVEIRB, Joint Secretariat and the BRS. In addition, there were some action items identified for DIAND. These priority action items are shown on the following table.

**Table 1: Priority Areas and Action Items**

Issue	April Board Forum Action Item(s)	Assigned Lead(s)	Current Action(s)	ACTIONS FROM JANUARY '05 FORUM
Cumulative environmental effects	<ul style="list-style-type: none"> <li>▪ DIAND to provide an update at the next meeting on CIMP, CEAM and NWT Environmental Audit.</li> <li>▪ Discuss and identify the responsibility for addressing cumulative effects.</li> </ul>	DIAND W/G	<ul style="list-style-type: none"> <li>▪ CEAM Strategy Multi-stakeholder meeting held in Inuvik on May 2004 to discuss Blueprint implementation.</li> <li>▪ NWT Cumulative Impact Monitoring Program (NWT CIMP) and Audit are underway.</li> <li>▪ Mr. David Livingstone is scheduled to provide Forum members with an update on January 18, 2005.</li> <li>▪ ISR / DIAND / CEEA Regional Strategic Environmental Assessment Workshop planned for March 2005</li> </ul>	<p>Part VI environmental audit to be added to next Forum agenda</p> <p>CEAMF/CIMP update by David Livingstone at the next Forum.</p> <p>Results from this Workshop to be discussed at the next Forum.</p>
Traditional Knowledge(TK)	<ul style="list-style-type: none"> <li>▪ MVEIRB to seek feedback from the other Boards on their draft traditional knowledge guidelines</li> </ul>	MVEIRB W/G	<ul style="list-style-type: none"> <li>▪ Work in this area continues under a number of initiatives; including: the GNWT adopted a policy requiring that TK be considered in Territorial programs, TK is considered in the implementation of Species at Risk Act and the SL&amp;WB and the MVEIRB have developed draft TK guidelines.</li> </ul>	<p>General update on TK related activities at the next Forum meeting.</p>

Issue	April Board Forum Action Item(s)	Assigned Lead(s)	Current Action(s)	ACTIONS FROM JANUARY '05 FORUM
			<ul style="list-style-type: none"> <li>▪ The MVEIRB is now actively seeking comments on their draft guidelines from all interested organizations. The MVEIRB guidelines are intended for practitioners and developers and provide advice on how to incorporate TK into the EA process.</li> <li>▪ Working Group will continue to monitor progress in this area and report back to the Forum on further developments.</li> </ul>	
Federal Consultation	<ul style="list-style-type: none"> <li>▪ Provide an update on initiatives and research associated with federal consultation obligations.</li> <li>▪ Each Board to share its position or policies on federal consultation prior to a discussion on the issue.</li> </ul>	DIAND W/G Forum Members	<ul style="list-style-type: none"> <li>▪ DIAND engagement strategy has been developed and distributed to Boards for comment. DIAND continues individual consultations with Chairs and Executive Directors.</li> <li>▪ A general overview of the Taku River Tlingit First Nation and Haida Supreme Court decisions will be provided on January 18, 2005.</li> </ul>	DIAND to provide an update on consultation matters at the next Forum.

Issue	April Board Forum Action Item(s)	Assigned Lead(s)	Current Action(s)	ACTIONS FROM JANUARY '05 FORUM
Inspection and Enforcement	<ul style="list-style-type: none"> <li>▪ MVLWB to report its work to date with respect to inspection and enforcement issues</li> </ul>	MVLWB W/G	<ul style="list-style-type: none"> <li>▪ MVLWB will be soliciting interest for a multi-stakeholder workshop to review standard conditions for licenses and permits and associated inspection and enforcement strategies. This workshop will consider both the Mackenzie Valley and the Inuvialuit Settlement Region.</li> </ul>	<p>DAIND to follow up with the MVLWB to address o/s issues.</p> <p>Formal response letter being prepared for ARDG's signature.</p>
Ensuring Consistency in Technical Information Received	<ul style="list-style-type: none"> <li>▪ Each Board to share the information it is receiving with other Boards.</li> <li>▪ Invite technical experts (e.g. on sumps or on the RECLAIM model for security deposits) to present their views to the Board Forum.</li> </ul>	All Boards W/G	<ul style="list-style-type: none"> <li>• ISR - Research Workshop planned for the Fall 2005 in partnership with Aurora Research Institute.</li> <li>• MV – Upcoming MVEIRB Practitioners Workshop (Feb/Mar'05)</li> <li>▪ Technical briefings for Forum members on Drilling waste management (sumps in particular) and RECLAIM model scheduled for January 17/18, 2005.</li> </ul>	<p>General update for next Board Forum.</p> <p>BRS to coordinate possible delivery of technical training sessions on Sumps and RECLAIM for the Boards' general members.</p> <p>David Milburn to distribute the RECLAIM software and user manuals to interested Chairs.</p> <p>DIAND to report back on any implications the Official Languages Act will have on northern boards at the next Forum.</p>

Issue	April Board Forum Action Item(s)	Assigned Lead(s)	Current Action(s)	ACTIONS FROM JANUARY '05 FORUM
				<p>Consideration be given to a briefing on SMART regulations at the next Forum.</p>
Addressing Industry Issues	<ul style="list-style-type: none"> <li>• Two sub-groups of the Chairs and the Working Group (one for the MVRMA Boards and one for the IFA Boards) to follow up on issues raised by the industry sectors and report back on potential responses/actions (including potential for formal written responses).</li> </ul>	Board Chairs ARDG WG	<ul style="list-style-type: none"> <li>• October 29, 2004 industry meeting with Board Forum Working Group and Chairs and DIAND to discuss industry specific issues. Meeting report included in Forum binder.</li> <li>• Joint Board / Industry briefing for Forum members scheduled for January 17, 2005.                             <ul style="list-style-type: none"> <li>▪ Official industry response letter to be issued following Chairs briefing and discussion on January 17, 2005.</li> </ul> </li> </ul>	<p>Forum Working Group to prepare a response letter to industry.</p> <p>Letter to briefly state the commitment to address industry issues and that the Forum Working Group would be coordinating this overall effort.</p> <p>Working Group to organize follow-up meetings with the right people from industry and government to advance this work.</p>
Forecasting Workload	<ul style="list-style-type: none"> <li>▪ Develop a forecast of future workload for each Board in relation to the MGP, secondary oil and gas activities, and other non-oil and gas activities (e.g.</li> </ul>	W/G	<ul style="list-style-type: none"> <li>• Working Group will investigate the use of DIAND resource development (mining &amp; oil/gas) activity forecasts in conjunction with industry colleagues.</li> </ul>	<p>DIAND to work with the Board's to develop a forecasting model that would assist Board's in developing their workload projections.</p>

Issue	April Board Forum Action Item(s)	Assigned Lead(s)	Current Action(s)	ACTIONS FROM JANUARY '05 FORUM
	mining)		<ul style="list-style-type: none"> <li>▪ Malcolm Robb, A/Director – Minerals and Petroleum Development – DIAND scheduled to provide a briefing to Forum members on January 17, 2005.</li> </ul>	<p>DIAND to develop a standard /defined budget cycle that will assist in more timely funding approvals / confirmations for both Claims and Non-Claims boards.</p> <p>DIAND to follow up with the GL&amp;WB and the SL&amp;WB to confirm their MGP funding needs. (re: EMCII)</p>
Community Capacity	<ul style="list-style-type: none"> <li>▪ DIAND to provide an update at the next meeting on existing research / efforts related to community capacity</li> <li>▪ Explore a broader definition of capacity (beyond money to include people, time, training, etc.)</li> <li>▪ Provide an opportunity for Boards to hear from local resource management organizations about capacity constraints and needs.</li> </ul>	DIAND W/G	<ul style="list-style-type: none"> <li>• \$ 5M in incremental community capacity funding associated with the Mackenzie Gas Project provided by DIAND this fiscal year. This amount includes funds provided to communities under the department's Resource Pre-Development Program as well as other capacity dollars allocated for training, Access and Benefit Agreement negotiations and participation in EIA and Regulatory processes. Additional funding has also been provided by the Mackenzie Gas Project and GNWT.</li> </ul>	General update at the next Board Forum.

Issue	April Board Forum Action Item(s)	Assigned Lead(s)	Current Action(s)	ACTIONS FROM JANUARY '05 FORUM
			<ul style="list-style-type: none"> <li>• An additional, \$ 9 M in governance and resource management capacity funding was provided to communities under the following DIAND programs: Interim Resource Management Assistance (IRMA), Community Economic Development Program, Tribal Council Funding, PTO and Band Support Funding.</li> <li>• Working Group recommends continued research in this area particularly outside specific resource development project requirements.</li> </ul>	
Public Education	<ul style="list-style-type: none"> <li>▪ BRS to distribute a proposal on communications products for comment by the Chairs (through the W/G)</li> </ul>	W/G	<ul style="list-style-type: none"> <li>▪ A communications proposal outlining potential investments was distributed during the April 2004 Board Forum.</li> <li>• Joint communication projects undertaken by the MVEIRB and the MVLWB.</li> <li>▪ Sub-group comprised of the Board Forum Working Group and Board/DIAND communications specialists will be meeting in early February 2005 to review best</li> </ul>	Forum Working Group to action planned February workshop and report back at the next Forum.

Issue	April Board Forum Action Item(s)	Assigned Lead(s)	Current Action(s)	ACTIONS FROM JANUARY '05 FORUM
			practices / success stories, assess emerging priorities, opportunities for future joint initiatives and report back on recommendations for possible future investments.	
Board Appointments	<ul style="list-style-type: none"> <li>▪ DIAND to update the Board Forum on its efforts to date with respect to the appointments process.</li> </ul>	DIAND	<ul style="list-style-type: none"> <li>• Forum member update scheduled for January 18, 2004.</li> </ul>	DIAND to address current appointment vacancies; including work with nominating organizations.  DIAND to develop standards & guidelines.  Appointment process standards and guidelines along with a flowchart of the process to be provided to northern boards.  DIAND to follow up on the previously required (detailed) security check forms and confirm that they have been properly disposed of.

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<b>Issue</b>	<b>April Board Forum Action Item(s)</b>	<b>Assigned Lead(s)</b>	<b>Current Action(s)</b>	<b>ACTIONS FROM JANUARY '05 FORUM</b>
Forum Terms of Reference			<ul style="list-style-type: none"><li>• DIAND and GNWT to be added as full members of the Forum.</li></ul>	Forum Working to action required changes to the Forum's TOR.

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## 6.0 Review of Board Forum – Terms of Reference

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As required by the Board Forum's Terms of Reference, the terms of reference are to be reviewed annually.

As a result of discussion by the Chair, the following amendments to the terms of reference were approved:

### **Membership**

It was agreed to amend the membership as follows:

- “and the Associate Regional Director General of DIAND NT Region or designated alternate”
- the term as an ex-officio member is to be removed.
- It was also agreed to add

“a designate of the Government of the Northwest Territories”

The revised terms of reference are presented in *Appendix D*.

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## 7.0 Next Board Forum Meeting

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The Board Forum participants agreed to meet again in September 2005. It was also agreed that the meeting be held in Inuvik and that the Gwich'in Land and Water Board would act as host of the next Board Forum.



**Appendix A**  
**NWT Board Forum Agenda**

**NWT Board Forum – 2<sup>nd</sup> Meeting**  
**January 17 - 18, 2005**  
**Yellowknife NT**

**Working Agenda**

<b>The Board Forum</b>	The NWT Board Forum is a gathering of NWT resource co-management/public boards established to facilitate discussion on matters of common interest.
<b>Purpose of Meeting</b>	<p>The purpose of the NWT Board Forum's 2<sup>nd</sup> meeting is to report on and discuss the results of Working Group activities to date and the emerging priorities, challenges, and new initiatives of member boards.</p> <p>Endorse the current NWT Board Forum work plan, recommended actions to implement and agree on priorities / results for the next Forum meeting.</p> <p>This meeting will also include technical briefings on issue(s) identified as of interest to the members.</p>

**Day 1: January 17, 2005**

<b>9:00-9:15</b>	<p><b>Introduction to the 2<sup>nd</sup> Meeting of the NWT Board Forum</b></p> <ul style="list-style-type: none"> <li>• Introduction of participants and facilitators</li> <li>• Review of the agenda</li> <li>• Housekeeping matters</li> </ul>	Facilitators
<b>9:15-9:30</b>	<b>Opening Remarks</b>	Frank Pokiak (Host) Gabrielle Mackenzie-Scott Stephen Nielsen Lorne Tricoteux
<b>9:30- 11:00</b> (includes coffee break)	<p><b>Status Report on NWT Board Forum Work Plan</b></p> <ul style="list-style-type: none"> <li>• <b>Industry Issues Update</b></li> </ul>	Bob Wooley Vern Christensen Malcolm Robb Mike Vaydik

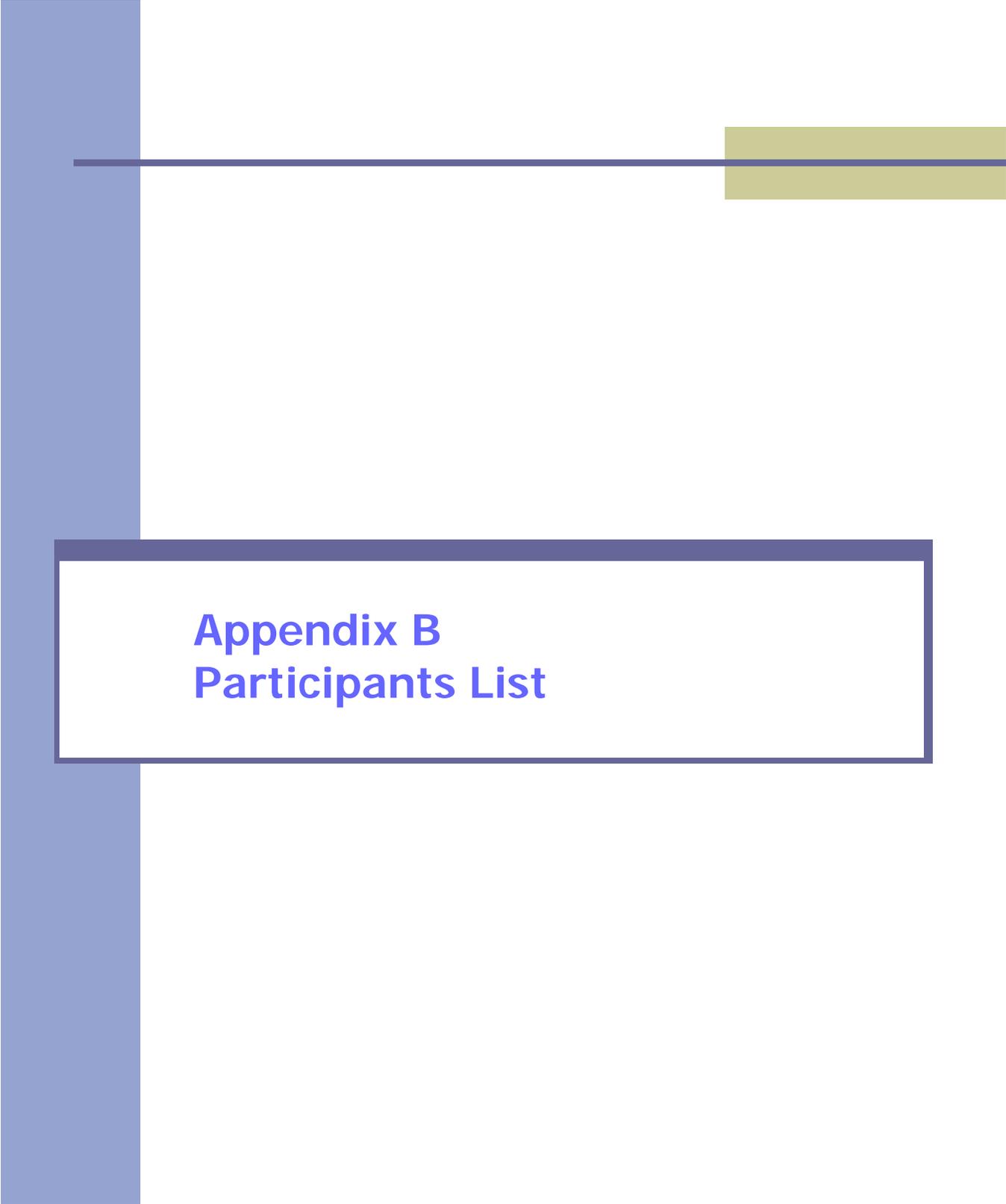
	<ul style="list-style-type: none"> <li>• <b>Update Other Issues</b></li> </ul>	Forum Working Group – Executive Directors & BRS
<b>11:00-12:00</b>	<b>Five-Minute Board Updates</b> <ul style="list-style-type: none"> <li>• Each Board Chair will brief the Forum on emerging priorities, challenges, new initiatives and key issues since the last Board Forum meeting.</li> </ul>	All Members
<b>12:00-1:15</b>	<b>Lunch (not provided)</b>	
<b>1:15 – 1:45</b>	<b>Office of Auditor General Report</b>	Ian McGregor
<b>1:45 – 4:30</b> (includes coffee break)	<b>Technical Briefings</b> <ul style="list-style-type: none"> <li>• Resource Activity Forecasting</li> <li>• Reclaim Model</li> <li>• Draft Traditional Knowledge Guidelines</li> </ul>	DIAND - Malcolm Robb David Milburn MVEIRB – Vern Christensen

## Day 2: January 18, 2005

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<b>9:00- 10:00</b>	<b>Technical Briefing(s)</b> <ul style="list-style-type: none"> <li>• Drilling waste management (including Sumps)</li> </ul>	DIAND - Steve Kokelj
<b>10:00 – 10:30</b>	<b>Appointments Process</b>	DIAND - Jim Martin
<b>10:30 - 10:45</b>	<b>Coffee Break</b>	
<b>10:45 – 11:15</b>	<b>Board Budget Process</b>	DIAND - Jim Martin
<b>11:15 – 12:00</b>	<b>Consultation and Engagement</b> <ul style="list-style-type: none"> <li>• A briefing on DIAND's Engagement Strategy</li> <li>• Update on Supreme Court Rulings</li> <li>• Boards to confirm involvement with DIAND's Consultation and Engagement Initiative</li> </ul>	DIAND – Bernie Hughes
<b>12:00 – 1:00</b>	<b>Lunch (not provided)</b>	

1:00 – 1:30	<b><i>Update on the Establishment of the Tlicho Boards (Tlicho Agreement)</i></b>	Zabey Nevitt, Phil Lee Casey Adlem
1:30 – 2:00	<b>CIMP and opportunities for involvement in the CEAM Framework</b>	David Livingstone
2:00 – 2:30	<b>NWT Environmental Audit</b>	David Livingstone
2:30 – 2:45	<b><i>Coffee Break</i></b>	
2:45 – 4:30	<b>Work Plan Priority Actions / Deliverables for the Next Meeting</b>	All Members
4:30	<b><i>Adjourn</i></b>	



**Appendix B  
Participants List**

**NWT Board Forum – 2<sup>nd</sup> Meeting**  
 January 17 - 18, 2005 - Yellowknife, NT

**LIST OF PARTICIPANTS**

<b>Name</b>	<b>Organization</b>	<b>E-mail</b>
Vicki Losier	NWT Water Board	<a href="mailto:LosierV@nwtwb.com">LosierV@nwtwb.com</a>
Frank Pokiak	Inuvialuit Game Council	<a href="mailto:igc-c@jointsec.nt.ca">igc-c@jointsec.nt.ca</a>
Nelson Perry	Inuvialuit Game Council	<a href="mailto:igc-js@jointsec.nt.ca">igc-js@jointsec.nt.ca</a>
Ian M <sup>c</sup> Gregor	INAC	<a href="mailto:mcgregori@inac.gc.ca">mcgregori@inac.gc.ca</a>
Lorne Tricoteux	INAC	<a href="mailto:tricoteuxl@inac.gc.ca">tricoteuxl@inac.gc.ca</a>
Jim Martin	INAC	<a href="mailto:martinj@inac.gc.ca">martinj@inac.gc.ca</a>
Vern Christensen	MVEIRB	<a href="mailto:vchristensen@mveirb.nt.ca">vchristensen@mveirb.nt.ca</a>
Gabrielle Mackenzie-Scott	MVEIRB	<a href="mailto:gabrielle@tliche.com">gabrielle@tliche.com</a>
Margot Trembath	MVLWB	<a href="mailto:mtrembath@mvlwb.com">mtrembath@mvlwb.com</a>
Bob Wooley	MVLWB	<a href="mailto:bwooley@mvlwb.com">bwooley@mvlwb.com</a>
Stephen Nielsen	MVLWB	<a href="mailto:snielsen@mvlwb.com">snielsen@mvlwb.com</a>
Larry Wallace	Sahtu Land and Water Board	<a href="mailto:larry.wallace@theedgenw.ca">larry.wallace@theedgenw.ca</a>
George Govier	Sahtu Land and Water Board	<a href="mailto:sahtuexd@allstream.net">sahtuexd@allstream.net</a>
Liz Snider		<a href="mailto:lizzie@theedge.ca">lizzie@theedge.ca</a>
Bill Klassen	EISC for ISR	<a href="mailto:wjk@yknet.yk.ca">wjk@yknet.yk.ca</a>
Mike Harlow	Inuvialuit Land Admin. Commission	<a href="mailto:mharlow@irc.inuvialuit.com">mharlow@irc.inuvialuit.com</a>
Albert Elias	Inuvialuit Land Admin. Commission	<a href="mailto:albertelias@nt.sympatico.ca">albertelias@nt.sympatico.ca</a>
Bob Simpson	Gwich'in Land Use Planning Board - Chair	<a href="mailto:bsimpson@selfgov.org">bsimpson@selfgov.org</a>
Willard Hagen	Gwich'in Land and Water Board	<a href="mailto:beaudec@permafrost.com">beaudec@permafrost.com</a>
George E. John	Gwich'in Land and Water Board	<a href="mailto:jgeorgeedward@theedge.ca">jgeorgeedward@theedge.ca</a>
Renita Schun	MVEIRB (EA Community Liaison)	<a href="mailto:rschun@mveirb.nt.ca">rschun@mveirb.nt.ca</a>
Karen Le Gresley Hamre	GLUPB	<a href="mailto:avens@ssimicro.com">avens@ssimicro.com</a>
Casey Adlem		
Zabey Nevitt		
David Livingstone		
Tony Brown		
Phil Bee		
Gordon Wray		



**Appendix C**  
**Presentation by Speakers**



**Appendix D**  
**Revised Board Forum**  
**Terms of Reference**

## **Terms of Reference**

### **NWT Board Forum**

**As**

**Revised January 18, 2005**

#### **1) Purpose**

To establish a forum of NWT resource co-management/public boards to facilitate discussion on matters of common interest.

#### **2) Objectives**

- To increase mutual awareness by NWT resource co-management/public boards regarding their respective activities;
- To identify and develop collaborative approaches to resolve issues of common concern:
- To collaborate on strategic and operational planning initiatives where beneficial;
- To identify opportunities to share resources and expertise (e.g., cost sharing certain initiatives, sharing human resources and/or information technology, sharing “lessons learned” and “best practices”);
- To provide a forum for the NWT resource co-management/public boards to hear from industry, government and other interest groups on issues of common interest not specific to a development under active consideration by a co-management/public board; and
- To pursue collaborative training and development initiatives where beneficial.

#### **3) Membership**

Membership of the Board Forum comprises the Chairs, or designated alternates, of all resource co-management/public boards created under the Mackenzie Valley Resource Management Act (MVRMA), the Inuvialuit Final Agreement (IFA), and the NWT Waters Act (NWTWA) and the Associate Regional Director General of DIANDS' NT Region or designated alternate and a designate of the Government of the Northwest Territories.

As land claims are settled, a new co-management boards/institutions of public government are deemed to be added.

#### **4) Organizational Responsibilities**

##### Business Planning Agenda

The business agenda for the annual meeting of the Board Forum will be approved by the co-management/public board Chairs.

##### Meeting Host

The opportunity to host the annual meeting of the Board Forum will rotate from Board to Board.

##### Administration and Co-ordination Support

The Board Relations Secretariat of the NWT Regional Office, Department of Indian Affairs and Northern Development provides administrative and co-ordination support for the operations of the Board Forum.

##### Funding

Travel expenditures would be covered by board participants. The Board Relations Secretariat would support a share of common logistical costs.

#### **5) Conduct Meetings**

The Chair, or designated alternate, of the host Board shall Chair the annual meeting of the Board Forum.

The Executive Director of the Board hosting the next annual meeting of the Board Forum shall Chair the annual Executive Director's meeting.

If necessary, Robert's Rules of Order shall apply to the conduct of Executive Directors' and Board Forum meetings.

#### **6) Meeting Schedules and Locations**

A minimum of two meetings will be held each year, as follows:

1. **Executive Directors' Meeting:** To be held in April/May of each year. The purpose of this meeting is to take stock of progress that has been made on direction of Board Chairs since the previous meeting of the Board Forum; to recommend to the Chair of the Host Board a business agenda for the next

annual meeting of the Board Forum; and, to recommend a host Board for the subsequent annual meeting of the Board Forum.

**The Executive Director's meeting is to be held in the community selected by the host Board to be the location of the next annual meeting of the Board Forum.**

2. **Annual Meeting of the Board Forum:** To be held in September/October of each year. The purpose of this meeting is for the NWT co-management/public board Chairs to pursue the objectives set out for the Board Forum with the support of the co-management/public board Executive Directors.

**At each annual meeting of the Board Forum, the host Board will be selected for the next annual meeting of the Board Forum. The host Board will select the community in which the next annual meeting of the Board Forum will be located.**

#### **7) Forum Secretariat – Working Group**

Operational support for the NWT Board Forum will be provided by a Secretariat comprised of the following individuals:

1. Executive Director, Mackenzie Valley Environmental Impact Review Board
2. Executive Director, Mackenzie Valley Land and Water Board
3. Executive Director, Inuvialuit Joint Secretariat
4. Manager, Board Relations Secretariat – NWT Regional Office, Department of Indian Affairs and Northern Development

The Forum Secretariat is responsible to:

- Plan and organize the business agenda for the annual meetings of NWT co-management/public board Executive Directors, in consultation with (to the extent possible) NWT Board Forum members;
- Transmit the draft business agenda recommended by the board Executive Directors for review and approval of the host Chair of the annual meeting of the Board Forum;
- Maintain the records of the Board Forum;
- Facilitate day-to-day communication within the Board Forum; and
- Facilitate communication between the Board Forum and other interested individuals and organizations.

## **8) Review of Terms of Reference**

The Board Forum will review its Terms of Reference as a standard agenda item at its annual meeting and make modifications as deemed necessary by the member co-management/public boards.