

ANNUAL ACTIVITY REPORT

1991 - 1992

May 1992

ENVIRONMENTAL IMPACT SCREENING COMMITTEE

ANNUAL ACTIVITY REPORT 1991 - 1992

SECRETARY'S REPORT

In the previous Annual Activity Reports, the Environmental Impact Screening Committee (EISC) has included a section entitled "Chairman's Report". In this Annual Activity Report, however, there is no Chairman's report because the EISC has been without a Chairman since August 1991. For this reason, the Secretary wrote this report.

In August 1991, Mr. Ewan Cotterill, who was Chairman since the EISC commenced its operations in 1986, resigned. According to the protocol established under the *Inuvialuit Final Agreement* (IFA), the EISC Chairman is appointed by the Government of Canada with the consent of the Inuvialuit Game Council (IGC). In September 1991, the IGC initiated the appointment of a new Chairman by submitting a candidate's name to the Department of Indian Affairs and Northern Development (DIAND).

From September to December 1991, the DIAND embarked on a search for other individuals for the Chairman position whose qualifications included northern residency. The reason given was that DIAND preferred to appoint someone residing in either the Yukon or the Northwest Territories over someone, as the IGC's candidate, residing in southern Canada. Northern residency is not an official requirement of the IFA.

After this search produced no results, DIAND agreed in December 1991 to the IGC's original candidate. In a response, the IGC wrote that "we trust that you will expedite these appointments¹.... This is critically important with respect to the EISC which, as you are aware, has been forced to operate at less than full complement since Ewan Cotterill's departure".

Six months have now lapsed since the IGC's response. When this lapsed time is combined with the earlier time spent on the search, the EISC has been without a Chairman for nearly one year. At the time this report was written, the Order in Council, the final step to appoint the new Chairman, remains outstanding.

For the EISC to function without a Chairman, one Member is elected acting Chairman at each meeting. While the EISC has managed in this impeded state to conduct most routine operations, it is the Members' opinion that the completion of pivotal documents, such as the *Operating Guidelines and Procedures*, require the full involvement of a Chairman. For this reason, the revised *Operating Guidelines and Procedures*, for example, originally scheduled for publication in 1991, remains unfinished.

During this fiscal period, the EISC worked on clarifying several outstanding matters pertaining to the Environmental Impact Screening and Review Process. These matters include the IGC blanket referral letter of April 1987, and the screening of developments on Inuvialuit Private (7(1)(a) and 7(1)(b)) lands. As well, the EISC continued to screen proposed development activities: 27 submissions were screened in 1991-1992, a decline from 30 submissions screened in the previous year.

¹ The other appointment was for a new Chairman for the Environmental Impact Review Board.

In the upcoming year, the EISC's membership will undergo change. In addition to the appointment of a new Chairman, both the Government of Canada and the Yukon Territorial Government have appointed new Members. With this new membership, the EISC will need some time to readjust before it begins to tackle some of the outstanding issues and business matters set aside for so long.

PERIOD OF THIS REPORT

This report describes the affairs of the Environmental Impact Screening Committee (EISC) for the fiscal period of April 1, 1991 to March 31, 1992.

This Annual Activity Report is the fourth annual activity report of the EISC.

GOALS OF THE INUIVALUIT FINAL AGREEMENT

The EISC operates within the scope of the *Inuvialuit Final Agreement* (IFA) to achieve the basic goals expressed in Section 1 of the IFA:

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

AUTHORITY OF THE ENVIRONMENTAL IMPACT SCREENING COMMITTEE (EISC)

The EISC was established under the terms of the IFA between Canada and the Committee for Original Peoples Entitlement. The IFA became law under the Western Arctic (Inuvialuit) Claims Settlement Act [S.C. 32-33 Elizabeth II, C.24.] on June 28, 1984.

The Western Arctic (Inuvialuit) Claims Settlement Act takes precedence over all other legislation in case of conflict. Developers and operators are compelled by this Act to comply with the provisions of the Environmental Impact Screening and Review Process.

The IFA requires the screening of developments and activities of consequence to the Inuvialuit Settlement Region that could have a significant negative impact on the environment, or significant negative impact on present or future wildlife harvesting.

The IFA provided for the establishment of an EISC to carry out the screening of these developments. Provisions governing the operation of the EISC are described within the IFA, and also within the by-laws of the EISC. Subject to those provisions, the EISC's *Operating Guidelines and Procedures* govern its activities with regard to the actual screening of development proposals and other activities.

Any person interested in obtaining a copy of the EISC's *Operating Guidelines and Procedures*, or additional information on the EISC, can contact:

**Secretary
Environmental Impact Screening Committee
P.O. Box 2120
Inuvik, N.W.T.
X0E 0T0**

**telephone: (403) 979-2828
fax: (403) 979-2610**

MEMBERSHIP

The EISC is comprised of seven members. Three members are appointed by the Inuvialuit Game Council, one member is appointed by the Government of Canada, one member is appointed by the Yukon Government, and one member is appointed by the Government of the Northwest Territories. The Chairman is appointed by Government of Canada with the consent of the Inuvialuit Game Council. The Secretary is appointed by resolution and is the only full-time official of the EISC.

The following individuals comprised the EISC during the period of this report. (The appointing body for each member is listed in brackets.)

Chairman

Ewan Cotterill (1986 to August 1991)

Members

Fred Bennett	(Inuvialuit Game Council)
Rudy Cockney	(Government of Canada)
Manfred Hoefs	(Government of Yukon)
Alex Kaglik	(Inuvialuit Game Council)
John Nagy	(Government of the Northwest Territories)
Fred Wolki	(Inuvialuit Game Council)

Secretary

Marshall Netherwood (appointed by Resolution)

SCREENING

This section lists the submissions screened, the Screening Panels' decisions and the results of these decisions, presentations/meetings the EISC had with other organizations, and internal issues.

A table of the submissions, with the turn-around time for screening, the Screening Panels' decisions and the agency where any referred proposals were sent, is attached as Appendix "B" to this report. A list of the acronyms used in this report is attached as Appendix "C".

April 1, 1991 to March 31, 1992

Submissions:

The EISC held eight (8) meetings, and both reviewed and rendered decisions on twenty-seven (27) submissions during this period.

The following submissions were screened (with the submitting proponent in brackets):

1. Borehole sampling and thermistor cable placement - Mackenzie Delta [EMR]
2. Structural and stratigraphic analysis of the Canadian Beaufort Sea Margin [GSC]
3. Qikiqtaruk [Herschel Island] archaeology project [M. Friesen]
4. Navigational fixed aid and tower location and maintenance in the ISR [CCG]
5. 1991 Surface geochem survey [Esso]
6. Coastal sedimentary processes and geotechnical conditions on Richards Is. [EMR]
7. Continuation of the shallow drilling program for a network of frost tubes between Inuvik and Tuktoyaktuk [EMR]
8. Survey of the Inuvialuit Land Claim Boundary - Banks Island [Underhill]
9. 1991 Firth River trips - NYNP [Ecosummer]
10. 1991 Firth River trips - NYNP [Arctic Edge]
11. Geological surveillance on Inuvialuit lands within NYNP [Arco]
12. Geophysical survey in the Beaufort Sea [EMR]
13. Removal of PCB containers from Stokes Point [DND]
14. Unipkat #2 1991-1992 Winter Drilling Program [Shell]
15. 1992 Firth River trips - NYNP [Ecosummer]
16. Winter seismic program 1991/92 [Esso]
17. 1992 Mackenzie Delta permafrost/geology transect [EMR]
18. Seismic programs in the Mackenzie Delta [Shell]
19. Shavilag J-20 1991-1992 Winter Drilling Program [Shell]
20. Access road to Hooper Island [Gulf]
21. Winter access road to Parsons Lake {to abandon 12 wells} [Gulf]
22. Research study in the Beaufort Sea (Winter/spring 1992) [Esso]
23. Research study: aerial surveys and radio-collaring of caribou in NYNP [U.S. Fish and Wildlife Service]
24. Stratigraphic and sedimentology field work in NYNP [EMR]
25. Geotechnical logging program at Taglu, Kumak and Unipkat [GSC]
26. Sediment core sampling from a lake on Richards Island [GSC]
27. Access to Storm Hills SRR site for refuelling purposes [E. Gruben's Transport]

Decisions:

Twenty-three (23) of the twenty-seven (27) decisions were determined that the project would not have significant negative environmental impact on the Inuvialuit Settlement Region.

Three (3) of the twenty-seven (27) submissions were determined to be deficient and were returned to the proponents.

Results of the Decisions:

One (1) deficient submission that returned to the proponent was later re-submitted and re-screened. It was decided that the project would not have significant negative environmental impact on the Inuvialuit Settlement Region.

One (1) deficient submission that was returned to the proponent was not re-submitted.

One (1) deficient submission that was returned to the proponent remains outstanding.

Presentations/Meetings:

The following presentations/meetings [with the name of the presenter(s) in brackets] were made:

1. Department of National Defence (D. Winney *et al.*)
2. Shell Canada Limited (C. Bonke and P. Van de Pypekamp)
3. Esso Resources Canada (B. Misener and Z. Doborzyniski)
4. Canadian Parks Service (B. Smith)
5. Gulf Canada Resources Limited (G. Seabrook)
6. Shell Canada Limited (J. Brown *et al.*)
7. Canadian Parks Service (B. Gamble)

Internal Issues:

The EISC was involved in the following internal issues during the period of this report:

1. Cruise ship activities and university-based research.
2. Clarification on the IGC blanket referral letter of April 10, 1987.
3. Leases for the storage of drilling platforms in the Herschel Basin.
4. Northern Regulatory Coordinating Committee.
5. Licencing forum for the Science Institute of the NWT.
6. Screening of developments on Inuvialuit Private [7(1)(a)&(b)] lands.
7. Commercial rafting operations on the Firth River, NYNP.
8. Business licences by the Yukon Territorial Government.
9. Commentary on the Sachs Harbour and Tuktoyaktuk Conservation Plans.
10. Defining "government wildlife enhancement projects".

APPENDIX "A" - FINANCIAL REPORT

APPENDIX "B" - TABLE OF SUBMISSIONS

APPENDIX "C" - LIST OF ACRONYMS

APPENDIX "A"

FINANCIAL REPORT: Chairman's Category

For the Year end of March 31, 1992

REVENUE: D.I.A.N.D. Contribution	\$54,000.00
EXPENDITURE	
Honouraria	\$10,850.00
Per Diem	\$293.00
General and Office Costs	\$129.00
Meeting Costs	\$47.00
Travel & Accommodation	\$2,983.00
Legal	\$1,476.00
G.S.T.	\$536.00
TOTAL	\$16,314.00
SURPLUS (DEFICIT)	\$37,686.00

FINANCIAL REPORT: Administration²

For the Year end of March 31, 1992

REVENUE: D.I.A.N.D. Contribution	\$185,000.00
EXPENDITURE	
General and Office Consumables	\$9,354.00
Rent	\$15,000.00
Janitorial	\$2,640.00
Telephone & Fax	\$7,204.00
Computer Lease	\$2,316.00
Fixed Assets	\$10,813.00
Travel & Accommodation	\$16,063.00
Staff Development	\$5,454.00
Per Diems	\$3,099.00
Wages & Benefits	\$108,342.00
G.S.T.	\$1,560.00
TOTAL	\$181,845.00
SURPLUS (DEFICIT)	\$3,155.00

²

Approximately 50% of this category was used for the administration of the Environmental Impact Review Board.

FINANCIAL REPORT: Inuvialuit Participation

For the Year end of March 31, 1992

REVENUE: G.N.W.T. Contribution	\$22,874.00
EXPENDITURE	
Honouraria	\$7,228.00
Per Diems	\$3,650.00
Travel & Accommodation	\$11,603.00
G.S.T.	\$393.00
TOTAL	\$22,874.00
SURPLUS (DEFICIT)	\$0.00

APPENDIX "B"

Table of submissions

April 1, 1991 to March 31, 1992

The following submissions were screened (with the submitting proponent in brackets)

SUBMISSION TITLE	Date received	Date screened	Time (days)			No Negative impact	Significant Negative impact	Deficient	Referred to:
			30	60	90				
Borehole sampling (EMR)	20/03/91	04/06/91			x	x			
Structural/Stratigraphic analysis (GSC)	04/04/91	04/06/91		x		x			
Qikiqtaruk [Herschel Is.] archaeology project (Friesen)	03/04/91	04/06/91		x		x			
Navigational fixed aid & towers in the ISR (CCG)	10/04/91	04/06/91		x		x			
Surface geochem survey (Esso)	09/05/91	04/06/91	x			x			
Coastal sedimentary processes & geotechnical conditions (EMR)	13/05/91	04/06/91	x			x			
Shallow drilling program for a network of frost tubes (EMR)	22/05/91	04/06/91	x			x			
Survey of the Inuvialuit Land Claim Boundary - Banks Is. (Underhill)	29/05/91	04/06/91	x			x			
1991 Firth River trips - NYNP (Ecosummer)	24/05/91	04/06/91	x			x			
1991 Firth River trips - NYNP (Arctic Edge)	03/05/91	04/06/91	x			x			
Geological surveillance in NYNP (Arco) ³	11/06/91	22/07/91		x			x		
Geophysical survey in the Beaufort Sea (EMR)	21/08/91	05/09/91	x			x			
Removal of PCB containers from Stokes Point (DND)	03/09/91	11/09/91	x			x			
Unipkat #2 winter drilling program (Shell)	08/10/91	22/10/91	x			x			

³

This submission was determined to be deficient and was returned to the proponent. It was not re-submitted.

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SUBMISSION TITLE	Date received	Date screened	Time (days)			No Negative impact	Significant Negative impact	Deficient	Referred to:
			30	60	90				
1992 Firth River trips - NYNP (Ecosummer) ⁴	28/10/91	10/12/91		x				x	
Winter seismic program 1991/92 (Esso)	12/11/91	10/12/91	x			x			
1992 Mackenzie Delta permafrost/geology transect (EMR)	04/12/91	13/01/92		x		x			
Seismic programs in the Mackenzie Delta (Shell)	18/12/91	13/01/92	x			x			
Shavilag J-20 1991-1992 winter drilling program (Shell)	20/12/91	13/01/92	x			x			
Access road to Hooper Island (Gulf)	18/12/91	13/01/92	x			x			
Access road to Parsons Lake [to abandon 12 wells] (Gulf)	30/12/91	13/01/92	x			x			
Research study in the Beaufort Sea (Winter/Spring 1992) (Esso)	16/01/92	02/03/92		x		x			
Aerial surveys of caribou in NYNP (U.S. Fish & Wildlife)	17/01/92	02/03/92		x		x			
Stratigraphic & sedimentology field work in NYNP (EMR) ⁵	31/01/92	02/03/92	x					x	
Geotechnical logging program at Taglu, Kumak and Unipkat (GSC)	06/02/92	02/03/92	x			x			
Sediment core sampling from a lake on Richards Is. (GSC)	12/02/92	02/03/92	x			x			
Access to Storm Hills SRR for refuelling purposes (E. Gruben's Transport)	02/03/92	02/03/92	x			x			

⁴ This submission was determined to be deficient and was returned to the proponent. It was later re-submitted and screened: it was decided that the project would not have significant negative environmental impact on the ISR.

⁵ This submission was determined to be deficient and was returned to the proponent. It remains outstanding.

APPENDIX "C"

List of Acronyms

Canmar	Canadian Marine Drilling Ltd.
CCG	Canadian Coast Guard
DFO	Department of Fisheries and Oceans
DIAND	Department of Indian Affairs and Northern Development
ED&T	Economic Development & Tourism
EISC	Environmental Impact Screening Committee
EIRB	Environmental Impact Review Board
EMR	Energy, Mines and Resources
GNWT	Government of the Northwest Territories
GSC	Geological Survey of Canada
IFA	Inuvialuit Final Agreement
ISR	Inuvialuit Settlement Region
NYNP	Northern Yukon National Park
PCB	Polychlorinated biphenyls
SRR	Short Range Radar
YTG	Yukon Territorial Government