



November 16, 2022

Mr. Luke Moger
VP Environment, Permitting & Licensing
NexGen Energy Ltd.
lmoger@nxe-energy.ca

**Subject: Results of the Federal-Indigenous-Review-Team technical review of the June 13, 2022
Draft Environmental Impact Statement Submission for the proposed Rook 1 Project**

Dear Mr. Moger,

On June 13, 2022, NexGen Energy Ltd. (NexGen) submitted a draft Environmental Impact Statement (EIS), a Master Executive Summary, as well as Technical Support Documents for the proposed Rook 1 Project (the submission) [1]. On July 12, 2022, CNSC staff found the submission [1] to contain the required information to proceed with the Federal-Indigenous-Review-Team (FIRT) technical review of the draft EIS [2].

Outcome of the FIRT technical review of the draft EIS

The FIRT has completed the technical review of the submission and has found that the information provided does not fully address the regulatory requirements for the environmental assessment (EA). The technical review resulted in 271 information requests (IRs), found in Annex 1 attached, as well as 40 Advice to Proponent comments, found in Annex 2, also attached. Comments in the Advice to Proponent Table contain additional guidance and advice that NexGen should take into consideration when responding to IRs and when revising the draft EIS.

Expectations and next steps for NexGen

CNSC staff expects NexGen to submit complete responses to all IRs and Advice to Proponent comments and to re-submit a revised EIS. It is expected that NexGen clearly indicate how the revised EIS incorporated changes that take into account the responses to the IRs.

CNSC staff as well as members of the FIRT are available and willing to meet with NexGen to discuss the path forward and to clarify expectations for the IR responses.

Commitments Report

At this time, CNSC staff are also formally requesting that NexGen submit, as part of its revised EIS documentation, a Commitments Report in order to capture all the mitigation measures, follow-up program measures and commitments that have been referenced in the EA documentation in a single location for completeness and traceability. This report should include a listing of all commitments made by NexGen based on all of the documentation submitted to date including:

- the EIS
- correspondence with the public and Indigenous Nations and communities
- responses to IRs
- additional commitments NexGen has made in any documentation to members of the public and Indigenous Nations and communities and to whom these commitments apply

These commitments should be triaged based on whether they are within the scope of regulatory requirements or beyond (e.g., good governance, social responsibility), and indicate how each of these commitments will be tracked into NexGen programs, for example, environmental monitoring programs.

It would be helpful if NexGen could organize this information in tabular format providing the following information:

- details of the commitment
- which phase(s) of the project will the commitment be carried out (e.g., all phases)
- where the commitment is referenced (which document, table, etc. and where it can be found)
- how this commitment will be tracked (project EA follow-up program, site-wide programs, etc.)
- whether it is a site-wide commitment versus a project-specific commitment

This report would remain an evergreen document that would continue to be updated, during the remainder of the regulatory review process, as well as if the project is approved, after the public hearings and Commission decisions, to capture any additional commitments made by NexGen staff during public hearings and any actions directed by the Commission to NexGen.

Should you have any questions, please do not hesitate to contact me directly by phone at 343-542-7657 or by email at nicole.frigault@cnsccsn.gc.ca

Sincerely,

-original signed by-

Nicole Frigault
Environmental Assessment Specialist
Environmental Assessment Division

Attachments:

Annex 1 – Information Requirements for the Rook I Project draft Environmental Impact Statement

Annex 2 – Advice to the Proponent

c.c.:

CNSC: N. Kwamena, P. Burton, D. Pandolfi

NexGen: L. Curyer, T. George, K. Oakes, A. Engdahl

References:

[1] Letter, L. Curyer and L. Moger (NexGen) to N. Frigault (CNSC), Rook 1 Project - Submission of Draft Environmental Impact Statement, June 13, 2022 (e-doc 6832174)

[2] Letter, N. Frigault (CNSC) to L. Moger (NexGen), Outcome of CNSC Staff's Conformity Review of the June 13, 2022 Draft Environmental Impact Statement Submission for the proposed Rook 1 Project, July 12, 2022 (e-doc 6833127)