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Impact Assessment
Agency of Canada

Région de l'Ontario
600-55, rue York
Toronto (Ontario) M5J 1R7

Agence d'évaluation
d'impact du Canada

December 9, 2024

Sent by email

Chief June Black
Apitipi Anicinapek Nation
310 Penatuche Road, RR #3
Matheson ON P0K 1N0
<Email address removed>

Dear Chief June Black:

Subject: Commencement of Public Comment Period on the Impact Statement for the Crawford Nickel Project

On November 22, 2024, the Impact Assessment Agency of Canada (IAAC) received an Impact Statement for the Crawford Nickel Project (the Project) prepared by Canada Nickel Company (the Proponent) to provide the required information and studies as set out in the Tailored Impact Statement Guidelines¹ (TISG) and required for the conduct of the impact assessment.

The purpose of this letter is to:

- notify you that the Impact Statement is adequate to proceed with a comment period and technical review;
- invite you to participate in the current comment period and review the Proponent's Impact Statement Summary and Impact Statement for the Project;
- highlight opportunities to collaborate with IAAC in the impact assessment for the Project; and
- invite Apitipi Anicinapek Nation to meet with IAAC to discuss the Impact Statement and your views on the potential impacts from the Project on Apitipi Anicinapek Nation.

Submission and Verification Review of the Impact Statement

On November 22, 2024, IAAC received an Impact Statement from the Proponent. The Impact Statement is a technical document prepared by

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¹ <https://iaac-aeic.gc.ca/050/evaluations/document/147481>

the Proponent that contains the information requirements set out in the TISG and required for the conduct of the assessment. The Impact Statement Summary is a plain-language summary of the Impact Statement and is available in both English and French. The full Impact Statement is available in English only.

Following a verification review, IAAC determined that the Impact Statement was adequate and contains information to proceed with the public comment period. The Impact Statement Summary, the full Impact Statement, and IAAC's correspondence to the Proponent on the outcome of the verification review are available on the Canadian Impact Assessment Registry webpage (Reference #83857) for the Project².

Public comment period on the Impact Statement

To seek input on the summary of the Impact Statement, IAAC is conducting a **60-day comment period** from December 9, 2024, to February 7, 2025. IAAC is requesting comments from participating Indigenous communities, federal authorities, provincial ministries, and the public on the summary of the Impact Statement for the Crawford Nickel Project. IAAC would appreciate any comments from Apitipi Anicinapek Nation by the end of the comment period. The summary of the Impact Statement for the Crawford Nickel Project is attached to this letter for your review and consideration (**Enclosure 1**).

IAAC is interested in receiving Apitipi Anicinapek Nation's views regarding, but not limited to, the following key areas:

1. The potential adverse effects within federal jurisdiction of the Project as described under section 2 of the *Impact Assessment Act* (IAA), specifically:
 - a. with respect to the Indigenous peoples of Canada, a non-negligible adverse impact — occurring in Canada and resulting from any change to the environment — on:
 - i. physical and cultural heritage
 - ii. the current use of lands and resources for traditional purposes
 - iii. any structure, site or thing that is of historical, archaeological, paleontological or architectural significance.

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² <https://iaac-aeic.gc.ca/050/evaluations/proj/83857>

- b. a non-negligible adverse change occurring in Canada to the health, social or economic conditions of the Indigenous peoples of Canada.
2. The potential impacts of the Project on Apitipi Anicinapek Nation's exercise of Aboriginal and treaty rights.
3. The suitability of the proposed mitigation measures and/or follow-up programs to address potential impacts.

When providing your comments, please reference the section of the Impact Statement your comments refer to, as well as any context or background that may help IAAC better understand your views.

The information Apitipi Anicinapek Nation provides throughout the assessment will assist IAAC in understanding potential impacts to your Nation and your Nation's exercise of rights and determining whether additional information from the Proponent will be requested to support this understanding.

How to provide your comments

Comments on the Project can be provided to Crawford@iaac-aeic.gc.ca or through the "Submit a Comment" function available on the project page of the Registry (Reference #83857). Users of this feature must agree to the Submission Policy for submissions on the Registry³. If you have any questions or difficulties submitting your comments on the Registry, please contact IAAC at information@iaac-aeic.gc.ca or Crawford@iaac-aeic.gc.ca for assistance. Please refer to the Important Note below before submitting information to IAAC.

Invitation to meet with IAAC and to attend an information session

To answer any questions you may have about the above-mentioned documents and to discuss consultation planning specific to Apitipi Anicinapek Nation, IAAC has proposed organizing an in-person meeting and contacted Apitipi Anicinapek Nation on November 28, 2024, to discuss this further.

Further, IAAC invites any interested members of your Nation to participate in a public information session via Zoom to learn more about the Project, the federal review process, the summary of the Impact Statement, and

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³ <https://iaac-aeic.gc.ca/050/evaluations/participation/conditions>

how to submit comments. Online information sessions will be held on the following dates:

- Thursday December 19, 2024, 6:00-7:30pm ET
- Wednesday January 8, 2024, 6:00-7:30pm ET

For more information on how to attend a session, please visit the project homepage on the Registry and click “Information Sessions.”

Collaboration Opportunities

Technical Working Group for the Project

As set out in the Indigenous Engagement and Partnership Plan⁴ for the Project, IAAC is committed to advancing the Government of Canada’s commitment to the United Nations Declaration on the Rights of Indigenous Peoples by supporting collaborative and Indigenous-led approaches to conducting assessments with potentially affected Indigenous communities.

As part of these collaborative efforts, IAAC established a Technical Working Group to bring potentially impacted Indigenous communities, the Proponent, the government review team (experts from federal departments and provincial ministries), and IAAC together to discuss key technical issues within federal jurisdiction. IAAC appreciates Apitipi Anicinapek Nation’s input in the development of the Terms of Reference and participation in the previous meetings on March 27, 2024, and June 18-19, 2024.

On November 28, 2024, IAAC contacted Apitipi Anicinapek Nation to confirm your interest in continued participation in the Project’s Technical Working Group. Conversations regarding next steps for the Technical Working Group are underway with member communities to determine whether and how the Technical Working Group may be of continued interest to support the needs of member communities moving forward. IAAC intends to continue supporting opportunities for technical discussions with communities throughout the Project’s impact assessment.

Apitipi Anicinapek Nation’s Interest in Co-drafting

In your letter to the President of IAAC dated May 24, 2023, Apitipi Anicinapek Nation expressed interest in taking a leadership role in drafting the section of the Impact Assessment Report pertinent to the exercise of Apitipi Anicinapek Nation’s rights and working with IAAC to

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⁴ <https://iaac-aeic.gc.ca/050/evaluations/document/147339>

develop a Nation-specific consultation plan that outlines your Nation's collaboration interests for the Project's impact assessment. These requests were further discussed during meetings between Apitipi Anicinapek Nation and IAAC on June 9, 2023 and on April 16, 2024, as well as through IAAC correspondence on November 20, 2024 to your Nation.

IAAC is pleased to have received confirmation from Apitipi Anicinapek Nation on November 21, 2024, regarding your interest in co-drafting. IAAC looks forward to meeting with Apitipi Anicinapek Nation on December 12, 2024, to further discuss this collaborative opportunity.

Next Steps for the Impact Assessment

After the public comment period and technical review of the Impact Statement, IAAC will consider all input received and will determine whether additional information from the Proponent will be requested.

As per Section 19(4) of the IAA, once IAAC has determined that the Proponent has provided all the required information or studies to conduct the assessment, IAAC will post a notice to this effect on the Canadian Impact Assessment Registry website. IAAC will continue to notify Apitipi Anicinapek Nation as new information becomes available and will post any relevant correspondence or documents to the Registry.

IAAC will consider information in the Impact Statement along with information to date that your Nation has provided to update IAAC's understanding of the potential impacts of the Project on your Nation and your exercise of rights, including on the health, social, and economic conditions of your Nation. The information shared by Apitipi Anicinapek Nation was last updated on August 30, 2023, based on information obtained during the Planning phase, and is attached in **Enclosure 2** of this letter for your reference. Once updated, IAAC will invite your Nation to review, validate, and add to the information included in **Enclosure 2** so it can inform the assessment of impacts on your Nation's exercise of rights, the impact assessment process, and the development of IAAC's Impact Assessment Report.

IMPORTANT NOTE: Information submitted to IAAC to inform this project assessment may be posted online to the Registry (Reference #83857) subject to certain exceptions related to privacy, security or confidentiality. IAAC's Submission Policy describes what submitted information can be

shared publicly, and what should remain private. For more information on how we protect your privacy, please refer to the Privacy Notice⁵.

Indigenous Knowledge shared in confidence is protected from disclosure, as described in our guidance about confidential Indigenous Knowledge⁶ except if written consent is provided, or if the information is publicly available. In addition, Indigenous Knowledge shared in confidence could be shared with certain parties if disclosure is necessary for procedural fairness and natural justice or for use in legal proceedings. This ensures that interested persons have a fair opportunity to participate in processes that would likely affect their interests, and that they have access to all necessary information and evidence relied on by the decision-maker.

Should you wish to provide any comments or documents that contain confidential or sensitive information that should be protected from release to the public, please contact IAAC **before** submitting the information. This will ensure that your submission is handled appropriately. Note, IAAC will consult with you prior to disclosing Indigenous Knowledge shared in confidence under an exemption.

Thank you for your participation in the impact assessment process to date, we look forward to continuing working together. If you have any questions or concerns, please do not hesitate to contact me at 437-518-5692 or by email at Crawford@iaac-aeic.gc.ca.

Sincerely,

<Original signed by>

Larissa Goshulak
Senior Consultation Analyst, Ontario Region

⁵ <https://www.iaac-aeic.gc.ca/050/evaluations/protection>

⁶ <https://www.canada.ca/en/impact-assessment-agency/services/policy-guidance/practitioners-guide-impact-assessment-act/protecting-confidential-indigenous-knowledge-under-the-impact-assessment-act.html>

Enclosures: Enclosure 1: Summary of the Impact Statement for the
Crawford Nickel Project
Enclosure 2: Summary of information on potential impacts of
the Crawford Nickel Project on Apitipi Anicinapek Nation

c.c.: Dave Babin, Apitipi Anicinapek Nation
Lance Black, Apitipi Anicinapek Nation
Andrew Bubar, Tamarack Environmental Associates
Kate Kempton, Woodward & Company Lawyers LLP
Paul McKenzie, Apitipi Anicinapek Nation
Ken Petersen, Petersen Consulting