

Ministre des Affaires autochtones
et du développement du Nord



Minister of Aboriginal Affairs and
Northern Development

Ottawa, Canada K1A 0H4

MAR 27 2014

The Honourable Robert C. McLeod
Minister of Lands
Government of the Northwest Territories
PO Box 1320
YELLOWKNIFE NT X1A 2L9

Dear Minister McLeod:

As per section 3.17 of the Northwest Territories Lands and Resources Devolution Agreement, it was agreed that certain, powers, duties and functions of the federal Minister under the *Mackenzie Valley Resource Management Act* would be delegated to a territorial minister. Section 4(1) of the *Mackenzie Valley Resource Management Act* provides me, as Minister of Aboriginal Affairs and Northern Development, the authority to delegate any of my powers, duties and functions under the Act, by instrument in writing, to a territorial minister designated by the Commissioner of the Northwest Territories.

Therefore, please find attached a copy of the Delegation Instrument, which delegates the powers, duties and functions under the *Mackenzie Valley Resource Management Act* to you, as Minister of Lands, with respect to securities for land use permits on non-federal lands; the designation of inspectors for use of land on non-federal lands; receiving and distributing reports from the Mackenzie Valley Environmental Impact Review Board for developments wholly on lands outside a federal area; the participation in decisions following environmental assessments and environmental impact reviews for developments wholly on lands outside a federal area; and the extension of time limits for environmental assessments and environmental impact reviews for developments wholly on lands outside a federal area (other than extensions requiring GIC approval).

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Thank you for your collaboration on the *Mackenzie Valley Resource Management Act*.
I look forward to our continued collaboration, post-devolution.

Sincerely,

A handwritten signature in black ink, appearing to read 'Bernard Valcourt', with a stylized flourish at the end.

Bernard Valcourt, PC, QC, MP

Encl.

c.c.: The Honourable George L. Tuccaro, Commissioner of the Northwest Territories
Premier Bob McLeod, Government of the Northwest Territories

DELEGATION OF AUTHORITY UNDER THE MACKENZIE VALLEY RESOURCE
MANAGEMENT ACT

Whereas under section 3.17 of the Northwest Territories Lands and Resources Devolution Agreement certain powers, duties and functions of the Minister of Indian Affairs and Northern Development under the *Mackenzie Valley Resource Management Act* are to be delegated to a minister of the Government of the Northwest Territories designated by the Commissioner of the Northwest Territories;

Whereas certain other powers, duties and functions of the Minister of Indian Affairs and Northern Development under the *Mackenzie Valley Resource Management Act* are to be delegated to a minister of the Government of the Northwest Territories designated by the Commissioner of the Northwest Territories;

Whereas the Commissioner of the Northwest Territories has designated the Minister of Lands as the minister of the Government of the Northwest Territories who may be delegated certain powers, duties and functions of the Minister of Indian Affairs and Northern Development under the *Mackenzie Valley Resource Management Act*;

Therefore, pursuant to subsection 4(1) of the *Mackenzie Valley Resource Management Act*, I, the Minister of Indian Affairs and Northern Development, do hereby delegate the Minister of Lands for the Government of the Northwest Territories as the person who may exercise the powers and perform the duties and functions under this Act as specified in the attached Schedule A.

This instrument takes effect as of April 1, 2014 and remains in effect until revoked in writing.

Dated this 27th day of March, 2014.



The Honourable Bernard Valcourt / Minister of Indian Affairs and Northern Development
L'honorable Bernard Valcourt / Ministre des Affaires indiennes et du Nord canadien

SCHEDULE A :

POWERS, DUTIES AND FUNCTIONS UNDER THE MACKENZIE VALLEY RESOURCE MANAGEMENT ACT

Definitions:

The terms used in this Schedule have the same meaning ascribed to them in the *Mackenzie Valley Resource Management Act*.

Powers, duties and functions under Part 3 of the Act:

1. The approval of the form of security and the holding of security furnished under subsection 71(1), notification of the furnishing of security under subsection 71(2), the application of security under subsection 71(3), and the refund of any security under subsection 71(5) in respect of land use permits, other than for a land use permit in respect of a federal area.
2. The designation of inspectors in relation to the use of lands under subsection 84(1), other than in respect of a federal area.

Powers, duties and functions powers under Part 5 of the Act:

3. The receipt of reports from the Mackenzie Valley Environmental Impact Review Board and the distribution of such reports under paragraphs 128(2)(a) and 134(3)(a) where a development is wholly on lands outside a federal area.
4. The participation in decisions made following consideration of the reports referred to in subsection 128(2) and the distribution of such decisions, under paragraphs 130(1)(a) and (b), and subsections 130(1.1), 130(2), 130(3), 130(4) and 130(4.01) where a development is wholly on lands outside a federal area.
5. The participation in decisions made following consideration of the reports referred to in subsection 134(3), and the distribution of such decisions, under sections 135 and subsections 136(1) and 136(1.1) where an environmental impact review has been ordered under subparagraph 128(1)(b)(i), paragraph 128(1)(c), 130(1)(a),

subparagraph 130(1)(b)(ii) or paragraph 131(1)(b) and a development is wholly on lands outside a federal area.

6. The power to extend time-limits for environmental assessments and environmental impact reviews, under subsections 128(2.2), 130(4.03), 132(5), 134(1.2), 134(4) and 136(1.2) for a development wholly on lands outside a federal area.

Transitional provisions:

7. Paragraphs 3 to 6 do not apply with respect to a report that has been made to the federal Minister prior to April 1, 2014 under paragraphs 128(2)(a) or 134(3)(a).