

Date : 11/1/2012 11:41:13 AM
From : "Galgay, Taracetta"
To : "Bugden, Mark"
Subject : FW: endorsement

Can you trim this please?
 Thanks

From: Gover, Aubrey
Sent: Thursday, November 01, 2012 12:33 AM
To: Galgay, Taracetta; Harvey, Brian
Subject: Fw: endorsement

The. IBA issues only Nalcor can address. You know the status of the EMA. Brian knows the views on the QC Innu IBA issue.

Aubrey T. Gover, Q.C.
 Assistant Deputy Minister
 Aboriginal Affairs
 Government of Newfoundland and Labrador
 Labrador and Aboriginal Affairs

From: Gover, Aubrey
Sent: Wednesday, October 31, 2012 10:08 AM
To: Dutton, Sean
Subject: RE: endorsement

Thanks.

From: Dutton, Sean
Sent: Wednesday, October 31, 2012 10:08 AM
To: Gover, Aubrey
Subject: FW: endorsement

From: Joseph Riche [<mailto:jriche@innu.ca>]
Sent: Friday, August 31, 2012 12:39 PM
To: Phillips, John
Cc: Dutton, Sean; emartin@nalcorenergy.com; John Olthuis; Gerry Kerr; Simeon Tshakapesh; Simeon Tshakapesh; Sebastien Benuen; Richard Nuna; Paula Reid; Nkleer
Subject: endorsement

Dear Mr John Phillips,

Thanks for your email. Innu Nation would definitely be interested in joining the Premier in making a public endorsement of Muskrat Falls. However, there are a number of related issues that we need to see movement on from the Province and Nalcor. The *spirit and intent* of the IBA and the AIP need to be met, but *unfortunately this hasn't been happening* to date.

We understand through other sources that Nalcor is engaged in union negotiations with several trades unions. The IBA commitments include Nalcor *providing opportunities for Innu Nation to become involved* when it is in collective agreement negotiations with unions. These commitments are very important to us, so that *our people will not lose out on the employment benefits* in the IBA.

We also have been *experiencing problems* in the environmental permitting process under the IBA. Regular meetings of the environmental committee under the IBA *are simply not happening*. Our existing environment office staff (who have many other job responsibilities) *reviewing Nalcor's permit applications are not getting sufficient time. Nor do we yet have any implementation funding to hire anyone else to assist in adequately reviewing permit applications*, and to do other work under the IBA such as on-site environmental monitoring and reviewing Nalcor's Environmental Management System. This situation *needs significant improvement*.

The work we need to do under the IBA to take advantage of the benefits and to meet our obligations is also hampered because Nalcor has refused to respond favourably to our *repeated requests for an advance* on IBA implementation funding. Innu Nation's environment office staff are already stretched very thin doing other environmental protection work, including responding to numerous permit applications for projects in western Labrador. Nalcor was favourable about the idea of an advance back in November 2011, but is now essentially ignoring our request. The delay in project sanction is beyond Innu nation's control, of course, but we *really are hampered by lack of an advance* on IBA implementation payments.

The Environmental Management Agreement (EMA) for the *Lower Churchill project referred to in the AIP is also not yet done*. EMA negotiations have not even yet begun. Canada is dragging its feet on that score. We need the Province to take a firm position about getting the EMA done. For all the major permits which are starting to come in (such as the fisheries Act authorizations and the navigable waters permits), *Innu Nation must insist that the EMA be in place*. The Province needs to support us in that position. Innu Nation needs to ensure our people that the environment we rely on as Innu people is protected as far as possible.

Finally, we have a serious problem with what is happening in Western Labrador. The **AIP and IBA and the Upper Churchill Redress Agreement were a package deal**. Our **ratification of those agreements allowed Nalcor to go ahead with Muskrat Falls**. However, the situation in Western Labrador is **now one where organizations including Nunatukavut and the Quebec Innu are being treated by the companies as though they have**

the same rights as the Innu of Labrador. The province needs to make it abundantly clear to the mining companies and to these other organizations **that they are not entitled to IBAs**. That *lack of clarity* is **eroding** the IBA benefits which Innu Nation negotiated for in the AIP. I would very much like to meet with the Premier and Ed Martin to discuss these important matters next week in St. John's. Nin.

Grand Chief Joseph Riche

From: jriche@innu.ca [mailto:jriche@innu.ca]