

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 J. Michael Miltenberger
Minister of Environment and Natural Resources
Government of the Northwest Territories
PO Box 1320
YELLOWKNIFE NT X1A 2L9

Dear Minister Miltenberger:

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 Environment and Natural Resources, with respect to approvals for water licenses on non-federal areas as well as cumulative impact monitoring and environmental audits.

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'.

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

Canada

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 Environmental and Natural Resources 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 Environment and Natural Resources 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'honourable 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 issuance, renewal, amendment or cancellation of all water licences under section 72.13, other than for a water licence in respect of a federal area.

Powers, duties and functions under Part 6 of the Act:

2. The powers, duties and functions of the federal Minister, including those of the responsible authority as defined in Part 6 where no person has been designated as such by regulations made under paragraph 150(b), relating to cumulative impact monitoring and the conduct of an environmental audit under sections 146, 147, 148 and 149.

Transitional provisions:

3. Paragraph 1 does not apply to a water licence that has been referred to the federal Minister for approval prior to April 1, 2014.