



## 10 Engagement and Consultation

This section of the ToR presents the plan that outlines the engagement and consultation activities that will occur during preparation of the Terms of Reference and the environmental assessment.

In support of this ToR, a Record of Consultation (RoC) has been prepared. The RoC identifies and details all of the consultation and engagement activities undertaken during the preparation of the ToR, and will be maintained during the EA phase of the Project to ensure continuity in the documentation process.

### 10.1 Principles and Approach

#### 10.1.1 Webequie-led Indigenous Communities Consultation

The plan for Indigenous communities consultation was developed in accordance with the following components:

- › Elders' guiding principles;
- › Webequie First Nation Three-Tier approach to Indigenous community consultation/engagement; and
- › Requirements of applicable legislation, policies and guidelines.

##### 10.1.1.1 Elders' Guiding Principles

Guidance has been provided to the Webequie Project Team by elders. This guidance has been provided to ensure that the Webequie First Nation conducts consultation/engagement for the Project in a respectful manner that reflects the culture and traditions of the Webequie people and their clans and neighbours outside the Webequie First Nation. As guided, the Project Team will ensure that all project-related consultation and engagement activities will be inclusive of the following guiding principles:

- › Mutual recognition of nation to nation;
- › Mutual recognition of ancestral knowledge;
- › Mutual recognition of traditional knowledge and practices;
- › Mutual recognition of clan families and relationships;
- › Mutual recognition of sustainable livelihood; and
- › Mutual recognition of traditional protocols.

When visiting other communities, the Project Team will respect their protocols and processes, their values and traditions, and their lands. Additionally, consultation activities will include the key elements of consultation as outlined in the Nishnawbe Aski Nation *Handbook on Consultation in Natural Resource Development* (2007) to ensure that consultation is:

- › A continuous process;
- › About exchanging information;
- › About building relationships;
- › About getting feedback;
- › About exchanging additional information, as required;
- › About identifying issues;
- › About accommodation and reconciliation;

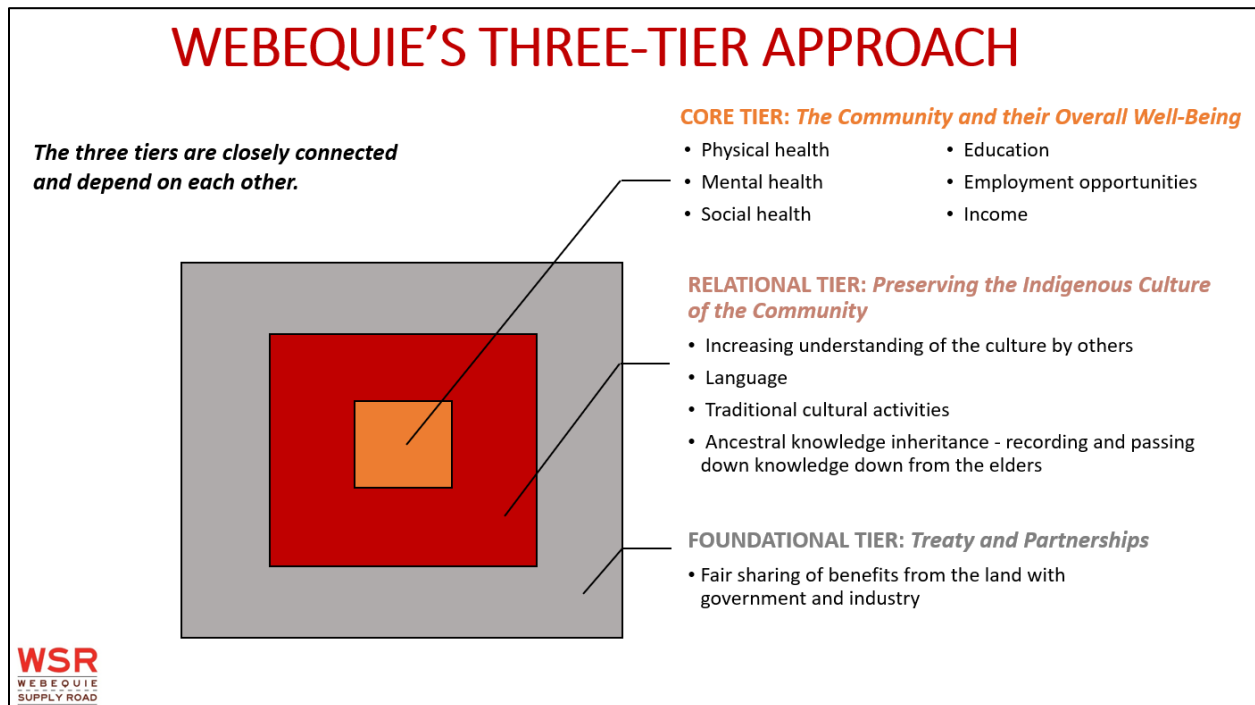


- › About fairness; and
- › About negotiating with the right attitude.

### 10.1.1.2 Webeque First Nation Three-Tier Approach

Webeque First Nation has developed a Three-Tier framework for their approach to Indigenous consultation. The Three-Tier approach is consistent with the Webeque First Nation's traditional cultural values, customs and beliefs, as shown in **Figure 10.1** and described below.

**Figure 10.1: Webeque First Nation Three-Tier Consultation Approach**



This consultation approach has been inherently passed on through generations by Webeque First Nation's Indigenous Knowledge Keepers and forms part of the Elders' Guiding Principles that harmonize with regulatory requirements for consultation.

#### **Core Tier - Webeque First Nation**

The community approach to project development and consultation in Webeque First Nation is based on *Bimachiiowiin* (life sustaining or sustainable), *Ondatissiiwiin* (source of life) and *Minobiiomatissiiwiin* (prosperity and good life agreements).

*Bimachiiowiin* is a result of sustainable community, which relies on the Foundational Tier. This is the tier where relationships are made with the Ontario Government and its various ministries undertaking the projects. The benefits are brought back to flow to the community, which triggers federal judiciary responsibility and involvement.



**Ondatissiwiin** is the source of life. The source of livelihood depends on the relationship and benefit agreements with First Nation Partners, governments and industry, which is a benefit for the community. The source is realized through project development or exploring and it either must be found or created. For this project, access to the source of *bimachiowiin* is a supply road project and, as such, must be explored and created.

**Minobiimatissiwiin** is the result of prosperity and good life agreements. It is measurable through baseline studies of existing social and economic conditions today. The ToR and the EA will identify the socio-economic benefits for the community.

### **Relational Tier – First Nations Neighbours and Government Agencies**

In order to sustain its way of life, the community must breathe and the people must be able to practice their way of life with the land, as well as their languages and culture. The Relational Tier next to the core of the community is an adaptive transitional tier supporting the fixed location of the community, and relies on the land animals and wildlife to allow community members to practice the creator-given rights to hunt and fish without having to move the family to different locations for harvesting purposes.

It is well understood by the people of the Webequie First Nation that any project developed within their traditional territory could have effects on others. It is also well understood that the regulatory environment to develop projects, requires approvals and authorizations from government agencies.

The Relational Tier of Webequie's approach to consultation and project development involves outreach to and involvement of other potentially affected First Nations, many of whom are home to Webequie family/clan members; and developing relationships with and working closely with agencies of the provincial and federal governments. It is recognized that these relationships and connections are important to maintain in a positive way.

### **Foundational Tier – Social and Economic Benefits from the Land**

The approach to project development and consultation is based on the overarching objective to create social and economic benefits for the members of the Webequie First Nation through the use and development of resources on their lands.

Social and economic benefits will result in a number of positive outcomes for the community, including improved standard of living through increased revenues; and self-determination – reduced reliance on provincial and federal government sources of funding, and the ability for the community to make decisions about activities and development within their traditional territory.

The social benefits of increased economic activity and revenues into the community are many, including improved housing and family well-being through reduced crowding that will also lead to improved health conditions. Creating economic activity will also increase skill levels and employment opportunities, all of which contribute to economic prosperity, which will then contribute to the improvement of all social outcomes for the community. One of those opportunities is mining potential within the mineralized zone in and around McFaulds Lake. This area is located approximately 75 km east of the Webequie First Nation, and lies within their traditional lands. Increased mineral exploration and the proposed mine developments within and around the mineralized zone of McFaulds Lake is considered an important and long-term economic opportunity by the Webequie First Nation.



Economic prosperity, social well-being and self-determination are at the foundation of the Three-Tier approach. Development opportunities must, in and of themselves, also be sustainable, providing long-term benefits to the community, and not at any cost. Any development within the traditional territory of the Webeque First Nation must be respectful of and consistent with the values, traditions and culture of the community.

#### 10.1.1.3 Requirements of Applicable Legislation, Policies and Guidelines

The Webeque Project Team will also conduct the EA based on conventional principles and approaches that are consistent with legislative requirements and the Ministry of the Environment, Conservation and Parks Code of Practice and recognized best practices in Indigenous community, public and stakeholder engagement and consultation. In this context, the Webeque Project Team recognizes that adhering to the following principles will be important in conducting a successful engagement and consultation program for the Project:

- › Early, ongoing, clear, timely and respectful communication and dialogue with all identified Indigenous communities, government agencies, stakeholders and other affected/interested parties;
- › Providing multiple and ongoing opportunities for all affected and interested parties to communicate with members of the Project Team and to provide input and responses in a way that meets their needs;
- › Open, transparent, traceable and flexible planning and decision-making processes; and
- › Documenting input received during the consultation process and follow-up with all participants on how their input was considered and (as appropriate) incorporated into project plans, or an explanation of why it could not be incorporated.

#### 10.1.2 Duty to Consult with Indigenous Peoples

It is the Crown's constitutional duty to determine whether a Duty to Consult has been triggered by a Project and, if so, identify the Indigenous communities to be engaged and the appropriate consultation to be undertaken with those communities. As the Webeque Supply Road Project falls under the jurisdiction of both the provincial *Environmental Assessment Act* (EA Act), and the federal *Impact Assessment Act*, both federal and provincial ministries and agencies represent the Crown. The Crown can delegate some procedural aspects of the duty to consult to project proponents. Project proponents are obliged under the EA Act to consult with all interested parties, including Indigenous communities. To ensure engagement and consultation with Indigenous communities is meaningful, it is important to recognize that Indigenous communities have varying rights and interests in respect of the Project; consequently, they may request different approaches to consultation and engagement, as well as accommodation, where appropriate, to mitigate impacts to their rights and interests. In addition, the "public" consultation process is also open to Indigenous communities.

The Ministry of the Environment, Conservation and Parks (MECP) and the Ministry of Energy, Northern Development and Mines (ENDM), on behalf of the Ontario Government, have formally delegated some procedural aspects of consultation required under the EA Act to Webeque First Nation, as proponent. While some Duty to Consult responsibilities have been delegated to the proponent, the Government of Ontario (MECP and ENDM) will still retain overall responsibilities related to the constitutional Duty to Consult.

A Memorandum of Understanding (MOU) between MECP, ENDM and Webeque First Nation, setting out how roles and responsibilities related to the Duty to Consult will be shared between the Crown and the proponent, was finalized on February 7, 2020. In general, Webeque First Nation is responsible for carrying



out Statutory Consultation<sup>7</sup> in respect of the Project in accordance with the EA Act and will consult with the Aboriginal Communities for that purpose; and the Crown may rely on Statutory Consultation in fulfilling its Duty to Consult.

As established in the MOU, Webequie First Nation's roles and responsibilities in conducting Statutory Consultation for the Project include the following:

### **1. Consultation and Planning Notification**

- a. Works with Ontario to delineate clear roles and responsibilities for consultation as set out in this MOU;
- b. Prepares Aboriginal consultation plans for the preparation of the terms of reference and the environmental assessment and submits to Ontario for review. The consultation plan for the environmental assessment must be submitted as part of the terms of reference. Consultation plans must include:
  - i. Outline of how the Proponent will engage with the Aboriginal Communities and meet Statutory Consultation requirements as part of the Ontario's environmental assessment process and the procedural aspects of consultation delegated in this MOU ;Outline how any community consultation protocols have been incorporated, and if not, the reasons why they haven't;
  - ii. Timetable for completion of all responsibilities;
- c. During the consultation process, considers whether separate engagement plans for each community should be developed in consultation with the Aboriginal Communities for each phase of the environmental assessment process;
- d. Refers any requests for financial or other support received from Aboriginal Communities to Ontario;
- e. Drafts notices associated with the environmental assessment process (e.g., Notice of Commencement of Terms of Reference) for MECP review, and the proponent circulates with input from Ontario on appropriate distribution;
- f. Provides Aboriginal Communities with timely notice of the Project to consider possible impacts (e.g., notices required under the Environmental Assessment Act);
- g. Provides copies of all environmental assessment related documents to Aboriginal Communities for review and comment;
- h. Requests acknowledgement of receipt of all statutory notices from Aboriginal Communities (including the notice of submission of final terms of reference, notice of commencement of environmental assessment, and notice of submission of final environmental assessment), and follows up with Aboriginal Communities to confirm receipt if acknowledgement is not received (and maintains a record of these communications);
- i. Requests confirmation of receipt of draft terms of reference and environmental assessment documents, and follows up with Aboriginal Communities to confirm receipt if acknowledgement is not received (and maintains a record of these communications).

### **2. Undertaking Consultation Activities, including Issues Resolution and Follow-Up**

- a. Works with MECP and ENDM to coordinate consultation activities and identify appropriate times for Ontario participation in Proponent-led activities, with the goals of ensuring meaningful consultation and to avoid duplication of effort by Aboriginal Communities, the Proponent, and Ontario (e.g., coordination through bi-weekly calls);

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<sup>7</sup> In the MOU, "Statutory Consultation" means the consultation obligations to all interested persons related to the Terms of Reference and EA applications, as required in the EA Act.



- b. Leads the procedural aspects of consultation activities throughout the environmental assessment process to:
  - i. Provide Aboriginal Communities with information about the Project;
  - ii. Explain the role the Proponent will have in consultation related to the Duty and Statutory Consultation;
  - iii. Identify concerns Aboriginal Communities may have about potential adverse impacts the Project may have on Aboriginal or treaty rights, including inviting Aboriginal Communities to share Indigenous Knowledge or information about traditional land use that may be impacted by the Project;
  - iv. Seek input on measures to avoid, mitigate, or offset potential impacts; and
  - v. Provide opportunity for Aboriginal Communities to discuss changes to project design, monitoring and adaptive management plans;
- c. Prepares materials in plain language and arranges for translation, if required, sets up meetings with Aboriginal Communities, arranges logistics for Proponent-led activities;
- d. Provides funding for logistics for Proponent-led consultation activities (meeting spaces, hospitality, including costs associated with translation, document printing and distribution);
- e. Refers any concerns raised by Aboriginal Communities with respect to the regulatory approvals process, timing of review of documents, meeting delays which may impact scheduling, etc. to Ontario;
- f. Refers any requests for financial or other support, including capacity funding, received from Aboriginal Communities to Ontario;
- g. Works with Aboriginal Communities to resolve issues and address concerns raised throughout the process, including:
  - i. Providing additional information about the Project and discuss how any changes to the Project could address potential impacts to rights (e.g., changes to project design to avoid impacts, mitigation strategies, monitoring, adaptive management plans); and
  - ii. Following up with Aboriginal Communities on issues related to project impacts and documents how issues were addressed during all phases of the environmental assessment process;
- h. Refers questions, comment or concerns raised by Aboriginal communities to Ontario that may be out of scope of the Proponent, the Project or the environmental assessment;
- i. Integrates Indigenous Knowledge, and land use studies received from Aboriginal Communities into environmental assessment documentation, as appropriate, and documents how information was incorporated in the Record of Consultation;
- j. Advises Ontario within a month of receipt of:
  - i. Any actual, potential or asserted adverse impact of the Project on established or asserted Aboriginal or treaty rights, whether Webequie First Nation becomes aware of such impact or assertion through its consultation activities or otherwise;
  - ii. Any notice or statement by any Aboriginal Community that some or all of its Aboriginal or treaty rights concerns in connection with the Project have been resolved, how they have been addressed and whether the Aboriginal Community is supportive of the Project; and
  - iii. Any questions, comments or concerns raised by Aboriginal Communities that fall outside the scope of the Project and the environmental assessment.



### 3. Record Keeping

- a. Works with Ontario to develop common templates to record consultation that meets both Statutory Consultation and Duty obligations;
- b. Submits monthly consultation reports to Ontario (using template);
- c. Keeps detailed and organized records of all consultation activities (e.g., meetings, calls, correspondence) and analyzes input received from Aboriginal Communities using common template;
- d. Integrates Indigenous Knowledge, and land use studies received from Aboriginal Communities into environmental assessment documentation, as appropriate, and documents how information was incorporated in the Record of Consultation;
- e. Prepares and submits record of consultations for the terms of reference and environmental assessment to Ontario, including detailed records of correspondence, meetings, receipt of notices, etc., issues raised and how they were resolved or addressed. Includes primary records as appendices to the records of consultation.

## 10.2 Indigenous Communities and Stakeholder Identification

### 10.2.1 Identification of Indigenous Communities

In coordination with other provincial government agencies, Ontario (MECP) identified a list of twenty-two (22) potentially affected Indigenous communities that are to be consulted by the Webequie Project Team as part of its project planning. These communities were identified by Ontario, as per direction provided in the letter from MECP to the Webequie First Nation on December 19, 2018, as potentially having their rights and/or interests affected by the Project. Sixteen (16) of these Indigenous communities may be affected by the Project, whereas, the other six (6) Indigenous communities may have potential interest in the Project. For the purposes of the Terms of Reference, all twenty-two (22) communities will be referred to as potentially affected. The full list of communities is presented in **Table 10-1** below.



**Table 10-1: Indigenous Communities to be Engaged/Consulted**

Tribal Council or Affiliation	Community or Organization
Matawa Tribal Council	Aroland First Nation Constance Lake First Nation Eabametoong First Nation Ginoogaming First Nation Long Lake #58 First Nation Marten Falls First Nation Neskantanga First Nation Nibinamik First Nation Webequie First Nation
Mushkegowuk Council	Attawapiskat First Nation Fort Albany First Nation Kashechewan First Nation
Shibogama Council	Kasabonika Lake First Nation Kingfisher Lake First Nation Wapekeka First Nation Wawakapewin First Nation Wunnumin Lake First Nation
Windigo First Nations Council	North Caribou Lake First Nation
Independent First Nations	Kitchenuhmaykoosib Inninuwug (KI) Mishkeegogamang First Nation Weenusk (Peawanuck) First Nation
Métis Nation of Ontario	Métis Nation of Ontario – Region 2

The list provided by MECP reflects the Crown’s understanding of communities whose established or asserted Aboriginal and/or treaty rights may be adversely affected by the Project and/or may have interests in the Project. The list is subject to change as new information becomes available throughout the environmental assessment process. The distinction between potentially affected communities and communities that may have interests will be reflected in the depth and frequency of consultation with the Indigenous communities identified. Communities deemed to be potentially impacted will be engaged more frequently, and in more depth, than those determined only to have interests. WFN would be open to engage interested communities should they wish to engage more frequently.

WFN further reviewed the lists of identified communities and assessed them based on the following criteria:

- › Geographically closer to the project area than others;
- › Known to have traditionally used some of the potentially affected lands in the past, or currently;
- › Downstream of the Project and may experience impacts as a result of effects to waterways;
- › Considered to have closer familial/clan connections to the members of the Webequie First Nation; and/or
- › Have been involved in all-season road planning in the Region, either directly with the Webequie First Nation, or in consideration of all-season road planning that the Webequie First Nation has been involved with in recent years.





Based on these factors, the Indigenous communities to be offered the deepest or intensive engagement/consultation, include:

- › Webequie First Nation
- › Marten Falls First Nation
- › Kasabonika First Nation
- › Attawapiskat First Nation
- › Nibinamik First Nation
- › Neskantaga First Nation
- › Weenusk (Peawanuck) First Nation
- › Eabametoong First Nation

In addition to receiving all statutory notices, these communities will be provided comprehensive project information on a regular basis and full opportunity to review and comment on those materials, as well as face-to-face engagement/consultation (e.g., meetings).

The remaining Indigenous communities will also receive all statutory notices, will be provided comprehensive project information on a regular basis and full opportunity to review and comment on those materials, and will be offered direct face-to-face engagement/consultation (e.g., meetings), but on a less frequent basis than the communities listed above. Those communities include:

- › Aroland First Nation
- › Constance Lake First Nation
- › Fort Albany First Nation
- › Kashechewan First Nation
- › Kitchenuhmaykoosib Inninuwug
- › Kingfisher Lake First Nation
- › Wapekeka First Nation
- › Wawakapewin First Nation
- › Wunnumin Lake First Nation
- › Ginoogaming First Nation
- › Long Lake #58 First Nation
- › Mishkeegogamang First Nation
- › Métis Nation of Ontario – Region 2
- › North Caribou Lake First Nation

## 10.2.2 Government Agencies

### 10.2.2.1 Government Review Team

Based on the project components and potential project effects, it is expected that the following provincial and federal ministries and agencies will participate in the EA at some level, including as members of the Government Review Team (GRT) (refer to **Section 10.2.4.1** for information on engagement with and the role of the GRT during the EA phase). The listing is also based on inclusions suggested by the Ministry of the Environment, Conservation and Parks and the Impact Assessment Agency of Canada.



#### Ontario Government

- › Ministry of Energy, Northern Development and Mines
- › Ministry of the Environment, Conservation and Parks
- › Ministry of Natural Resources and Forestry
- › Ministry of Transportation
- › Ministry of Indigenous Affairs
- › Ministry of Education
- › Ministry of Community Safety and Correctional Services
- › Ministry of Economic Development, Job Creation and Trade
- › Ministry of Municipal Affairs and Housing
- › Ontario Ministry of Heritage, Sport, Tourism and Culture Industries
- › Ontario Provincial Police

#### Government of Canada

- › Impact Assessment Agency of Canada
- › Environment and Climate Change Canada
- › Fisheries and Oceans Canada
- › Crown-Indigenous Relations and Northern Affairs Canada
- › Indigenous Services Canada
- › Transport Canada

In addition to the broader GRT, an EA Coordination Team has been established to coordinate the requirements of the provincial and federal EA processes as efficiently as possible. The EA Coordination Team is comprised of the following provincial and federal agencies:

- › Ministry of Energy, Northern Development and Mines
- › Ministry of the Environment, Conservation and Parks
- › Ministry of Natural Resources and Forestry
- › Ministry of Transportation
- › Impact Assessment Agency of Canada

The mandate of the EA Coordination Team is to meet with the Webequie Supply Road Project Team on a regular basis, in a forum where team members can exchange information, including providing each other with updates on the EA process; explore issues and collectively try to resolve them; work on coordinating the EAs and keep the processes moving forward in lockstep to the greatest possible extent; and seek feedback on Indigenous and public and stakeholder consultation. EA Coordination Team meetings occur regularly via teleconference and/or in Thunder Bay, and will continue throughout the EA process. The EA Coordination Team may invite other GRT members to its meetings as needs and opportunities arise.

#### 10.2.2.2 Municipalities

Municipalities to be included in the consultation program were identified based on their proximity to the proposed all-season road corridor, and include:

- › City of Thunder Bay
- › Municipality of Greenstone
- › Township of Pickle Lake



- › City of Timmins
- › Municipality of Sioux Lookout

### 10.2.3 Public and Stakeholders

Interested and/or affected stakeholders, including non-governmental organizations, were identified based on the following interests:

- › Members of the public;
- › Crown land tenure and claim holders within the mineralized zone in the McFaulds Lake area;
- › Environmental interest groups;
- › Community based organizations; and
- › Recreational and eco-tourism businesses.

The full engagement and consultation Contact List developed to date for Indigenous Communities, government agencies and stakeholders is included in the Terms of Reference Consultation Plan developed in consultation with MECP (available for viewing on the Project Website: [www.supplyroad.ca](http://www.supplyroad.ca)).

## 10.3 Terms of Reference Engagement and Consultation Results

To date, the Webequie Project Team has implemented the Terms of Reference Consultation Plan. This plan describes the consultation and engagement activities to be carried out during the Terms of Reference phase. The plan is available through the Project Website ([www.supplyroad.ca](http://www.supplyroad.ca)).

A summary of the commitments made by Webequie First Nation in the ToR in response to the results of the engagement and consultation with the public, Indigenous communities and stakeholders is presented in **Appendix C**.

### 10.3.1 Activities and Key Comments and Concerns Expressed by Indigenous Groups/Community Members to Date

**Table 10-2** provides a description of consultation and engagement activities conducted with potentially affected Indigenous groups and communities to date. In addition to these activities, the Project Website has been created ([www.supplyroad.ca](http://www.supplyroad.ca)). The website includes key project documents and information, including the Notice of Commencement of the Environmental Assessment Terms of Reference, and presentation and other project materials that describe the study. As consultation activities occur, the Project Website will have updated project information and recordings of meetings with Indigenous communities.



**Table 10-2: Overview of Activities and Events Conducted with Potentially Affected Indigenous Communities to Date**

Indigenous Group	Description of Engagement/Consultation Activities
<b>INDIGENOUS COMMUNITIES</b>	
<b>Webequie First Nation</b>	<ul style="list-style-type: none"> <li>Received letter from Ministry of the Environment, Conservation and Parks (MECP), dated December 19, 2018, to notify the community of the Project and that Webequie FN will be contacting Indigenous communities to discuss the scope of the Project and the EA processes.</li> <li>Received Notice of Commencement to prepare a provincial Environmental Assessment Terms of Reference, dated January 25, 2019.</li> <li>Chief and Council meeting and community meeting on February 22, 2019 to introduce the project scope, provide an overview of the EA processes and engagement/consultation activities, and provide an update on winter field studies conducted.</li> <li>Meeting with community members on July 16, 2019, to present key elements of the Draft ToR.</li> <li>Meeting with off-reserve community members on August 16, 2019, to present key elements of the Draft ToR.</li> <li>Received Notice of Draft Terms of Reference for Review, dated September 11, 2019.</li> <li>Meeting with Chief and Council and community members on October 1, 2019, to provide a project update, including: First Nation communities that have been consulted with to date and key themes of comments; a description of the upcoming socio-cultural study, including a gender-based analysis; key findings of the vegetation and wildlife survey; and the need to meet with Webequie community members to discuss the importance of plants and wildlife.</li> <li>Received Notice of Public Information Centre, dated October 2, 2019.</li> <li>Meeting with off-reserve members on October 8, 2019 to present key elements of the Draft ToR and Initial Project Description.</li> <li>Meeting with Chief and Council and Project Management Team on November 25, 2019, to present a summary of issues/comments received during the Draft ToR comment period.</li> <li>Meeting with off-reserve members on December 9, 2019 to provide an update, including: summary of key themes and issues/concerns of comments received on the Draft ToR and an update on key milestones of the project.</li> </ul>
<b>Aroland First Nation</b>	<ul style="list-style-type: none"> <li>Received letter from Ministry of the Environment, Conservation and Parks (MECP), dated December 19, 2018, to notify the community of the Project and that Webequie FN will be contacting Indigenous communities to discuss the scope of the Project and the EA processes.</li> <li>Received Notice of Commencement to prepare a provincial Environmental Assessment Terms of Reference, dated January 25, 2019.</li> </ul>



Indigenous Group	Description of Engagement/Consultation Activities
	<ul style="list-style-type: none"> <li>Received Notice of Draft Terms of Reference for Review, dated September 11, 2019.</li> <li>Received Notice of Public Information Centre, dated October 2, 2019.</li> <li>Provided comments to the Project Team in response to the request for comments on the Draft ToR on October 16, 2019.</li> <li>Received response letter regarding comments on Draft ToR, dated March 5, 2020.</li> </ul>
<b>Attawapiskat First Nation</b>	<ul style="list-style-type: none"> <li>Received letter from WFN (Chief Wabasse) to Chief and Council, dated November 23, 2018, to introduce the Project and requesting input on how they would like to be engaged.</li> <li>Received letter from Ministry of the Environment, Conservation and Parks (MECP), dated December 19, 2018, to notify the community of the Project and that Webequie FN will be contacting Indigenous communities to discuss the scope of the Project and the EA processes.</li> <li>Received Notice of Commencement to prepare a provincial Environmental Assessment Terms of Reference, dated January 25, 2019.</li> <li>Received follow-up letter to the Notice of Commencement for provincial Environmental Assessment Terms of Reference and request for a meeting with Chief and Council to introduce the Project and discuss the EA process, dated February 12, 2019.</li> <li>Received Notice of Draft Terms of Reference for Review, dated September 11, 2019.</li> <li>Received Notice of Public Information Centre, dated October 2, 2019.</li> <li>Provided comments to the Project Team in response to the request for comments on the Draft ToR on December 12, 2019.</li> <li>Received response letter regarding comments on Draft ToR, dated March 5, 2020.</li> </ul>
<b>Constance Lake First Nation</b>	<ul style="list-style-type: none"> <li>Received letter from Ministry of the Environment, Conservation and Parks (MECP), dated December 19, 2018, to notify the community of the Project and that Webequie FN will be contacting Indigenous communities to discuss the scope of the Project and the EA processes.</li> <li>Received Notice of Commencement to prepare a provincial Environmental Assessment Terms of Reference, dated January 25, 2019.</li> <li>Received Notice of Draft Terms of Reference for Review, dated September 11, 2019.</li> <li>Received Notice of Public Information Centre, dated October 2, 2019.</li> <li>Provided letter to the Project Team in response to the request for comments on the Draft ToR on November 6, 2019.</li> <li>Received response letter regarding comments on Draft ToR, dated March 5, 2020.</li> </ul>
<b>Eabametoong First Nation</b>	<ul style="list-style-type: none"> <li>Received letter from WFN (Chief Wabasse) to Chief and Council,</li> </ul>



Indigenous Group	Description of Engagement/Consultation Activities
	<p>dated November 23, 2018, to introduce the Project and requesting input on how they would like to be engaged.</p> <ul style="list-style-type: none"><li>Received letter from Ministry of the Environment, Conservation and Parks (MECP), dated December 19, 2018, to notify the community of the Project and that Webequie FN will be contacting Indigenous communities to discuss the scope of the Project and the EA processes.</li><li>Received Notice of Commencement to prepare a provincial Environmental Assessment Terms of Reference, dated January 25, 2019.</li><li>Received follow-up letter to the Notice of Commencement for provincial Environmental Assessment Terms of Reference and request for a meeting with Chief and Council to introduce the Project and discuss the EA process, dated February 12, 2019.</li><li>Received Notice of Draft Terms of Reference for Review, dated September 11, 2019.</li><li>Received Notice of Public Information Centre, dated October 2, 2019.</li><li>Received letter on project update on ToR, dated March 5, 2020.</li></ul>
<b>Fort Albany First Nation</b>	<ul style="list-style-type: none"><li>Received letter from Ministry of the Environment, Conservation and Parks (MECP), dated December 19, 2018, to notify the community of the Project and that Webequie FN will be contacting Indigenous communities to discuss the scope of the Project and the EA processes.</li><li>Received Notice of Commencement to prepare a provincial Environmental Assessment Terms of Reference, dated January 25, 2019.</li><li>Received Notice of Draft Terms of Reference for Review, dated September 11, 2019.</li><li>Received Notice of Public Information Centre, dated October 2, 2019.</li><li>Received letter on project update on ToR, dated March 5, 2020.</li></ul>
<b>Ginoogaming First Nation</b>	<ul style="list-style-type: none"><li>Received letter from Ministry of the Environment, Conservation and Parks (MECP), dated December 19, 2018, to notify the community of the Project and that Webequie FN will be contacting Indigenous communities to discuss the scope of the Project and the EA processes.</li><li>Received Notice of Commencement to prepare a provincial Environmental Assessment Terms of Reference, dated January 25, 2019.</li><li>Received Notice of Draft Terms of Reference for Review, dated September 11, 2019.</li><li>Received Notice of Public Information Centre, dated October 2, 2019.</li><li>Provided letter to the Project Team in response to the request for comments on the Draft ToR on November 6, 2019.</li><li>Received response letter regarding comments on Draft ToR, dated March 5, 2020.</li></ul>



Indigenous Group	Description of Engagement/Consultation Activities
<b>Kasabonika Lake First Nation</b>	<ul style="list-style-type: none"> <li>• Received letter from WFN (Chief Wabasse) to Chief and Council, dated November 23, 2018, to introduce the Project and requesting input on how they would like to be engaged.</li> <li>• Received letter from Ministry of the Environment, Conservation and Parks (MECP), dated December 19, 2018, to notify the community of the Project and that Webequie FN will be contacting Indigenous communities to discuss the scope of the Project and the EA processes.</li> <li>• Received Notice of Commencement to prepare a provincial Environmental Assessment Terms of Reference, dated January 25, 2019.</li> <li>• Received follow-up letter to the Notice of Commencement for provincial Environmental Assessment Terms of Reference and request for a meeting with Chief and Council to introduce the Project and discuss the EA process, dated February 12, 2019.</li> <li>• Meeting with Chief and Council on March 11, 2019, to review the Project scope and timelines, approach to consultation with community members and other Indigenous communities, and the EA processes.</li> <li>• Received Notice of Draft Terms of Reference for Review, dated September 11, 2019.</li> <li>• Meeting with Chief and Council on September 16, 2019, to present key elements of the Draft ToR.</li> <li>•</li> <li>• Received Notice of Public Information Centre, dated October 2, 2019.</li> <li>• Received letter on project update on ToR, dated March 5, 2020.</li> </ul>
<b>Kashechewan First Nation</b>	<ul style="list-style-type: none"> <li>• Received letter from Ministry of the Environment, Conservation and Parks (MECP), dated December 19, 2018, to notify the community of the Project and that Webequie FN will be contacting Indigenous communities to discuss the scope of the Project and the EA processes.</li> <li>• Received Notice of Commencement to prepare a provincial Environmental Assessment Terms of Reference, dated January 25, 2019.</li> <li>• Received Notice of Draft Terms of Reference for Review, dated September 11, 2019.</li> <li>• Received Notice of Public Information Centre, dated October 2, 2019</li> <li>• Received letter on project update on ToR, dated March 5, 2020.</li> </ul>
<b>Kingfisher Lake First Nation</b>	<ul style="list-style-type: none"> <li>• Received letter from Ministry of the Environment, Conservation and Parks (MECP), dated December 19, 2018, to notify the community of the Project and that Webequie FN will be contacting Indigenous communities to discuss the scope of the Project and the EA processes.</li> <li>• Received Notice of Commencement to prepare a provincial Environmental Assessment Terms of Reference, dated January</li> </ul>



Indigenous Group	Description of Engagement/Consultation Activities
<b>Kitchenuhmaykoosib Inninuwig (KI)</b>	<p>25, 2019.</p> <ul style="list-style-type: none"> <li>• Meeting with Chief and Council on August 22, 2019, to introduce the project, present key elements of the Draft ToR and seek permission to meet with community members.</li> <li>• Received Notice of Draft Terms of Reference for Review, dated September 11, 2019.</li> <li>• Received Notice of Public Information Centre, dated October 2, 2019.</li> <li>• Received letter on project update on ToR, dated March 5, 2020.</li> </ul> <ul style="list-style-type: none"> <li>• Received letter from Ministry of the Environment, Conservation and Parks (MECP), dated December 19, 2018, to notify the community of the Project and that Webequie FN will be contacting Indigenous communities to discuss the scope of the Project and the EA processes.</li> <li>• Received Notice of Commencement to prepare a provincial Environmental Assessment Terms of Reference, dated January 25, 2019.</li> <li>• Meeting with Chief and Council on September 4, 2019, to introduce the project, present key elements of the Draft ToR, and to seek permission to meet with community members.</li> <li>• Received Notice of Draft Terms of Reference for Review, dated September 11, 2019.</li> <li>• Received Notice of Public Information Centre, dated October 2, 2019.</li> <li>• Received letter on project update on ToR, dated March 5, 2020.</li> </ul>
<b>Long Lake #58 First Nation</b>	<ul style="list-style-type: none"> <li>• Received letter from Ministry of the Environment, Conservation and Parks (MECP), dated December 19, 2018, to notify the community of the Project and that Webequie FN will be contacting Indigenous communities to discuss the scope of the Project and the EA processes.</li> <li>• Received Notice of Commencement to prepare a provincial Environmental Assessment Terms of Reference, dated January 25, 2019.</li> <li>• Received Notice of Draft Terms of Reference for Review, dated September 11, 2019.</li> <li>• Received Notice of Public Information Centre, dated October 2, 2019.</li> <li>• Provided letter to the Project Team in response to the request for comments on the Draft ToR on November 6, 2019.</li> <li>• Received response letter regarding comments on Draft ToR, dated March 5, 2020.</li> </ul>
<b>Marten Falls First Nation</b>	<ul style="list-style-type: none"> <li>• Received letter from WFN (Chief Wabasse) to Chief and Council, dated November 23, 2018, to introduce the Project and requesting input on how they would like to be engaged.</li> <li>• Received letter from Ministry of the Environment, Conservation and Parks (MECP), dated December 19, 2018, to notify the community of the Project and that Webequie FN will be contacting Indigenous communities to discuss the scope of the Project and</li> </ul>





Indigenous Group	Description of Engagement/Consultation Activities
	<p>the EA processes.</p> <ul style="list-style-type: none"> <li>Received Notice of Commencement to prepare a provincial Environmental Assessment Terms of Reference, dated January 25, 2019.</li> <li>Received follow-up letter to the Notice of Commencement for provincial Environmental Assessment Terms of Reference and request for a meeting with Chief and Council to introduce the Project and discuss the EA process, dated February 12, 2019.</li> <li>Meeting with Chief and Council on March 3, 2019, to review the Project scope and timelines, approach to consultation with community members and other Indigenous communities; and the EA processes.</li> <li>Meeting (at Webequie) with Chief and Council on August 9, 2019, to present key elements of the Draft ToR.</li> <li>Received Notice of Draft Terms of Reference for Review, dated September 11, 2019.</li> <li>Received Notice of Public Information Centre, dated October 2, 2019.</li> <li>Received letter on project update on ToR, dated March 5, 2020.</li> </ul>
<p><b>Mishkeegogamang First Nation</b></p>	<ul style="list-style-type: none"> <li>Received letter from Ministry of the Environment, Conservation and Parks (MECP), dated December 19, 2018, to notify the community of the Project and that Webequie FN will be contacting Indigenous communities to discuss the scope of the Project and the EA processes.</li> <li>Received Notice of Commencement to prepare a provincial Environmental Assessment Terms of Reference, dated January 25, 2019.</li> <li>Meeting with Chief and Council and community members on August 1, 2019, to introduce the project and present key elements of the Draft ToR.</li> <li>Received Notice of Draft Terms of Reference for Review, dated September 11, 2019.</li> <li>Received Notice of Public Information Centre, dated October 2, 2019.</li> <li>Received letter on project update on ToR, dated March 5, 2020.</li> </ul>
<p><b>Neskantaga First Nation</b></p>	<ul style="list-style-type: none"> <li>Received letter from WFN (Chief Wabasse) to Chief and Council, dated November 23, 2018, to introduce the Project and requesting input on how they would like to be engaged.</li> <li>Received letter from Ministry of the Environment, Conservation and Parks (MECP), dated December 19, 2018, to notify the community of the Project and that Webequie FN will be contacting Indigenous communities to discuss the scope of the Project and the EA processes.</li> <li>Received Notice of Commencement to prepare a provincial Environmental Assessment Terms of Reference, dated January 25, 2019.</li> <li>Received follow-up letter to the Notice of Commencement for provincial Environmental Assessment Terms of Reference and</li> </ul>



Indigenous Group	Description of Engagement/Consultation Activities
	<p>request for a meeting with Chief and Council to introduce the Project and discuss the EA process, dated February 12, 2019.</p> <ul style="list-style-type: none"><li>• Received Notice of Draft Terms of Reference for Review, dated September 11, 2019.</li><li>• Received Notice of Public Information Centre, dated October 2, 2019.</li><li>• Provided comments to the Project Team in response to the request for comments on the Draft ToR on November 6, 2019.</li><li>• Meeting with Technical Team on March 1, 2020 to introduce the Project, present key elements of the Draft ToR and to seek permission to meet with community members.</li><li>• Received response letter regarding comments on Draft ToR, dated March 5, 2020.</li></ul>
<b>Nibinamik First Nation</b>	<ul style="list-style-type: none"><li>• Received letter from WFN (Chief Wabasse) to Chief and Council, dated November 23, 2018, to introduce the Project and requesting input on how they would like to be engaged.</li><li>• Received letter from Ministry of the Environment, Conservation and Parks (MECP), dated December 19, 2018, to notify the community of the Project and that Webequie FN will be contacting Indigenous communities to discuss the scope of the Project and the EA processes.</li><li>• Received Notice of Commencement to prepare a provincial Environmental Assessment Terms of Reference, dated January 25, 2019.</li><li>• Received follow-up letter to the Notice of Commencement for provincial Environmental Assessment Terms of Reference and request for a meeting with Chief and Council to introduce the Project and discuss the EA process, dated February 12, 2019.</li><li>• Meeting with Chief and Council on July 24, 2019, to introduce the project, present key elements of the Draft ToR and seek permission to meet with community members.</li><li>• Received Notice of Draft Terms of Reference for Review, dated September 11, 2019.</li><li>• Received Notice of Public Information Centre, dated October 2, 2019.</li><li>• Received letter on project update on ToR, dated March 5, 2020.</li></ul>
<b>North Caribou Lake First Nation</b>	<ul style="list-style-type: none"><li>• Received letter from Ministry of the Environment, Conservation and Parks (MECP), dated December 19, 2018, to notify the community of the Project and that Webequie FN will be contacting Indigenous communities to discuss the scope of the Project and the EA processes.</li><li>• Received Notice of Commencement to prepare a provincial Environmental Assessment Terms of Reference, dated January 25, 2019.</li><li>• Received Notice of Draft Terms of Reference for Review, dated September 11, 2019.</li><li>• Received Notice of Public Information Centre, dated October 2, 2019.</li></ul>



Indigenous Group	Description of Engagement/Consultation Activities
<b>Wapekeka First Nation</b>	<ul style="list-style-type: none"><li>• Received letter on project update on ToR, dated March 5, 2020.</li><li>• Received letter from Ministry of the Environment, Conservation and Parks (MECP), dated December 19, 2018, to notify the community of the Project and that Webequie FN will be contacting Indigenous communities to discuss the scope of the Project and the EA processes.</li><li>• Received Notice of Commencement to prepare a provincial Environmental Assessment Terms of Reference, dated January 25, 2019.</li><li>• Meeting with Chief and Council on August 27, 2019, to introduce the project, present key elements of the Draft ToR and to seek permission to meet with community members.</li><li>• Received Notice of Draft Terms of Reference for Review, dated September 11, 2019.</li><li>• Received Notice of Public Information Centre, dated October 2, 2019.</li><li>• Received letter on project update on ToR, dated March 5, 2020.</li></ul>
<b>Wawakapewin First Nation</b>	<ul style="list-style-type: none"><li>• Received letter from Ministry of the Environment, Conservation and Parks (MECP), dated December 19, 2018, to notify the community of the Project and that Webequie FN will be contacting Indigenous communities to discuss the scope of the Project and the EA processes.</li><li>• Received Notice of Commencement to prepare a provincial Environmental Assessment Terms of Reference, dated January 25, 2019.</li><li>• Meeting with Chief and Council on August 28, 2019, to introduce the project, present key elements of the Draft ToR and seek permission to meet with community members.</li><li>• Received Notice of Draft Terms of Reference for Review, dated September 11, 2019.</li><li>• Meeting with Chief and Council and community members on September 17, 2019, to introduce the project and present key elements of the Draft ToR.</li><li>• Received Notice of Public Information Centre, dated October 2, 2019.</li><li>• Received letter on project update on ToR, dated March 5, 2020.</li></ul>
<b>Weenusk (Peawanuck) First Nation</b>	<ul style="list-style-type: none"><li>• Received letter from WFN (Chief Wabasse) to Chief and Council, dated November 23, 2018, to introduce the Project and requesting input on how they would like to be engaged.</li><li>• Received letter from Ministry of the Environment, Conservation and Parks (MECP), dated December 19, 2018, to notify the community of the Project and that Webequie FN will be contacting Indigenous communities to discuss the scope of the Project and the EA processes.</li><li>• Received Notice of Commencement to prepare a provincial Environmental Assessment Terms of Reference, dated January 25, 2019.</li><li>• Received follow-up letter to the Notice of Commencement for</li></ul>



Indigenous Group	Description of Engagement/Consultation Activities
	<p>provincial Environmental Assessment Terms of Reference and request for a meeting with Chief and Council to introduce the Project and discuss the EA process, dated February 12, 2019.</p> <ul style="list-style-type: none"> <li>Meeting with Chief and Council on March 15, 2018, to review the Project scope and timelines, approach to consultation with community members and other Indigenous communities, and the EA processes.</li> <li>Received Notice of Draft Terms of Reference for Review, dated September 11, 2019.</li> <li>Received Notice of Public Information Centre, dated October 2, 2019.</li> <li>Received letter on project update on ToR, dated March 5, 2020.</li> </ul>
<p><b>Wunnumin Lake First Nation</b></p>	<ul style="list-style-type: none"> <li>Received letter from Ministry of the Environment, Conservation and Parks (MECP), dated December 19, 2018, to notify the community of the Project and that Webequie FN will be contacting Indigenous communities to discuss the scope of the Project and the EA processes.</li> <li>Received Notice of Commencement to prepare a provincial Environmental Assessment Terms of Reference, dated January 25, 2019.</li> <li>Received Notice of Draft Terms of Reference for Review, dated September 11, 2019.</li> <li>Received Notice of Public Information Centre, dated October 2, 2019.</li> <li>Meeting with Chief and Deputy Chief on October 2, 2019, to introduce the project, present key elements of the Draft ToR, and to seek permission to meet with community members.</li> <li>Received letter on project update on ToR, dated March 5, 2020.</li> </ul>
<p><b>Métis Nation of Ontario – Region 2</b></p>	<ul style="list-style-type: none"> <li>Received Notice of Commencement to prepare a provincial Environmental Assessment Terms of Reference, dated January 25, 2019.</li> <li>Received Notice of Draft Terms of Reference for Review, dated September 11, 2019.</li> <li>Received Notice of Public Information Centre, dated October 2, 2019.</li> <li>Received letter on project update on ToR, dated March 5, 2020.</li> </ul>
<p><b>INDIGENOUS COUNCILS</b></p>	
<p><b>Matawa Tribal Council</b></p>	<ul style="list-style-type: none"> <li>Received Notice of Commencement to prepare a provincial Environmental Assessment Terms of Reference, dated January 25, 2019.</li> <li>Received Notice of Draft Terms of Reference for Review, dated September 11, 2019.</li> <li>Received Notice of Public Information Centre, dated October 2, 2019.</li> <li>Provided comments to the Project Team in response to the request for comments on the Draft ToR on November 6, 2019.</li> <li>Received response letter regarding comments on Draft ToR, dated</li> </ul>



Indigenous Group	Description of Engagement/Consultation Activities
<b>Mushkegowuk Council</b>	<p>March 5, 2020.</p> <ul style="list-style-type: none"> <li>Received Notice of Commencement to prepare a provincial Environmental Assessment Terms of Reference, dated January 25, 2019.</li> <li>Received Notice of Draft Terms of Reference for Review, dated September 11, 2019.</li> <li>Meeting with Mushkegoqwuk Council on September 12, 2019, to introduce the project, present key elements of the Draft ToR and Initial Project Description, and to seek permission to meet with community members.</li> <li>Received Notice of Public Information Centre, dated October 2, 2019.</li> <li>Provided comments to the Project Team in response to the request for comments on the Draft ToR on November 6, 2019.</li> <li>Received response letter regarding comments on Draft ToR, dated March 5, 2020.</li> </ul>
<b>Shibogama Council</b>	<ul style="list-style-type: none"> <li>Received Notice of Commencement to prepare a provincial Environmental Assessment Terms of Reference, dated January 25, 2019.</li> <li>Received Notice of Draft Terms of Reference for Review, dated September 11, 2019.</li> <li>Received Notice of Public Information Centre, dated October 2, 2019.</li> <li>Received letter on project update on ToR, dated March 5, 2020.</li> </ul>
<b>Windigo First Nations Council</b>	<ul style="list-style-type: none"> <li>Received Notice of Commencement to prepare a provincial Environmental Assessment Terms of Reference, dated January 25, 2019.</li> <li>Received Notice of Draft Terms of Reference for Review, dated September 11, 2019.</li> <li>Received Notice of Public Information Centre, dated October 2, 2019.</li> <li>Received letter on project update on ToR, dated March 5, 2020.</li> </ul>

**Table 10-3** below provides a summary of comments compiled during the course of engagement conducted for the Webequie Supply Road Project to date. The table presents comments by theme, indicating Indigenous community/group that provided comments during meetings and in the comments on the Draft ToR. The Record of Consultation contains details on the comments received from each community, including comments on the Draft ToR and the Project Team’s responses and meetings with Indigenous.

In general, comments to date have generally been about potential impacts of road construction and operation to the use of land for traditional purposes, such as gathering, hunting, trapping and fishing. There have also been concerns about potential impacts to historic and cultural areas. Impacts to traditional uses of the land will be minimized through corridor definition and construction methods. Similarly, impacts to cultural and historic areas will largely be mitigated through road alignment refinement.



## Webequie Supply Road Environmental Assessment Terms of Reference



It should also be noted that the alternatives evaluation process was largely conducted by and amongst Webequie First Nation community members in the absence of the engagement consultant. Discussions were held with a variety of community members, defined both demographically (i.e., elders, youth) and by their activities in relation to the land (i.e., land users, harvesters). Consensus regarding an initial community-preferred corridor was reached through the process of conducting these various formal and informal discussions until such point that there was general consensus as to a preferred corridor.



Table 10-3: Key Comments and Concerns Expressed by Indigenous Groups/Community Members

Themes of Comment/Concern	Indigenous Community/Council	Comment/Concern	Project Team Response	Relevant Section in ToR
<ul style="list-style-type: none"> <li><b>Aboriginal or Treaty Rights</b></li> </ul>	<ul style="list-style-type: none"> <li>Attawapiskat First Nation</li> <li>Kasabonika Lake First Nation</li> <li>Neskantaga First Nation</li> <li>Wunnumin First Nation</li> </ul>	<ul style="list-style-type: none"> <li>Acknowledgement and protection of Aboriginal or treaty rights.</li> </ul>	<ul style="list-style-type: none"> <li>As part of engagement and consultation with Indigenous communities during the EA, the Webequie Project Team will identify concerns communities may have about potential adverse impacts on Aboriginal or treaty rights, including inviting communities to share Indigenous Knowledge or information about traditional land uses that may be impacted by the Project. A Memorandum of Understanding (MOU) between MECP, ENDM and Webequie First Nation was executed on February 7th, 2020 and is intended to set out the roles and responsibilities between Webequie, as the proponent, and Ontario, as the Crown, for conducting Statutory Consultation. As per the MOU, Webequie will be responsible for carrying out those procedural aspects of consultation in respect of the Project and Ontario may rely on such efforts in fulfilling its constitutional Duty to Consult. Throughout the engagement process, all affected parties will have the opportunity to discuss any potential impacts the Project may have on the environment and on Aboriginal or treaty rights and what measures should be undertaken to avoid, mitigate and, where mitigation is not possible, accommodate.</li> </ul>	<ul style="list-style-type: none"> <li>Section 10.1.2 Duty to Consult with Indigenous Peoples</li> <li>Section 10.1.1.1 Elders' Guiding Principles</li> <li>Section 10.1.1 Webequie-led Indigenous Communities Consultation</li> </ul>
<ul style="list-style-type: none"> <li><b>Aboriginal or Treaty Rights</b></li> </ul>	<ul style="list-style-type: none"> <li>Attawapiskat First Nation</li> <li>Kasabonika Lake First Nation</li> <li>Neskantaga First Nation</li> <li>Mushkegowuk Council</li> <li>Weenusk First Nation</li> </ul>	<ul style="list-style-type: none"> <li>There should be greater coordination between the Project Team and communities who share territory with Webequie First Nation to fully understand and identify potential adverse effects to Aboriginal or treaty rights.</li> </ul>	<ul style="list-style-type: none"> <li>Effects to territories of Indigenous communities will be examined in the EA through the engagement and consultation process, including the assessment of any potential effects to Aboriginal or treaty rights. The assessment will evaluate and take into account potential changes in the traditional availability of, access to and use of resources, and the ability of communities to exercise their Aboriginal or treaty rights. As per the MOU governing consultation responsibilities, should Webequie First Nation become aware of any actual, potential or asserted adverse impacts on Aboriginal or treaty rights, they will advise Ontario.</li> </ul>	<ul style="list-style-type: none"> <li>Section 7.2.1 Effects on Traditional/ Indigenous Land Use</li> <li>Section 10.1.2 Duty to Consult with Indigenous Peoples</li> </ul>
<ul style="list-style-type: none"> <li><b>Aggregates</b></li> </ul>	<ul style="list-style-type: none"> <li>Marten Falls First Nation</li> <li>Matawa Tribal Council</li> <li>Wawakapewin First Nation</li> </ul>	<ul style="list-style-type: none"> <li>Have sufficient amounts of aggregate needed to construct the road been located? If so, where will it be sourced from?</li> </ul>	<ul style="list-style-type: none"> <li>The total quantity of aggregate required is unknown at this time and will be determined during the EA and preliminary design phase of the Project. There are number of aggregate resource locations that provide options for extracting the material needed for the Project. The location of these potential aggregate sources is presented in ToR. The preliminary screening and assessment of aggregate sources has identified the existence of fairly significant deposits at each end of the east-west segment of the preliminary preferred corridor. Further investigative field work will be conducted in order to confirm aggregate source locations, including the quantity and quality of material.</li> </ul>	<ul style="list-style-type: none"> <li>Section 5.5.2 Aggregate Source Locations and Access Roads</li> </ul>
<ul style="list-style-type: none"> <li><b>Aggregates</b></li> </ul>	<ul style="list-style-type: none"> <li>Matawa Tribal Council</li> <li>Neskantaga First Nation</li> </ul>	<ul style="list-style-type: none"> <li>Clarification regarding the role aggregate resources played in route definition.</li> </ul>	<ul style="list-style-type: none"> <li>The preliminary preferred corridor was derived based on a comparative screening considering criteria required under the Ontario <i>Environmental Assessment Act</i>, and on interactions with Webequie community members relative to potential impacts to land and resource features they value the most. The corridor analysis also considered an analysis of terrain mapping and related opportunities and constraints conducted by geotechnical specialists retained by the Project Team. The terrain analysis team conducted a desktop technical analysis based on available terrain and surficial material data to identify reasonable route sub-alternatives from a geotechnical perspective. Six alternatives were developed, mainly based on terrain type, distance, number and type of water crossings and proximity to potential aggregate sources. A preliminary preferred routing alternative from a geotechnical perspective was identified, which, in addition to the preliminary community preferred route, will be carried forward for further assessment during the EA phase.</li> </ul>	<ul style="list-style-type: none"> <li>Section 5.5.2 Aggregate Source Locations and Access Roads</li> <li>Section 5.3 Rationale for Preferred Corridor Alternative</li> <li>Section 5.4 Development of Routing Sub-Alternatives within Preferred Supply Road Corridor</li> </ul>



Themes of Comment/Concern	Indigenous Community/Council	Comment/Concern	Project Team Response	Relevant Section in ToR
<ul style="list-style-type: none"> <li><b>Air Quality &amp; Emissions</b></li> </ul>	<ul style="list-style-type: none"> <li>Kingfisher Lake First Nation</li> <li>Mushkegowuk Council</li> </ul>	<ul style="list-style-type: none"> <li>Concerns regarding impacts to air quality due to increased vehicle emissions and whether the ingestion of contaminants on wildlife and Species at Risk would be studied.</li> </ul>	<ul style="list-style-type: none"> <li>An air quality assessment will be undertaken as part of the EA studies undertaken for the Project. Preliminary potential effects to air quality are presented in the ToR and include the potential effect of the deposition of particulate matter (e.g., fugitive dust) on vegetation serving as country (traditional) food or medicinal plant sources for Indigenous communities (e.g., berries, wild rice, juniper).</li> </ul>	<ul style="list-style-type: none"> <li>Section 7.1.8 Air Quality</li> </ul>
<ul style="list-style-type: none"> <li><b>Baseline Studies</b></li> </ul>	<ul style="list-style-type: none"> <li>Attawapiskat First Nation</li> <li>Kasabonika Lake First Nation</li> <li>Kingfisher Lake First Nation</li> <li>Marten Falls First Nation</li> <li>Matawa Tribal Council</li> <li>Wawakapewin First Nation</li> <li>Weenusk (Peawanuck) First Nation</li> <li>Wunnumin Lake First Nation</li> </ul>	<ul style="list-style-type: none"> <li>Clarification regarding the baseline studies undertaken, the methodology that was followed for the baseline wildlife studies, with specific reference to bird, caribou, and moose baseline studies.</li> </ul>	<ul style="list-style-type: none"> <li>The description of the existing natural environment conditions in Section 6.2 of the ToR, including those for wildlife, includes the preliminary results from the 2017 baseline studies conducted for the Webequie All-Season Community Road, as reported in the <i>Baseline Environmental and Geotechnical Studies Report - Webequie Community Supply Road (TPA1B)</i> and <i>Nibinamik-Webequie Community Road (TPA1A)</i> (2018). These baseline data are considered preliminary and the full details of these studies and other supplemental studies for wildlife, including field collection methodologies and results, will be available for review during the EA phase of the Project. The baseline wildlife studies undertaken to date are intended to establish existing conditions, population distributions, and migration patterns of wildlife species found within the project area, and included field surveys to investigate and identify species, tracks or wildlife activity. In addition to caribou, the team observed moose, grey wolves, owl, grouse, ravens, wolverine tracks, and marten tracks. The Province and other First Nation communities have recently conducted surveys as well, which provide some data for the project area. Further wildlife surveys are planned by the Webequie Project Team in 2020. The general data collection methods and baseline studies that will be conducted to characterize and describe the existing environmental conditions in the project area are presented in Section 6.5 of the ToR. The scope and intensity of the field studies and the associated data collection methodologies will be further defined during the EA process through consultation with Indigenous communities, the public, federal/provincial authorities and stakeholders.</li> </ul>	<ul style="list-style-type: none"> <li>Section 6.2 Natural Environment</li> <li>Section 6.5 Data Collection Methods and Baseline Studies</li> </ul>
<ul style="list-style-type: none"> <li><b>Business Opportunity/Economic Development</b></li> <li><b>Employment</b></li> </ul>	<ul style="list-style-type: none"> <li>Attawapiskat First Nation</li> <li>Kasabonika Lake First Nation</li> <li>Kingfisher Lake First Nation</li> <li>Wawakapewin First Nation</li> <li>Webequie First Nation</li> </ul>	<ul style="list-style-type: none"> <li>Will community based business opportunities and employment opportunities result from this project?</li> </ul>	<ul style="list-style-type: none"> <li>It is the intention of the Project to maximize community and local business participation. As part of maximizing local community participation, Webequie community members are currently in BEAHR (Building Environmental Aboriginal Human Resources) training so that they may work on the Project. The goal of training is to allow for Webequie community members and neighbouring Indigenous communities to fully capture the employment and economic benefits from the construction and operation of the supply road. The social and economic (negative and positive) impacts resulting from the Project will be assessed as part of the EA.</li> </ul>	<ul style="list-style-type: none"> <li>Section 7.2 Socio-Economic Environment</li> <li>Section 9.2 Environmental Monitoring</li> </ul>
<ul style="list-style-type: none"> <li><b>Cumulative Effects</b></li> </ul>	<ul style="list-style-type: none"> <li>Attawapiskat First Nation</li> <li>Mushkegowuk Council</li> <li>Neskantaga First Nation</li> </ul>	<ul style="list-style-type: none"> <li>Inclusion of cumulative effects of the Project.</li> </ul>	<ul style="list-style-type: none"> <li>As stated in Section 8.1 of the ToR, Webequie First Nation will identify and assess the project's cumulative effects using the approaches described in provincial and federal guidance documents, such as <i>Tailored Impact Statement Guidelines Template for Designated Projects Subject to the Impact Assessment Act</i> (IA Agency, 2019); <i>Operational Policy Statement: Assessing Cumulative Environmental Effects under the Canadian Environmental Assessment Act, 2012</i> (CEA Agency, 2015b); and <i>Interim Technical Guidance for Assessing Cumulative Environmental Effects under the Canadian Environmental Assessment Act, 2012</i> (CEA Agency, 2018b). A technical work plan for the cumulative effects assessment will be prepared during the course of the EA, including identification of which other developments will be assessed and the methodology for assessing effects. The work plan will be provided to MECP and IAAC for review and guidance, and will be summarized and presented to the</li> </ul>	<ul style="list-style-type: none"> <li>Section 8.1 Cumulative Effects</li> </ul>





Themes of Comment/Concern	Indigenous Community/Council	Comment/Concern	Project Team Response	Relevant Section in ToR
<ul style="list-style-type: none"> <li><b>Environmental Assessment</b></li> </ul>	Ginogaming First Nation Long Lake #58 First Nation Marten Falls First Nation Mushkegowuk Council Neskantaga First Nation Wawakapewin First Nation Weenusk First Nation	<ul style="list-style-type: none"> <li>Clarity regarding the Environmental Assessment process and Duty to Consult was requested, as there were concerns that not enough consultation was undertaken to date, resulting in a lack of knowledge/understanding of the Project.</li> </ul>	<p>public, Indigenous communities and stakeholders as part of the consultation and engagement activities for the Project.</p> <ul style="list-style-type: none"> <li>Section 8 of the ToR describes the Environmental Assessment process and key steps in the evaluation of effects. Section 10.3.1 provides a description of engagement and consultation activities conducted with potentially affected and interested Indigenous groups and communities to date. Section 10.4.3 of the ToR provides an overview of the EA milestones, the associated consultation activities and proposed timeframe. Section 10.1.2 of the ToR has been updated to reflect the signed MOU between Webequie First Nation and MECP/ENDM (Ontario). In general, Webequie First Nation is responsible for carrying out Statutory Consultation in respect of the Project in accordance with the EA Act and will consult with the Indigenous Communities for that purpose; and the Crown may rely on Statutory Consultation in fulfilling its Duty to Consult. While some Duty to Consult responsibilities have been delegated to the proponent, the Government of Ontario (MECP and ENDM) will still retain overall responsibilities related to the constitutional Duty to Consult.</li> </ul>	<ul style="list-style-type: none"> <li>Section 2.1.1 Ontario's Environmental Assessment Act</li> <li>Section 3 Approach for Preparation of the Environmental Assessment</li> <li>Section 8.0 Approach to Assessment and Evaluation of Effects</li> <li>Section 10.1.1 Webequie-led Indigenous Communities Consultation</li> <li>Section 10.1.2 Duty to Consult with Indigenous Peoples</li> <li>Section 10.4.3 Schedule of Consultation Activities</li> </ul>
<ul style="list-style-type: none"> <li><b>Environmental Assessment</b></li> </ul>	Attawapiskat First Nation Aroland First Nation Kasabonika Lake First Nation Kitchenuhmaykoosib Inninuwug First Nation Kingfisher Lake First Nation	<ul style="list-style-type: none"> <li>Clarification regarding how/why the First Nation communities have been identified as having a potential interest in the project.</li> </ul>	<ul style="list-style-type: none"> <li>When the Crown reviews a project, it examines its database of what it knows about communities, sites of cultural significance, possible caribou ranges, watersheds, different factors for strength of claim, (e.g., actual, potential or asserted). Consultation is an ongoing process; as engagement with communities occurs, the Crown can identify impacts, gauge the level of community concerns and address the issues with more precision. Ontario (MECP) identified a list of twenty-two (22) potentially affected Indigenous communities that are to be consulted by the Webequie Project Team as part of its consultation and project planning. Webequie First Nation also had its own list of communities to consult, based on the location of neighboring communities, known traditional lands and resource use, and familial/clan connections to Webequie. These communities were included within the list of communities that may have an interest in the Project.</li> </ul>	<ul style="list-style-type: none"> <li>Section 10.1.2 Identification of Indigenous Communities</li> </ul>
<ul style="list-style-type: none"> <li><b>Environmental Assessment</b></li> </ul>	Matawa Tribal Council	<ul style="list-style-type: none"> <li>Clarification regarding the identification and development of route alternatives.</li> </ul>	<ul style="list-style-type: none"> <li>As described in the background/historical context in Section 5.1.2.1, there has been extensive examination of alternative road corridors in and around the McFaulds Lake area, as well as alternatives for interconnecting future mine developments and remote First Nations to the provincial highway system. The outcome of these past studies in parallel to the Webequie Supply Road have further advanced the planning process towards the identification of alternative corridors. The initial identification of Webequie Supply Road corridor alternative concepts (Alternative Concepts 1, 2A, 2B and 2C) is based on the results of previous studies, as well as years of joint community based land use planning work conducted by the Webequie First Nation in collaboration with MNRF, which is ongoing. As part of this process, the Webequie Project Team has received a significant amount of input from community meetings, elders, youth, land users, and harvesters. In addition, the technical team has been undertaking baseline studies, including geotechnical investigations and terrain analysis. Based on this collective work, and as described in the ToR, a preliminary preferred corridor approximately 2 km in width has been identified and will be carried forward for further evaluation in the EA, including the two supply road alternatives consisting of a community preferred route and an optimal geotechnical route that are generally within the preliminary corridor.</li> </ul>	<ul style="list-style-type: none"> <li>Section 5 Description of and Rationale for Alternatives</li> <li>Section 5.1 Range of Alternatives Considered</li> </ul>



Themes of Comment/Concern	Indigenous Community/Council	Comment/Concern	Project Team Response	Relevant Section in ToR
<ul style="list-style-type: none"> <li><b>Environmental Assessment</b></li> </ul>	Neskantaga First Nation	<ul style="list-style-type: none"> <li>Alternatives assessment, and impacts from supporting road infrastructure (construction camps, laydown areas) need to be included in the EA.</li> </ul>	<ul style="list-style-type: none"> <li>Section 5.5 of the ToR has been added and now describes project infrastructure alternatives that will be included in the scope of the EA. Alternative sites for supportive infrastructure, such as temporary laydown and storage areas, construction camps access roads and aggregate extraction areas, will be considered in the EA.</li> </ul>	<ul style="list-style-type: none"> <li>Section 5.5. Project Infrastructure Alternatives Section 5.1.2 Alternative Methods of Carrying Out the Undertaking</li> </ul>
<ul style="list-style-type: none"> <li><b>Environmental Assessment</b></li> </ul>	Mushkegowuk Council Attawapiskat First Nation Weenusk (Peawanuck) First Nation	<ul style="list-style-type: none"> <li>Downstream impacts and impacts to downstream First Nation communities have not been considered and should be included in the effects assessment. Consultation with downstream First Nation communities (e.g., Coastal James Bay and Hudson Bay First Nations) should be undertaken, as they will be impacted by mining activities.</li> </ul>	<ul style="list-style-type: none"> <li>Impacts from the proposed supply road on Indigenous communities, including down-muskeg and downstream communities and land users in the James Bay Lowlands, will be examined through the EA process. To conduct a comprehensive and accurate assessment, The Webequie Project Team welcomes input in the form of information and comments from all interested parties.</li> </ul>	<ul style="list-style-type: none"> <li>Section 5.6 Alternative Methods Carried Forward for Environmental Assessment</li> <li>Section 7 Potential Environmental Effects</li> </ul>
<ul style="list-style-type: none"> <li><b>Environmental Assessment</b></li> </ul>	Webequie First Nation	<ul style="list-style-type: none"> <li>What will happen if there is opposition to the Project?</li> </ul>	<ul style="list-style-type: none"> <li>Concerns from communities will be listened to and we will work to come up with a solution to ensure that all concerns are taken into consideration during the EA and decision-making process. For example, if the road is crossing a sacred site, the road alignment may need to be moved.</li> </ul>	<ul style="list-style-type: none"> <li>Section 11.1 Dispute Resolution Strategy</li> </ul>
<ul style="list-style-type: none"> <li><b>Environmental Assessment</b></li> </ul>	Nibinamik First Nation	<ul style="list-style-type: none"> <li>Should impacts be experienced during construction, how will this be addressed?</li> </ul>	<ul style="list-style-type: none"> <li>The Webequie Project Team and supporting specialists will conduct surveys in the project area and predict potential effects that may occur as a result of the Project. As part of the EA, field surveys and a review of information from published and Indigenous sources will be completed to characterize the existing environmental conditions so that we have a baseline or reference for comparison both during and after construction. If unexpected effects occur during construction and baseline conditions change, further investigations will be undertaken to determine whether proper mitigation measures were followed and if these measures need to be modified in order to prevent the specific problem from re-occurring.</li> </ul>	<ul style="list-style-type: none"> <li>Section 4.3.1 Construction Phase</li> <li>Section 9.2 Monitoring</li> </ul>
<ul style="list-style-type: none"> <li><b>First Nations Regional Approaches</b></li> </ul>	Attawapiskat First Nation Neskantaga First Nation Eabametoong First Nation Matawa Council Mushkegowuk Council	<ul style="list-style-type: none"> <li>A regional assessment to determine the potential impacts of this project in relation to other projects is required.</li> </ul>	<ul style="list-style-type: none"> <li>While a Regional Assessment is beyond the scope of this project, on February 11, 2020, the Federal Minister of the Environment and Climate Change determined that a regional assessment of the Ring of Fire will be conducted under the <i>Impact Assessment Act</i>.</li> <li>As part of the EA, Webequie First Nation will identify and assess the project's cumulative effects using the approaches described in provincial and federal guidance documents. The cumulative effects assessment will evaluate the significance of net effects from the Project with the effects from all present and reasonably foreseeable developments and activities.</li> </ul>	<ul style="list-style-type: none"> <li>Section 2.1.2 Canada <i>Impact Assessment Act</i></li> <li>Section 8.1 Cumulative Effects</li> </ul>
<ul style="list-style-type: none"> <li><b>First Nations Regional Approaches</b></li> </ul>	Matawa Council Mushkegowuk Council Neskantaga First Nation	<ul style="list-style-type: none"> <li>An advisory committee made up of representatives from First Nation communities should be established to review the detail design and construction phases of the Project to identify potential impacts and</li> </ul>	<ul style="list-style-type: none"> <li>The Webequie Project Team will consider the request to establish a joint technical working group with Indigenous communities to provide input to the EA.</li> </ul>	<ul style="list-style-type: none"> <li>Section 3 Approach for Preparation of the Environmental Assessment</li> <li>Section 6.5 Data Collection Methods and Baseline Studies</li> <li>Section 10.1.1 Webequie-led Indigenous Communities Consultation</li> </ul>



Themes of Comment/Concern	Indigenous Community/Council	Comment/Concern	Project Team Response	Relevant Section in ToR
		suggest potential mitigation measures.		
<ul style="list-style-type: none"> <li><b>Participation/ Capacity Funding</b></li> </ul>	<ul style="list-style-type: none"> <li>Aroland First Nation</li> <li>Attawapiskat First Nation</li> <li>Constance Lake First Nation</li> <li>Eabametoong First Nation</li> <li>Ginoogaming First Nation</li> <li>Kasabonika Lake First Nation</li> <li>Kitchenuhmaykoosib Inninuwug First Nation</li> <li>Long Lake #58 First Nation</li> <li>Marten Falls First Nation</li> <li>Matawa Tribal Council</li> <li>Neskantaga First Nation</li> <li>Nibinamik First Nation</li> <li>Wunnumin Lake First Nation</li> </ul>	<ul style="list-style-type: none"> <li>Engagement with Indigenous communities will be an important component of this project. Clarification regarding the availability of capacity/resources for Indigenous communities to participate in the process is required. Lack of capacity funding/resources limits proper consultation and engagement.</li> </ul>	<ul style="list-style-type: none"> <li>The Webequie Project Team recognizes the need for appropriate consultation and engagement with Indigenous communities throughout the EA process for the Project. The allocation of participant funding is outside of the purview of Webequie First Nation and is a matter for consideration by the Province of Ontario. The Webequie Project Team will direct your request for participant funding to participate in the Webequie Supply Road Project EA process to the Province (Ministry of Energy, Northern Development and Mines). In the meantime, the Project Team would be happy to meet with you to discuss the ToR.</li> </ul>	<ul style="list-style-type: none"> <li>Section 10.1.2 Duty to Consult with Indigenous Peoples</li> <li>Section 2.1.1 Ontario's Environmental Assessment Act</li> <li>Section 3 Approach for Preparation of the Environmental Assessment</li> <li>Section 10.1.1 Webequie-led Indigenous Communities Consultation</li> </ul>
<ul style="list-style-type: none"> <li><b>Permits</b></li> </ul>	<ul style="list-style-type: none"> <li>Webequie First Nation</li> <li>Matawa Tribal Council</li> </ul>	<ul style="list-style-type: none"> <li>Clarification regarding permitting requirements.</li> </ul>	<ul style="list-style-type: none"> <li>If the EA is approved, a number of permits will need to be acquired prior to start of construction. For example, a bridge crossing a waterbody would require a permit from Transport Canada under the <i>Canadian Navigable Waters Act</i> due to potential effects to the navigation of boats along the waterway, or authorization under the <i>Fisheries Act</i> should a structure (culvert or bridge) have the potential to harm fish or fish habitat. Potential permits and approvals under both federal and provincial legislation are identified in Sections 2.1.4 and 2.1.5 of the ToR.</li> </ul>	<ul style="list-style-type: none"> <li>Section 2.1.4 Other Relevant Federal Legislation and Permits</li> <li>Section 2.1.5 Other Relevant Provincial Legislation and Permits</li> <li>Section 12 Other Permits and Approvals</li> </ul>
<ul style="list-style-type: none"> <li><b>Policing &amp; Patrolling Road</b></li> </ul>	<ul style="list-style-type: none"> <li>Wapekeka First Nation</li> <li>Webequie First Nation</li> </ul>	<ul style="list-style-type: none"> <li>What happens if there an accident on the Webequie Supply Road?</li> </ul>	<ul style="list-style-type: none"> <li>Webequie First Nation is the proponent of the WSR EA. The proponent for construction and operation of the road will be determined later in the process. The EA will include an Environmental Protection Plan (EPP) specific to the construction and operations phases of the Project. The EPP will include procedures and mitigation measures to be implemented to reduce or eliminate potential negative effects from accidents, such as spill response procedures to address chemical, petroleum or other hazardous material spills along the road. The party(ies) ultimately responsible for constructing and operating the WSR will be bound by the EPP prepared and other commitments made during the EA phase.</li> </ul>	<ul style="list-style-type: none"> <li>Section 7 Potential Environmental Effects</li> <li>Section 9 Commitments and Monitoring</li> </ul>
<ul style="list-style-type: none"> <li><b>Previous Studies Completed in Project Area</b></li> </ul>	<ul style="list-style-type: none"> <li>Aroland First Nation</li> <li>Marten Falls First Nation</li> </ul>	<ul style="list-style-type: none"> <li>The previous studies referenced for this project are dated and have not been shared, so we have no knowledge of the findings and</li> </ul>	<ul style="list-style-type: none"> <li>The background studies summarized in the draft ToR are included to provide historical context for the development of all-season road planning in the region. The Project Team has not placed absolute reliance on any of the preceding work for either consideration of the alternatives to the Undertaking or the development of alternative methods of carrying out the</li> </ul>	<ul style="list-style-type: none"> <li>Section 1.3 Project Background and Context</li> <li>Section 5.1.2.3 Initial Identification of Webequie Supply Road Corridor</li> </ul>



Themes of Comment/Concern	Indigenous Community/Council	Comment/Concern	Project Team Response	Relevant Section in ToR
	Mushkegowuk Council	cannot assess downstream impacts. We were also not consulted on these previous studies and, therefore, the Project should not be allowed to proceed as a focused EA.	Undertaking. In the latter regard, reliance has been placed primarily on input received from Webequie community members, including as part of its own Community Based Land Use Plan process.	Alternative Concepts
<ul style="list-style-type: none"> <li><b>Project Impacts</b></li> </ul>	<ul style="list-style-type: none"> <li>Kingfisher Lake First Nation</li> <li>Mushkegowuk Council</li> </ul>	<ul style="list-style-type: none"> <li>Clarification regarding how impacts resulting from the Project will be addressed.</li> </ul>	<ul style="list-style-type: none"> <li>Project impacts will be assessed through the EA process developed for the Project. Based on the interaction of environmental components (e.g., wildlife) and project activities, and using criteria and indicators with which to measure change, an effects assessment for the Project will be conducted to identify potential impacts, mitigation and net effects. The preliminary list of criteria (social, natural, cultural, etc.) and indicators are presented in the ToR and will be further developed, refined and finalized during the EA process. Mitigation measures will be identified to reduce potential impacts resulting from the Project, and will be monitored during construction and operation of the road to evaluate their effectiveness.</li> </ul>	<ul style="list-style-type: none"> <li>Section 8 Approach to Assessment and Evaluation Effects</li> <li>Section 8.3.1 Evaluation Criteria and Indicators</li> <li>Section 9 Commitments and Monitoring</li> </ul>
<ul style="list-style-type: none"> <li><b>Protocols/ Consultation Process</b></li> </ul>	<ul style="list-style-type: none"> <li>Kasabonika Lake First Nation</li> <li>Kitchenuhmaykoosib Inninuwug First Nation</li> <li>Neskantaga First Nation</li> <li>Weenusk First Nation</li> <li>Wunnumin Lake First Nation</li> </ul>	<ul style="list-style-type: none"> <li>Our community has its own protocols and Consultation Process to be followed.</li> </ul>	<ul style="list-style-type: none"> <li>The Project Team will engage with the communities identified as being potentially affected or having a potential interest in the Project in accordance with to Webequie's Three-Tier framework. The Three-Tier approach, in the context of the Project, is Webequie First Nation's approach to completing the EA process, and ensuring that the Project is consistent with their traditional cultural values, customs and beliefs. The Project will still follow the federal and provincial EA processes, but as the proponent of the EA, Webequie will also adhere to the Three-Tier approach. The Project Team will be engaging with all identified communities to discuss the Project. The protocols and consultation processes for each community will be respected.</li> </ul>	<ul style="list-style-type: none"> <li>Section 10.1.1.1 Elders' Guiding Principles</li> <li>Section 10.1.1 Webequie-led Indigenous Communities Consultation</li> </ul>
<ul style="list-style-type: none"> <li><b>Protocols/ Consultation Process</b></li> </ul>	<ul style="list-style-type: none"> <li>Kasabonika Lake First Nation</li> <li>Neskantaga First Nation</li> <li>Wapekeka First Nation</li> <li>Wawakapewin First Nation</li> <li>Wunnumin Lake First Nation</li> </ul>	<ul style="list-style-type: none"> <li>Request for members of Webequie First Nation to be in attendance at meetings and for Community to Community discussions between leadership to be undertaken, instead of individual meetings.</li> </ul>	<ul style="list-style-type: none"> <li>The Three-Tier Approach is Webequie First Nation's guiding approach to consultation and the EA. Webequie understands that this is a new process, so whenever possible, community representatives will try to attend meetings at both the community level and between leadership, where required, to address questions and comments.</li> </ul>	<ul style="list-style-type: none"> <li>Section 10.1.1 Webequie-led Indigenous Communities Consultation</li> </ul>
<ul style="list-style-type: none"> <li><b>Regional Assessment</b></li> </ul>	<ul style="list-style-type: none"> <li>Aroland First Nation</li> <li>Attawapiskat First Nation</li> <li>Constance Lake First Nation</li> <li>Kasabonika Lake First Nation</li> <li>Mushkegowuk Council</li> <li>Neskantaga First Nation</li> </ul>	<ul style="list-style-type: none"> <li>There is not enough consultation on mining development/Ring of Fire and infrastructure being developed for mining activities. The cumulative effects of Ring of Fire and mining related infrastructure should be included in this Project.</li> </ul>	<ul style="list-style-type: none"> <li>The purpose of the Webequie Supply Road is to facilitate the movement of materials, supplies and people from Webequie to the area of existing mineral exploration activities and proposed mine developments in the McFaulds Lake area, with the goal to provide employment, training and economic development opportunities to WFN. A regional assessment is beyond the scope of the Project. Broader concerns on consultation and the impacts of mining in the Ring of Fire and development of infrastructure in the area should be addressed as part of the regional assessment of the Ring of Fire region to be conducted by Impact Assessment Agency of Canada, as announced on February 11, 2020 by the Minister of the Environment and Climate Change. Webequie First Nation will be monitoring the regional assessment as the process unfolds.</li> </ul>	<ul style="list-style-type: none"> <li>Section 6.3.6 Land and Resource Use</li> </ul>



Themes of Comment/Concern	Indigenous Community/Council	Comment/Concern	Project Team Response	Relevant Section in ToR
	Weenusk (Peawanuck) First Nation Wunnumin Lake First Nation			
<ul style="list-style-type: none"> <li><b>Regulatory Requirements</b></li> </ul>	Attawapiskat First Nation Neskantaga First Nation Wapekeka First Nation Webequie First Nation	<ul style="list-style-type: none"> <li>While a First Nation-led project is a positive sign for other First Nation communities, clarification regarding government agency involvement and responsibilities (e.g., issue resolution) is required.</li> </ul>	<ul style="list-style-type: none"> <li>Webequie First Nation is the proponent of this project, and the EA will follow the federal and provincial EA process. This will be a coordinated EA process and one report will be completed to satisfy both requirements. The role Ontario will play in issue resolution is outside the scope of what Webequie First Nation is responsible for responding to as proponent for the EA and has been referred to Ontario. A Memorandum of Understanding (MOU) between Ontario (MECP/ENDM) and Webequie First Nation was signed on February 7th. This MOU outlines the shared responsibilities with respect to the Duty to Consult between Ontario and Webequie First Nation.</li> </ul>	<ul style="list-style-type: none"> <li>Section 2.1.3 Process for Federal-Provincial Coordinated EA</li> <li>Section 10.1.1 Duty to Consult with Indigenous Peoples</li> </ul>
<ul style="list-style-type: none"> <li><b>Road Proponency</b></li> </ul>	Marten Falls First Nation Mushkegowuk Council Neskantaga First Nation Wapekeka First Nation Wunnumin Lake First Nation	<ul style="list-style-type: none"> <li>Who will own and use the WSR?</li> </ul>	<ul style="list-style-type: none"> <li>Webequie First Nation is the proponent of the WSR EA. WFN continues to have discussions with the Province on roles and responsibilities with respect to ownership, construction and operation of the WSR.</li> <li>Given the supply road purpose, the volume of vehicles using the road is expected to be low. The road will facilitate a range of traffic types and users, including light vehicles and heavier industrial/commercial vehicles. It should be noted that traffic operations will not include mineral ore or mine product hauling. The specific traffic mix (%) of heavy vehicles (e.g., trucks) versus light vehicles will be further examined in the EA, including, where applicable, consideration of road use controls that are to be discussed between Webequie First Nation and the Province of Ontario.</li> </ul>	<ul style="list-style-type: none"> <li>Section 10.3.1 Activities and Key Comments and Concerns Expressed by Indigenous Groups/Communities</li> </ul>
<ul style="list-style-type: none"> <li><b>Route Planning</b></li> </ul>		<ul style="list-style-type: none"> <li>Clarification regarding the purpose/route of the WSR, and whether alternative routes, a connection of the road to other communities, or a connection to the provincial road network were considered.</li> </ul>	<ul style="list-style-type: none"> <li>The goal of the Project is to provide employment, training and economic development opportunities to WFN by facilitating the movement of people and goods between Webequie and proposed mine developments and mineral exploration activities in the McFaulds Lake area. The EA study for the Project will assess corridor alternatives and complete an effects assessment and evaluation of the selected preferred corridor alternatives for the all-season road and the alternatives for supporting infrastructure elements, which include aggregate extraction and processing areas, access roads, laydown/storage yards and construction camps. The WSR could be constructed and operated as a facility that only provides a connection between Webequie First Nation and the McFaulds Lake area to serve mineral exploration and future mining development, with no connection to the provincial highway system. Marten Falls First Nation is currently leading a coordinated federal-provincial environmental assessment process for the Marten Falls Community Access Road, which would connect Marten Falls First Nation to the provincial highway network via a connection to Painter Lake Road. This environmental assessment is ongoing at the same time as the Webequie Supply Road EA.</li> </ul>	<ul style="list-style-type: none"> <li>Section 1.4 Purpose and Rationale for the Undertaking</li> <li>Section 5.1.1. 6 Preferred Planning Alternative</li> <li>Section 5.1.2.2 Alternative Supply Road Corridors</li> <li>Section 5.6 Alternative Methods Carried Forward for Environmental Assessment</li> </ul>
<ul style="list-style-type: none"> <li><b>Sites of Aboriginal cultural significance</b></li> </ul>	Neskantaga First Nation Webequie First Nation	<ul style="list-style-type: none"> <li>Concerns regarding potential impacts to traditionally significant areas/features resulting from the works.</li> </ul>	<ul style="list-style-type: none"> <li>Community input will be crucial to identifying areas of cultural significance and ensuring the road is built in a responsible manner, which minimizes impacts to culturally sensitive areas. Impacts to sites of cultural significance will be minimized through corridor definition, road alignment refinement and construction methods. During construction, an environmental monitor will be present, who, among other duties, would be responsible for ensuring that any artifacts or culturally-significant sites encountered are treated appropriately.</li> </ul>	<ul style="list-style-type: none"> <li>Section 7.2.1 Effects on Traditional/Indigenous Land Use</li> <li>Section 7.3 Cultural Environment</li> <li>Section 10.1.2 Duty to Consult</li> <li>Section 9.2 Monitoring</li> </ul>



Themes of Comment/Concern	Indigenous Community/Council	Comment/Concern	Project Team Response	Relevant Section in ToR
<ul style="list-style-type: none"> <li><b>Socio-Economics</b></li> </ul>	<ul style="list-style-type: none"> <li>Aroland First Nation</li> <li>Kasabonika Lake First Nation</li> <li>Kingfisher Lake First Nation</li> <li>Webequie First Nation</li> <li>Weenusk First Nation</li> <li>Wunnumin First Nation</li> </ul>	<ul style="list-style-type: none"> <li>What are the social impacts to the community resulting from the Project, and what are the community benefits/advantages?</li> </ul>	<ul style="list-style-type: none"> <li>Part of the socio-economic assessment is finding both positive and negative impacts resulting from the Project. Positive impacts, as well as concerns regarding the Project, will be identified throughout the effects assessment process. These positive impacts and concerns will be documented within the EA. Section 7.2 of the ToR provides a preliminary assessment of potential benefits and adverse socio-economic effects associated with the Project.</li> </ul>	<ul style="list-style-type: none"> <li>Section 7.2 Socio-Economic Environment</li> </ul>
<ul style="list-style-type: none"> <li><b>Indigenous Knowledge</b></li> </ul>	<ul style="list-style-type: none"> <li>Attawapiskat First Nation</li> <li>Kasabonika Lake First Nation</li> <li>Kingfisher Lake First Nation</li> <li>Kitchenuhmaykoosib Inninuwug First Nation</li> <li>Wapekeka First Nation</li> <li>Wawakapewin First Nation</li> <li>Wunnumin Lake First Nation</li> </ul>	<ul style="list-style-type: none"> <li>Ensure Indigenous Knowledge from potentially affected communities is included in the impact assessment to determine a full range of effects.</li> </ul>	<ul style="list-style-type: none"> <li>Community input will be crucial to the success of the Project. A strategic engagement and consultation program has been developed to obtain Indigenous Knowledge from communities. The Project Team will be meeting with communities and requesting they share their Indigenous Knowledge and land use data to help the team identify areas of cultural significance that may need to be avoided and/or that may require special consideration or mitigation to address concerns.</li> </ul>	<ul style="list-style-type: none"> <li>Section 7.2.1 Effects on Traditional/Indigenous Land Use</li> <li>Section 7.3 Cultural Environment</li> <li>Section 10.1.1.2 Webequie First Nation Three-Tier Approach</li> <li>10.4.1. How Indigenous Knowledge will be Gathered and Used</li> </ul>
<ul style="list-style-type: none"> <li><b>Traditional Land Use</b></li> </ul>	<ul style="list-style-type: none"> <li>Kingfisher Lake First Nation</li> <li>Mishkeegogamang First Nation</li> <li>Neskantaga First Nation</li> <li>Nibinamik First Nation</li> <li>Webequie First Nation</li> <li>Wunnumin Lake First Nation</li> </ul>	<ul style="list-style-type: none"> <li>Concerned regarding impacts to traditional land use, loss of way of life, and areas loss resulting from the project (i.e., gathering, hunting, trapping and fishing).</li> </ul>	<ul style="list-style-type: none"> <li>Gathering information regarding areas of traditional land use will be important, so that impacts to traditional land use activities (fishing hunting, harvesting, trapping, etc.) are minimized through corridor definition and construction methods. The incorporation of information on areas of traditional land use in the EA will ensure that the road is built responsibly. Potential loss of resource and traditional land use areas, and resultant impacts to way of life, will be carefully considered in the collection of baseline data and the effects assessment. Sections 6.3.6 and 7.2.1 of the ToR provide an initial understanding of existing use of the land and resource base and potential effects of the Project on traditional/Indigenous uses.</li> </ul>	<ul style="list-style-type: none"> <li>6.3.6 Land and Resource Use</li> <li>Section 7.2.1 Effects on Traditional/Indigenous Land Use</li> </ul>
<ul style="list-style-type: none"> <li><b>Traffic/ Pedestrian Safety</b></li> </ul>	<ul style="list-style-type: none"> <li>Marten Falls First Nation</li> <li>Mishkeegogaming First Nation</li> <li>Wapekeka First Nation</li> <li>Webequie First Nation</li> </ul>	<ul style="list-style-type: none"> <li>Concerned with the increase in traffic during field investigations, construction and operations and what this will mean to traffic and pedestrian safety. Concerns regarding the management of the road and materials travelling along it were also raised.</li> </ul>	<ul style="list-style-type: none"> <li>Consultation with the Ministry of Transportation of Ontario (MTO) will be undertaken as part of the EA and preliminary design of the road to ensure that appropriate safety measures are incorporated in the road design. Vertical curvature, maximum grade and minimum road shoulder width will adhere to MTO standards for provincial highways, and appropriate roadside safety measures, such as guiderails/barriers and signage, will be included in design considerations. Traffic impacts will also be assessed as part of the EA, including identifying mitigation measures to reduce risk to pedestrians, road users and collisions between vehicles with wildlife.</li> </ul>	<ul style="list-style-type: none"> <li>4.1.1 Preliminary Design Criteria</li> <li>Section 8.3.1 Evaluation Criteria and Indicators</li> </ul>



Themes of Comment/Concern	Indigenous Community/Council	Comment/Concern	Project Team Response	Relevant Section in ToR
<ul style="list-style-type: none"> <li><b>Traffic/ Pedestrian Safety</b></li> <li><b>Highway Traffic Act, Licensing and Insurance</b></li> </ul>	<p>Webequie First Nation Marten Falls First Nation</p>	<ul style="list-style-type: none"> <li>Clarification regarding what design specifications the road will meet.</li> </ul>	<ul style="list-style-type: none"> <li>The WSR will be designed in accordance with Transportation Association of Canada (TAC) Geometric Design Standards and the Ontario Ministry of Transportation (MTO)/TAC supplemental standards used for municipal roads and provincial highways. The WSR design team is in the process of identifying design criteria for the road and these will be developed further as part of the EA. Section 4.1.1 of ToR has been updated to include further details on the design criteria for the WSR. Consultation with the Ontario Ministry of Transportation and ENDM will be undertaken as part of the EA and preliminary design of the road.</li> </ul>	<ul style="list-style-type: none"> <li>4.1.1 Preliminary Design Criteria</li> <li>Section 8.3.1 Evaluation Criteria and Indicators</li> </ul>
<ul style="list-style-type: none"> <li><b>Transitional Provisions of Impact Assessment Act</b></li> </ul>	<p>Attawapiskat First Nation Eabametoong First Nation Kasabonika Lake First Nation Kingfisher Lake First Nation Marten Falls First Nation Matawa Tribal Council Mushkegowuk Council Neskantaga First Nation Nibinamik First Nation Webequie First Nation Weenusk First Nation</p>	<ul style="list-style-type: none"> <li>What will be the impact of a change in legislative process, or in government, on the Project?</li> </ul>	<ul style="list-style-type: none"> <li>Since initiation of the Project, there have been changes to federal legislation. On August 28, 2019 the <i>Impact Assessment Act</i> (IAA) came into force, repealing the <i>Canadian Environmental Assessment Act</i>. Due to this change Webequie Supply Road was subject to the transitional provision in the Act. Based on this development WFN has now completed the Phase 1 – Planning process under the Act and, on February 24, 2020, the Impact Assessment Agency of Canada issued the Notice of Commencement of the Impact Assessment for the WSR Project and provided the Tailored Impact Statement Guidelines to WFN. The Webequie Project Team has revised the approach based on the legislative changes. The process WFN will follow for the assessment of the Project will now meet the EA Act and IAA requirements, as well as being in accordance with Webequie’s Three-Tier Approach. The Project Team will track and address and further legislative changes in cooperation with the EA Coordination Team.</li> </ul>	<ul style="list-style-type: none"> <li>Section 1.1 Proponent</li> <li>Section 2.1.1 Ontario <i>Environmental Assessment Act</i></li> <li>Section 3 Approach for Preparation of the Environmental Assessment Section</li> <li>10.1.2 Duty to Consult with Indigenous Peoples</li> <li>10.2.2.1 Government Review Team</li> </ul>
<ul style="list-style-type: none"> <li><b>Vegetation</b></li> </ul>	<p>Kingfisher Lake First Nation</p>	<ul style="list-style-type: none"> <li>Clarification regarding vegetation studies and potential impacts resulting from the project works.</li> </ul>	<ul style="list-style-type: none"> <li>A vegetation survey was completed to inventory vegetation species and distribution as part of an effort to characterize vegetation communities along the road corridor. Impacts to vegetation will be minimized through road alignment and the use of appropriate mitigation measures. Impacts to vegetation will be documented in the EA for the Project.</li> </ul>	<ul style="list-style-type: none"> <li>Section 6.2.4 Vegetation</li> <li>Section 7.1.5 Vegetation</li> </ul>
<ul style="list-style-type: none"> <li><b>Water Crossings</b></li> </ul>	<p>Kingfisher Lake First Nation Neskantaga First Nation Weenusk First Nation Wawakapewin First Nation</p>	<ul style="list-style-type: none"> <li>How many waterbodies will this project cross?</li> </ul>	<ul style="list-style-type: none"> <li>The Webequie Project Team have identified a total of 26 water body crossings associated with the preliminary preferred corridor for the WSR. Major crossings include: Winisk Lake near WFN; the Muketei River; and Winiskesis Channel. The EA will assess the impacts of these crossings and will identify mitigation measures to protect and minimize the potential adverse effects of the Project.</li> </ul>	<ul style="list-style-type: none"> <li>Section 4.2 Components and Activities of the Project</li> </ul>
<ul style="list-style-type: none"> <li><b>Water Quality</b></li> </ul>	<p>Matawa First Nation Mushkegowuk Council Webequie First Nation</p>	<ul style="list-style-type: none"> <li>Clarification regarding studies undertaken to assess water quality and potential impacts of the Project on water quality, aquatic species, and methylmercury levels.</li> </ul>	<ul style="list-style-type: none"> <li>Surface and groundwater quality, fish communities and wetlands will be examined in the EA. As part of the EA, mitigation and protection measures and environmental monitoring requirements will be identified, including opportunities for First Nation community members to participate as environmental monitors. Baseline studies that are proposed to characterize the environment are described in Section 6.5.2 of the ToR. The Webequie Project Team will interact with potentially affected Indigenous communities and/or other interested groups during the baseline data collection period to facilitate the two-way exchange of information (i.e., Indigenous Knowledge and how it has been incorporated in the EA). Comments regarding assessing and monitoring methylmercury levels in fish and surface and</li> </ul>	<ul style="list-style-type: none"> <li>Section 6.5.2 Baseline Studies</li> <li>Section 10.4.1.1 How Indigenous Knowledge will be Gathered and Used</li> </ul>



Themes of Comment/Concern	Indigenous Community/Council	Comment/Concern	Project Team Response	Relevant Section in ToR
<ul style="list-style-type: none"> <li><b>Wildlife</b></li> </ul>	Wawakapewin First Nation Weenusk First Nation	<ul style="list-style-type: none"> <li>Clarification regarding whether a Wildlife Management Plan will be developed, and whether environmental monitoring will be undertaken by an outside company during construction.</li> </ul>	<p>groundwater have been noted for consideration in the EA and for any follow-up monitoring programs.</p> <ul style="list-style-type: none"> <li>The development of a Wildlife Management Plan that identifies mitigation measures and monitoring for wildlife may arise as a commitment out of the EA (as part of the Environmental Protection Plan) based on the effects assessment and input received from Indigenous communities and others. Where monitoring of wildlife is required during construction or operation of the Project, it is anticipated that opportunities for First Nation community members to participate in the monitoring program would be offered.</li> </ul>	<ul style="list-style-type: none"> <li>Section 9 Commitments and Monitoring</li> <li>Section 9.2 Monitoring</li> </ul>
<ul style="list-style-type: none"> <li><b>Wildlife</b></li> </ul>	Attawapiskat First Nation Matawa Tribal Council Marten Falls First Nation Kitchenuhmaykoosib Inninuwig First Nation Weenusk (Peawanuck) First Nation	<ul style="list-style-type: none"> <li>Clarification regarding how caribou have been studied and potential impacts to caribou resulting from the Project.</li> </ul>	<ul style="list-style-type: none"> <li>Field surveys for caribou have been undertaken as part of the baseline studies for the Project. To date, this has included winter aerial surveys to determine presence/absence of caribou within the project area and a survey to assess caribou nursery/calving habitat. These surveys, as well Indigenous Knowledge, will be used to inform the EA, including the use of data from others, such as MNRF, who are conducting a caribou collaring program to assess the movement of caribou and use of critical habitat areas. The Webequie Project Team is currently in ongoing discussion with MECP to understand the baseline study requirements for caribou and other species at risk for the EA.</li> </ul>	<ul style="list-style-type: none"> <li>Section 6.2.3 Wildlife and Wildlife Habitat</li> <li>Section 6.5.2 Baseline Studies</li> </ul>





Additional detail on input received to date is provided in the Record of Consultation accompanying the ToR.

### 10.3.2 Government Review Team and Municipal Involvement to Date

A summary of activities conducted with the GRT, and government ministry and agency involvement to date, is presented in **Table 10-4**. Note that this includes activities related to the All-Season Community Road Study pre-dating the ToR phase of the EA.

**Table 10-4: All-Season Community Road Study Government Review Team Involvement to Date**

Jurisdiction	Ministry/Agency	Date/Method of Consultation to Date
Federal Government	<ul style="list-style-type: none"> <li>Impact Assessment Agency of Canada Agency</li> <li>Fisheries and Oceans Canada</li> <li>Transport Canada</li> <li>Environment and Climate Change Canada</li> <li>Health Canada</li> </ul>	<ul style="list-style-type: none"> <li>Consultation with the Agency has been undertaken in the form of formal meetings on December 11, 2017 and March 1, 2018.</li> <li>Provided Notice of Commencement of provincial Environmental Assessment Terms of Reference on January 25, 2019.</li> <li>Received Notice of Draft Terms of Reference for Review, dated September 11, 2019.</li> <li>Received Notice of Public Information Centre, dated October 2, 2019.</li> </ul>
Provincial Government	<ul style="list-style-type: none"> <li>Ministry of Natural Resources and Forestry (MNRF)</li> <li>Ministry of Northern Development and Mines (MNDM)</li> <li>Ministry of the Environment, Conservation and Parks (MECP)</li> <li>Ministry of Transportation of Ontario (MTO)</li> </ul>	<ul style="list-style-type: none"> <li>MNRF, MECP and ENDM consultation has been undertaken in the form of formal meetings on October 12, 2017, November 24, 2017, December 11, 2017 and March 1, 2018.</li> <li>MTO consultation has been undertaken in the form of formal meetings on October 12, 2017 and November 16, 2017.</li> <li>Provided Notice of Commencement of provincial Environmental Assessment Terms of Reference on January 25, 2019.</li> <li>Received Notice of Draft Terms of Reference for Review, dated September 11, 2019.</li> <li>Received Notice of Public Information Centre, dated October 2, 2019.</li> </ul>
Law Enforcement Agencies	<ul style="list-style-type: none"> <li>Nishnawbe Aski Police Service (NAPS)</li> </ul>	<ul style="list-style-type: none"> <li>Met with Staff-Sergeant Merle Loon in first quarter 2016 as part of All-Season Community Road Study regarding whether all-season roads would be subject to provincial Highway Traffic Act, resulting in all road users having to be licensed and insured.</li> </ul>



At the outset of the Webequie Supply Road Project ToR phase, information request letters, project notification letters and Notice of Commencement of EA Terms of Reference were sent to municipalities and the ministries and agencies on the Government Review Team (GRT) list. These letters provided a brief overview of the Project and upcoming studies, and requested ministries and agencies to provide a statement of confirmation that they wish to participate in the study, as well as provide any required or useful information to the Project Team.

Discussions with the EA Coordination Team to date have focused on the regulatory process, including coordination of input and guidance provided by Impact Assessment Agency and MECP; permit requirements; delegation of Duty to Consult; and anticipated requirements and expectations for the coordinated environmental assessment processes. Guidance has also been received on the consultation process, as well as development of the provincial EA Terms of Reference and federal IA Initial and Detailed Project Descriptions.

### 10.3.3 Public and Stakeholder Involvement to Date

The Notice of Commencement for the Environmental Assessment Terms of Reference was published in the following newspapers:

- › Thunder Bay Chronicle on January 25, 2019;
- › Timmins Daily Press on January 25, 2019;
- › Sioux Lookout Bulletin on January 30, 2019;
- › Wawatay News Website between June 1 and June 30, 2019; and
- › Wawatay Newspaper on June 15, 2019.

Letters advising of the Notice of Commencement for the Environmental Assessment Terms of Reference were distributed to government ministries and agencies, identified property owners, interest groups and members of the public who may have an interest in the project on January 25, 2019. Included within the letters was a copy of the published notice, and a Contact Information Form, which asked those with an interest in the project to provide their contact information to the Project Team by February 25, 2019. Individual emails advising of the Notice of Commencement of Terms of Reference were also sent to identified property owners, interest groups and members of the public, where email addresses were available. These emails contained the letter and the Contact Information Form.

A Notice of Draft Terms of Reference for Review was published in the following newspapers:

- › Thunder Bay Chronicle on September 11, 2019;
- › Timmins Daily Press on September 11, 2019;
- › Sioux Lookout Bulletin on September 11, 2019;
- › Wawatay News Website on September 13, 2019 to October 16; and
- › Wawatay Newspaper on September 15, 2019.

The Notice advised of the availability of the draft Terms of Reference for Review, and listed review locations, as well as the project's website where the draft ToR was also available. Letters were distributed on September 11, 2019 to identified property owners, interest groups and members of the public. The letter provided information on the Project, the *Environmental Assessment Act*, the draft Terms of Reference review period, and review locations. Recipients were encouraged to review the document, and provide comments to Project Team representatives, or on the Project Website prior to October 16, 2019. Wherever possible, an unaddressed email advising of the availability of the draft Terms of Reference and requesting



comments be submitted prior to October 16, 2019 was distributed on September 11, 2019 to those contacts where an email address was available.

A Notice of Public Information Centre (PIC) was published to advise the public and stakeholders of an open house meeting scheduled for October 9, 2019 to discuss the project. The Notice of Public Information Centre was published in the following newspaper:

- › Thunder Bay Chronicle on October 2, 2019

A letter advising of the PIC was distributed to identified property owners, interest groups and members of the public on October 2, 2019. This letter provided information on the project, the PIC venue, and invited those with an interest in the project to attend, or to provide comments directly to the Project Team representatives, or on the Project Website. A corresponding email was also sent on October 3, 2019.

All Notices were also published on the Project Website at [www.supplyroad.ca](http://www.supplyroad.ca).

Table 10.5 below presents the comments received at the PIC in Thunder Bay.

**Table 10-5: Comments Received from Attendees at October 9, 2019 Public Information Centre**

Comment	Summary of Response by Project Team
<b>Noted recommendations previously provided to the Project Team upon receipt of the Notice of Commencement of Terms of Reference regarding the cataloguing of broader issues (such as food security) to ensure that they are documented for follow up in the future. Noted the need for community education on the EA process and to engage with communities to ensure they understand the EA process and the need for engagement with Indigenous communities.</b>	Project Team member acknowledged that initial comments regarding cataloguing of issues was received during the Notice of Commencement period and has been documented. Project Team member noted that the consultation process and record keeping of comments and engagement with Indigenous communities and stakeholders is a rigorous process in that a software system is used to document and record comments to ensure that comments and questions are responded to in a timely manner, in addition to identifying themes of comments and questions received. Project Team member also noted that there are 22 Indigenous communities to be consulted and that when the Project Team visits the Chief and Councils and communities, a detailed presentation is provided on the Project, including steps of the EA process and the studies to be conducted, and communities are encouraged to review the document and provide comments and feedback on the draft Terms of Reference, to be incorporated in the final ToR.
<b>Noted that communication materials translated in Ojibway are incorrectly translated.</b>	Project Team member thanked them for their comments and advised that they will seek a new Ojibway translator to revise the translation of communication materials.
<b>Noted that they have lived around the country and have seen lots of development, both good and bad. Noted</b>	Project Team member thanked the attendee for their comments. Project Team member noted that the Project is following provincial and federal EA requirements and



Comment	Summary of Response by Project Team
<p>that they have noticed in recent years there has been lots of new legislation that requires developers to do some environmental studies before they are allowed to build a road or development. Indicated that the information on the display boards was detailed and informative. Provided positive feedback on conducting an environmental assessment to protect sensitive features and wildlife. Asked how caribou and other species and their habitat will be protected.</p>	<p>that input from the public is important for incorporation in the final ToR and EA. Project Team member indicated that the route avoids the most sensitive habitat.</p>
<p>Concerned about the road and how it could improve access to fishing areas. Inquired if fish would still be edible once the road is constructed. Concerned about the road going over sensitive spawning grounds.</p>	<p>Project Team member indicated that fish would still be edible during and after construction and that there will be multiple mitigation measures in place to ensure that no sediment or other contaminants enter any lake, river, stream or wetland. Project Team member indicated that the access to good fishing areas is a community issue and suggested that they need to adhere to catch limits and seasons for various species to avoid disturbing fish during spawning. Project Team member asked if the community has known sensitive spawning areas, which was confirmed; it was suggested that this information be provided on a map as this will be helpful for the EA.</p>
<p>Provided positive feedback regarding the set-up of the open house with display boards. Requested electronic copy of display boards.</p>	<p>Project Team members thanked the attendee for the feedback. Project Team members noted that they provide an electronic copy of the display boards on the Project Website.</p>
<p>Commented that they are not very familiar with the Webeque Supply Road Project.</p>	<p>Project Team member walked them through the various display boards to explain the Project and activities conducted to date, emphasizing that it was a Webeque First Nation-led project and that Webeque's Three-Tier Approach formed the basis for the community's own EA process, which would run in parallel and be integrated with the existing provincial and federal EA processes.</p>
<p>Mining industry representative stated that the Supply Road is not part of their mining plan and does not commit them to having supplies and material flown in via the Webeque airport.</p>	<p>Project Team member acknowledged the comment and stated that the Supply Road is an economic development initiative of Webeque First Nation, independent of the mining industry and specific plans for mine development in the McFaulds Lake area.</p>



## 10.4 Engagement and Consultation Activities During the EA Study

The engagement and consultation approach and mechanisms established for the ToR phase will continue through the EA study. Additionally, any feedback received from Indigenous communities, the GRT, municipalities, stakeholders and the public during the ToR phase regarding the consultation approach and mechanism will be taken into account and the appropriate adjustments made.

Throughout the EA study, there will be a number of milestones that the Webequie Project Team will meet in order for the EA to progress towards successful completion. These include:

- › Commencement of EA study following ministerial approval of the Terms of Reference;
- › Further development and identification of alternative methods for implementing the Project and criteria for evaluating alternatives;
- › Evaluation of alternatives and identification of preferred alternative;
- › Submission of Draft EAR/IS; and
- › Submission of Final EAR/IS.

### 10.4.1 EA Engagement and Consultation with Indigenous Communities

A variety of activities and materials will be used to provide information and receive input from Indigenous communities during the EA phase. **Table 10-6** outlines the mechanisms, activities and events that are planned for various stages throughout the EA study and will be used at milestone points to ensure optimal engagement with Indigenous communities.

When visiting Indigenous communities, the Project Team will respect the protocols and procedures of Indigenous communities. Activities and mechanisms will be tailored for specific Indigenous communities based on their consultation protocols and procedures.

**Table 10-6: Indigenous Consultation and Engagement Methods During the EA Study**

Method of Engagement	Description
Notification Letters	<p>Notification letters will be prepared and sent by registered mail to all of the identified Indigenous communities and Tribal Councils (as listed in Table 10-1) to inform them of the following EA milestones:</p> <ul style="list-style-type: none"> <li>• Commencement of EA study following ministerial approval of the Terms of Reference;</li> <li>• Further development and identification of alternative methods for implementing the Project and criteria for evaluating alternatives;</li> <li>• Evaluation of alternatives and identification of preferred alternative;</li> <li>• Submission of Draft EAR/IS; and</li> <li>• Submission of Final EAR/IS.</li> </ul>



Method of Engagement	Description
Public Notices and Newspaper Advertising	<p>Public Notices will be issued at various points throughout the EA study to inform all identified Indigenous communities of EA commencement and submission and to invite attendance at the community meetings. Notices to be published include:</p> <ul style="list-style-type: none"> <li>• Notice of Commencement of EA Study;</li> <li>• Notice of Community Meetings to review alternatives and their assessment;</li> <li>• Notice of Draft EAR/IS for Review;</li> <li>• Notice of Submission of Final EAR/IS for Review.</li> </ul> <p>The public notices will be published in the Wawatay News, Thunder Bay Chronicle Journal, Timmins Daily Press, and Sioux Lookout Bulletin and posted on the Project Website to reach Indigenous communities across Northern Ontario.</p>
Community Visits	<p>Community visits are planned throughout the EA schedule with the eight most potentially affected communities (see Section 10.2.1) – 3 for each of the 8 most potentially affected communities. Community visits to the other 14 communities will be planned upon request. The current schedule includes provision for 2 visits to each of these communities. Community meetings will provide information on the EA process and to seek feedback and comments to be incorporated into the EA.</p> <p>Specific activities to be conducted during community visits include:</p> <ul style="list-style-type: none"> <li>• Outline the purpose and scope of the EA, including schedule and EA milestones;</li> <li>• Present the results of studies that have been conducted;</li> <li>• Obtain input and feedback from community members on evaluation criteria, the alternatives development and assessment;</li> <li>• Outline proposed environmental mitigation, protection and compensation measures associated with the preferred alternative;</li> <li>• Obtain general input from community members about the Project and information they wish to share.</li> </ul> <p>The Draft EAR/IS will be available at the Administration office of each Indigenous community for community members to review during the public review periods. The Project Team will incorporate feedback and comments received on the Draft into the Final EAR/IS. The Final EAR/IS will also be made available at the Administration office for viewing.</p>



Method of Engagement	Description
Meeting with Off-Reserve Community Members	<p>Two (2) meetings with off-reserve community members of the 22 Indigenous communities (see Section 10.2.1) will take place during the EA schedule. These meetings will be held in the City of Thunder Bay, as this is the most central location closest to the project area. The purpose of the meetings is generally as described above for the community visits, focusing on obtaining input and feedback on the alternatives development and assessment. The meetings will occur at the same project stage as the community visits.</p> <p>These off-reserve community members will have an opportunity to review the Draft EAR/IS during the public review period at the participating municipal offices and public libraries, as well as on the Project Website. Off-reserve community members may provide comments and feedback on the Draft EAR/IS, and Final EAR/IS with comments incorporated, through the same channels as on-reserve community members.</p>
Engagement with Métis Nation of Ontario	<p>Information meetings will be held with the Métis Nation of Ontario (MNO) upon request. Meetings will be held in the City of Thunder Bay. MNO will receive a copy of the Draft and Final EAR/IS for feedback and comments during the public review periods.</p>
Radio Information Sessions	<p>Radio information sessions will be broadcast over Wawatay Radio, throughout the Wawatay broadcast region. These sessions will take place periodically throughout the EA study schedule. The sessions will be in an open dialogue format with the Project Team to allow community members to ask questions about the Project and to obtain their feedback and input. In addition, community meetings will be recorded and broadcast to allow for community members that cannot attend meetings to participate.</p>
Engagement with Tribal Councils and Nishnawbe Aski Nation	<p>Tribal Councils and the Nishnawbe Aski Nation will be provided information and will be provided opportunities to comment throughout the EA study schedule. Meetings will be held upon request. Tribal Councils and the Nishnawbe Aski Nation will receive a copy of the Draft and Final EAR/IS for feedback and comments during the public review periods.</p>
Communication Materials	<p>Various communication materials will be developed for use at meetings. These include presentation slide decks, project fact sheets, handouts, display boards, etc. Communication materials will be in plain language and free of technical jargon to ensure that information is clear and easy to understand. Some materials will be translated into the native language of the communities.</p>



Method of Engagement	Description
Audio and Visual Products	For those Indigenous communities who have the capability, community meetings and presentations will be live-streamed through local community media to allow for a wider audience to participate in the meetings and have the opportunity to ask questions and provide feedback. Some recordings of the community presentations will be saved and posted on the Project Website for public viewing.
Project Website	<p>A Project Website is available for the public to review project related information at <a href="http://www.supplyroad.ca">www.supplyroad.ca</a>. Materials that will be posted on the website include those related to:</p> <ul style="list-style-type: none"> <li>• Commencement of EA study following ministerial approval of the Terms of Reference;</li> <li>• Further development and identification of alternative methods for implementing the Project and criteria for evaluating alternatives;</li> <li>• Evaluation of alternatives and identification of preferred alternative;</li> <li>• Submission of Draft EAR/IS;</li> <li>• Submission of Final EAR/IS Project Newsletters;</li> <li>• Recorded videos of community presentations;</li> <li>• Other materials that are developed over the course of the EAR/IS preparation period.</li> </ul> <p>Community members will be able to provide comments and feedback on the Draft EAR/IS through the website. The Project Team will ensure that feedback and comments received are incorporated into the Final EAR/IS.</p>
Project Newsletters	Project Newsletters will be developed on a monthly basis, providing information on project updates and summary information of project milestones. These will be posted on the Project Website and will be in plain language that will clearly explain project information for community members to understand. Newsletters will be translated in the language native to communities.

#### 10.4.1.1 How Indigenous Knowledge will be Gathered and Used

EA engagement and consultation activities will include the gathering of Indigenous Knowledge information. The Webequie Project Team acknowledges that Indigenous communities have been documenting Indigenous Knowledge for years within the project area. The Webequie Project Team will collect existing Indigenous Knowledge that is specific to the Supply Road project area. It is also acknowledged that, despite the extensive amount of existing Indigenous Knowledge available, there may be information gaps that necessitate additional, site-specific data collection.

Indigenous Knowledge is considered to be a holistic body of knowledge containing information and records collected by Indigenous communities on places and things that are considered to be of cultural, spiritual, historical and community significance to its members. Much of this knowledge may have been passed on from generation to generation. Each community will have its own approach to collecting, recording, sharing





and using this knowledge. Where possible, WFN will acknowledge and respect the sensitive and confidential nature of Indigenous Knowledge collection and its use.

WFN intends to use Indigenous Knowledge and other information received from community members for the Project to assist with several key elements of the EA process, including:

- › Assessing existing Indigenous Knowledge information in relation to the road project and to understand additional work that may be required;
- › Incorporating Indigenous Knowledge currently available to establish a baseline to monitor change going forward;
- › Evaluating alternatives and assessing potential impacts of the Project (e.g., criteria and indicators of relevance to Indigenous communities for all environmental components); and
- › Developing environmental mitigation, protection and compensation measures, and monitoring commitments and accommodation measures, where necessary.

#### 10.4.2 Government Agency, Public and Stakeholder Engagement and Consultation

The following sections provide a plan for engaging and consulting government agencies and non-Indigenous communities and stakeholders, based on EA study milestones similar to those for Indigenous communities.

##### 10.4.2.1 Government Review Team

A data sharing agreement has been made between the Webequie Supply Road Project Team and the Crown. This reciprocal agreement ensures that the Crown will provide relevant data where possible and, conversely and where permissible, the data collected during the course of the Project will be shared among organizations.

At the outset of the EA study, information request letters and project notification letters will be sent to the agencies on the Government Review Team (GRT) list. These letters will provide a brief overview of the work to be conducted during the EA phase, including upcoming baseline studies, as well as requesting any required or useful information through their technical representative. At subsequent EA milestone points, the Webequie Project Team will provide information to and request input from the GRT. The agencies on the GRT will receive project status reports, opportunities to comment on studies to be conducted (including, as appropriate, study work plans), evaluation criteria, the development and evaluation of alternatives, notices of upcoming consultation events (refer to open house session approach in Section 10.4.2.3), and the opportunity to contribute to the review of the Draft and Final EAR/IS.

##### 10.4.2.2 Municipalities

Municipalities will be notified at the EA milestones and will be invited to open house sessions being held in the City of Thunder Bay (refer to Section 10.4.2.3 for open house approach). While the Municipality of Greenstone, Township of Pickle Lake, City of Timmins and Municipality of Sioux Lookout will be included within the consultation program due to their location and interested stakeholders, public information sessions will not be held at these locations. Instead, any public information sessions will be held in the City of Thunder Bay, as this is the most central location to the Webequie First Nation and, therefore, the likely all-season road corridor. The Webequie Project Team will consider requests for additional open houses in other locations.



#### 10.4.2.3 Public and Stakeholders

All identified affected and/or interested stakeholders and members of the public will be notified at the EA study milestones. The public and stakeholders will have the opportunity to attend two (2) open house sessions that will be held in the City of Thunder Bay, focusing on:

- 1) Development and evaluation of alternatives; and
- 2) Presentation of the preferred alternative and associated environmental mitigation, protection and compensation proposals developed to date.

It is proposed that the dates for the government/public open house sessions coincide with those for the off-reserve Indigenous community members, with late afternoon/early evening slots allocated to government (GRT/municipalities/elected representatives), the public and stakeholder groups, and later evening slot allocated to off-reserve Indigenous community members.

The open houses will include display materials containing information on the project background, the EA study process, known existing project area environmental conditions, the results of studies that have been conducted; the development and evaluation of alternatives, including the rationale for evaluation criteria; the project schedule; and the results of the consultation program. The Webequie Project Team will be available to receive and respond to questions and have an open dialogue regarding the EA process. Written comments may be prepared and left at the open house venue or sent to the Project Team within a specified period following the event.

The public and stakeholders will be notified regarding the commencement of the EA and submission of the Draft and Final EAR/IS. The EAR/IS will be available for review on the Project Website, and at municipal offices or nearby public libraries in:

- › City of Thunder Bay
- › Municipality of Greenstone
- › Township of Pickle Lake
- › City of Timmins
- › Municipality of Sioux Lookout

**Table 10-7** below outlines the methods of engagement with the GRT, municipalities, elected representatives, the public and stakeholder groups described above.



**Table 10-7: Government Review Team, Municipalities, Elected Representatives, Public and Stakeholder Engagement Methods During the EA Study**

Method of Engagement	Description
Notification Letters	<p>Notification letters will be prepared and sent by mail and email to the GRT, municipalities, elected representatives, the public and stakeholders identified and included in the Stakeholder Contact List at the EA milestones:</p> <ul style="list-style-type: none"> <li>• Commencement of EA study following ministerial approval of the Terms of Reference;</li> <li>• Further development and identification of alternative methods for implementing the Project and criteria for evaluating alternatives;</li> <li>• Evaluation of alternatives and identification of preferred alternative;</li> <li>• Submission of Draft EAR/IS; and</li> <li>• Submission of Final EAR/IS.</li> </ul>
Public Notices and Newspaper Advertising	<p>Public Notices will be issued at various points throughout the Project to inform the public and stakeholders of EA study commencement and submission and to invite attendance at the community meetings. Notices to be published include:</p> <ul style="list-style-type: none"> <li>• Notice of Commencement of EA Study;</li> <li>• Notice of Open House sessions;</li> <li>• Notice of Draft EAR/IS for Review;</li> <li>• Notice of Submission of Final EAR/IS for Review.</li> </ul> <p>The public notices will be published in the Wawatay News, Thunder Bay Chronicle Journal, Timmins Daily Press, and Sioux Lookout Bulletin and on the Project Website.</p>
Open Houses	<p>As discussed in Section 10.4.2.3, during the EA, two (2) open houses will be planned in the City of Thunder Bay for government ministries/agencies, municipalities, elected representatives, the public and stakeholders. The open houses will serve as a forum to provide feedback and comments on the results of the studies that have been conducted, development and evaluation of alternatives and presentation of the preferred alternative.</p>
Communication Materials	<p>Various communication materials will be developed for use at meetings. These include presentation slide decks, project fact sheets, handouts, display boards, etc. Communication materials will be in plain language and free of technical jargon to ensure that information is clear and easy to understand.</p>



Method of Engagement	Description
Project Website	<p>A Project Website is available for all interested and potentially affected parties to review project related information, at <a href="http://www.supplyroad.ca">www.supplyroad.ca</a>. Materials that will be posted on the website include those related to:</p> <ul style="list-style-type: none"> <li>• Notice of Commencement of EA study following ministerial approval of the Terms of Reference;</li> <li>• Information on the further development and identification of alternative methods for implementing the Project and criteria for evaluating alternatives;</li> <li>• Information on the evaluation of alternatives and identification of preferred alternative;</li> <li>• Notice of Open House sessions;</li> <li>• Notice of Draft EAR/IS for Review;</li> <li>• Draft EAR/IS;</li> <li>• Notice of Submission of Final EAR/IS for Review;</li> <li>• Final EAR/IS;</li> <li>• Recorded videos of community presentations;</li> <li>• Other materials that are developed over the course of the EAR/IS preparation period.</li> </ul> <p>Public and stakeholder groups will be able to provide comments and feedback on the Draft EAR/IS through the website. The Project Team will ensure that feedback and comments received are incorporated into the Final EAR/IS.</p>
<b>EAR/IS Document Review</b>	<p>Interested public and stakeholders will have an opportunity to review the Draft and Final EAR/IS during the public review periods at the participating municipal offices and public libraries.</p>

### 10.4.3 Schedule of Consultation Activities

**Table 10-8** below outlines the EA milestones, the associated consultation activity and proposed timeframe. It should be noted that this schedule is subject to change based on actual study progress and the availability of Indigenous communities to meet with the Project Team and challenges related to the current COVID-19 pandemic crisis.

**Table 10-8: EA Consultation Milestones**

Regulatory Milestone/Activity	Consultation Activity	Outcome	Schedule (2020 - 2022)
<b>Notice of Commencement of EA</b>			<b>November 2020</b>
	<ul style="list-style-type: none"> <li>• Circulate Notice of Commencement of EA</li> <li>• Letter to Chiefs and Councils</li> <li>• Meet Chiefs and Councils</li> </ul>	<ul style="list-style-type: none"> <li>• Identify interest to participate</li> <li>• Consolidate/update initial Stakeholder Contact List</li> </ul>	



Regulatory Milestone/Activity	Consultation Activity	Outcome	Schedule (2020 - 2022)
<b>Baseline Data Collection, Identification of Alternatives</b>			<b>November 2020 – February 2021</b>
<ul style="list-style-type: none"> <li>Indigenous Community meetings to introduce the Project and seek input on alternatives</li> <li>Off-Reserve Community meeting</li> <li>Non-Indigenous communities, public and stakeholder open house (Thunder Bay)</li> <li>Website</li> <li>Monthly Newsletters (to be posted on the Website)</li> <li>Distribution of EAR materials (e.g., presentation slide deck, fact sheets)</li> </ul>		<ul style="list-style-type: none"> <li>Input to Work Plans (scope of baseline studies, effects assessment, etc.)</li> <li>Input to alternatives (e.g., routing, supportive infrastructure – aggregate sources, etc.,)</li> <li>Input to criteria and indicators</li> <li>Input to baseline information. Share Indigenous Knowledge to characterize existing conditions and identify project area features and resources that are of value to the community</li> </ul>	
<b>Evaluation of Alternatives and Preliminary Effects Assessment</b>			<b>March 2021 – November 2021</b>
<ul style="list-style-type: none"> <li>Indigenous Community meetings to evaluate alternatives</li> <li>Website</li> <li>Monthly Newsletters (to be posted on Website)</li> <li>Circulation of EA materials</li> </ul>		<ul style="list-style-type: none"> <li>Input to evaluation of alternatives</li> <li>Input to effects assessment, including mitigation and monitoring</li> <li>Incorporate Indigenous Knowledge obtained into effects assessment</li> </ul>	
<b>Review of Draft EAR/IS</b>			<b>December 2021 – February 2022</b>
<ul style="list-style-type: none"> <li>Indigenous Community meetings to discuss and present the Draft EAR/IS, seek comments on the Draft EAR/IS, and solicit additional information for inclusion in the Final EAR</li> <li>Non-Indigenous communities, public and stakeholder open house (Thunder Bay)</li> </ul>		<ul style="list-style-type: none"> <li>Input to evaluation of alternatives</li> <li>Input to mitigation/protection</li> <li>Input to net effects assessment</li> <li>Incorporate Indigenous Knowledge obtained into Final EAR/IS</li> </ul>	



Regulatory Milestone/Activity	Consultation Activity	Outcome	Schedule (2020 - 2022)
	<ul style="list-style-type: none"> <li>Website</li> <li>Monthly Newsletters (to be posted on Website)</li> <li>Circulation of EA materials</li> <li>Post document at Indigenous community Administration offices and participating municipal offices and libraries (document will be provided via email; hardcopy will be provided upon request)</li> <li>Follow-up calls to confirm receipt of document</li> </ul>	<ul style="list-style-type: none"> <li>Respond and address to comments on Draft EAR/IS</li> <li>Update Stakeholder Contact List for notices on Final EAR/IS</li> </ul>	
<b>Review of Final EAR/IS</b>			<b>April 2022 – July 2022</b>
	<ul style="list-style-type: none"> <li>Circulate Notice of Submission of Final EAR/IS</li> <li>Letter to Chiefs and Councils</li> <li>Website</li> <li>Monthly Newsletters (to be posted on Website)</li> <li>Distribution of EA materials</li> <li>Post document at Indigenous community Administration offices and participating municipal offices and libraries (document will be provided via email; hardcopy will be provided upon request)</li> <li>Indigenous community meetings, upon request or as necessary to resolve issues</li> <li>Follow-up calls to confirm receipt of document</li> </ul>	<ul style="list-style-type: none"> <li>Receive comments on EAR/IS</li> <li>Prepare responses to comments on EAR/IS</li> </ul>	

## 10.5 Record of Consultation

The EA study will maintain and augment the Record of Consultation developed during the Terms of Reference phase of the Project.

The Record of Consultation is a self-standing document that supports the EA study. It will document all Indigenous, government, stakeholder and public and communication and engagement activities undertaken, and it will include all concerns and issues that are raised during the EA study, and any responses, resolutions, agreements and commitments. However, where comments influence the preferred



## Webequie Supply Road Environmental Assessment Terms of Reference



alternative or commitments to mitigation and monitoring/reporting, they will be addressed in relevant sections of the EAR/IS. Other comments relating to the project will be addressed in the Consultation Section of the EAR/IS and the Record of Consultation, summarizing the comments and the responses provided.

The consultation log will be updated to reflect each communication and engagement/consultation activity. A copy of the aggregate consultation record of all communication activities will be provided to regulators as required by the regulator and each Indigenous community will be provided with a copy of the Record of Consultation pertaining to that community, concurrent with the submission to regulators. The consultation database includes the following information relating to each engagement and consultation event or activity:

- › Date on which the communication, event or activity occurred;
- › Method of communication (e.g., letter, email, phone call, face-to-face);
- › Identification of initiator and recipient of communication or, in the case of a meeting, organizer and participants attending the meeting;
- › Copy of or link to communication in the case of written communication, as well as copy of/or link to any other relevant documentation provided or generated as part of the communication, including all information provided to fulfill regulatory requirements, notices for community meetings, and draft versions of all materials prepared for the EA;
- › Summary of communication or, in the case of a meeting, meeting notes; and
- › Identification of issues raised or discussed and any follow-up action or undertaking and status of the issue (e.g., outstanding, addressed/resolved).



## 11 Flexibility to Accommodate New Circumstances

The Project, as described within this ToR, is based upon a conceptual level of design information, and does not represent the final design, location and scope of the proposed undertaking. Therefore, the proposed project presented in this ToR by WFN should be viewed as a preliminary description, which is subject to change as the Project evolves during preparation of the EA, based on the results of ongoing engineering design, the results of baseline characterization and effects assessment, and the results of engagement/consultation with Indigenous communities, government ministries and agencies, the public, stakeholders and other affected and interested parties. These factors could result in the alteration of technically and economically feasible alternative methods of carrying out the Project, including the alignment of the road corridor identified during the ToR phase, before the proposed or final undertaking (i.e., the Project) is confirmed and presented in the EAR/IS.

In accordance with subsection 6.1(1) of the EA Act, WFN recognizes that the EA and the associated EAR/IS must be conducted/prepared in accordance with the approved ToR. Notwithstanding, WFN is aware that unforeseen circumstances may arise that could prevent the commitments in the ToR from being met. As such, flexibility has been incorporated into this ToR, where appropriate, to accommodate new circumstances or issues/concerns that may arise as the EA progresses and the design advances for the Project. In this regard, it is understood that certain aspects of the ToR may be adjusted without the need to re-start the provincial EA process. For this reason, the ToR has not committed to the precise route or alignment for the 35 m wide all-season road corridor within the preferred 2 km wide corridor.

For the purposes of preparing this ToR, flexibility is defined to include a minor variation or modification to the ToR itself, such as a change in engagement methods with Indigenous communities, baseline environment characterization methods, effects assessment methods, and refinements to the study area(s) or environmental factors, criteria and indicators to measure change (i.e., environmental components valued by WFN and other Indigenous communities). For example, through engagement with Indigenous communities and participating regulatory bodies during the EA, it may be necessary, advisable or beneficial to change the local or regional study area boundaries for collection of additional Indigenous Knowledge or scientific data. Therefore, to provide flexibility, the ToR has not established detailed existing conditions or a full suite of potential environmental effects, as these will be determined during the EA process and presented in the EAR/IS.

Any proposed minor modifications to the ToR will be discussed with MECP prior to proceeding with the change.

### 11.1 Dispute Resolution Strategy

Consultation and engagement with Indigenous communities and federal/provincial ministries and agencies is expected to be ongoing throughout the EA and into the implementation phase for the Project. All comments and input received from Indigenous communities, the public, government ministries and agencies and stakeholders will be documented in a summary table and included in the EAR/IS and in the detailed stand-alone Record of Consultation. The summary table will provide a response to each issue and how the issue was addressed. Where resolution of issues has not been possible, this will be noted, along with a record of all attempts to resolve the issue. The EAR/IS will also include a consultation summary and a record of comments received, and how WFN proposes to reasonably address any issues raised, including any agreement on the approach on how to address the issue.





## Webequie Supply Road Environmental Assessment Terms of Reference



Webequie First Nation will develop a detailed issues resolution strategy during the EA. The consultation and engagement with other Indigenous communities is intended to be an open and respectful process, which offers a means to resolve issues and disputes concerning the EA. Where there are disputes and/or issues that cannot be resolved through discussions, Webequie First Nation would like to maintain its traditional approach to resolving potential disputes as the first step in the process. This traditional approach will involve establishing a community representatives' group, including elders, youth, women and others (to be determined by the community on a case-by-case basis) to share perspectives, understand the issue(s) identified, engage in respectful dialogue and recommend appropriate options. If no resolution can be made, then a conventional dispute resolution process will be used.