



NUNAVUT PLANNING COMMISSION NOTICE OF PROPOSED DIRECTION ON PROCEDURE

Date: February 8, 2017

The Nunavut Planning Commission staff proposes to put the annexed Direction on Procedure before the Commissioners to vote upon. Participants in the Draft Nunavut Land Use Plan hearing process are invited to make written comments with respect to the proposed Direction on Procedure by 12 PM Eastern time on Friday February 10, 2017. All comments must be submitted to jsavoy@nunavut.ca.

PROPOSED PUBLIC HEARING ON DRAFT NUNAVUT LAND USE PLAN—DIRECTION ON PROCEDURE: PROCEDURES FOR FINAL PUBLIC HEARING

Pursuant to the Nunavut Planning Commission's (**NPC**) *Rules of Procedure for Public Hearings and Public Reviews (RPHPR)*, and recognizing the Inuit traditions regarding oral communication and decision making, the NPC makes the following Directions on Procedure for its Public Hearing of the 2016 Draft Nunavut Land Use Plan (**DNLUP**). The *RPHPR* provides for Directions on Procedure as follows:

4.2 Where any procedural matter relating to proceedings is not provided for in these rules, the Commission may at any time give directions governing the procedure to **supplement these rules** that it considers necessary for the fair determination of an issue.

4.3 **On its own initiative** ...the Commission may, with or without a hearing, **issue any direction on procedure to dispense with or vary any part of these rules that it considers necessary for the fair determination of an issue.**

4.4 Where there is a conflict between any rule and any direction on procedure issued by the Commission, **the direction on procedure prevails over the rule.**

[emphasis added]

The Commission hereby directs:

1. The deadline in Paragraphs 1(c) of the October 7, 2016 Direction On Procedure (requiring participants to file written submissions, evidence, and other materials), and as previously extended for municipalities to February 15, 2017, is hereby further extended for all municipalities (including the City of Iqaluit), and all Hunters and Trappers Organizations, to **5:00 PM Eastern Time on Tuesday February 28, 2017.**
2. The deadlines in Paragraphs 1(d) and (e) of the October 7, 2016 Direction On Procedure (requiring participants to notify the Commission of all documents they will refer to in oral submissions and to file any audio/visual presentation aides, and for the Commission to provide its audio/visual presentation aides to be used by Commission staff), are hereby extended, and participants who intend to rely on or refer to written

documents or presentation aides at the Public Hearing, as the case may be, must:

- a. Advise the NPC of all documents filed with the NPC to which they intend to refer at the public hearing, and
- b. File any audio/visual presentation aides

by no later than **5:00 PM Eastern Time on Monday March 6, 2017**. No time extensions will be granted.

The Commission will provide its audio/visual presentation aides to be used by Commission staff on or before this date and time. Time spent by NPC staff at the Public Hearing locating documents in the record to display on presentation screens will count towards participants' allotted presentation times.

3. Paragraph 8 of the October 7, 2016 Direction On Procedure requiring participants to deliver hard copies of their materials to the NPC is rescinded, and the NPC will provide 5 hard copies of participants' submissions, visual presentation aides, and the documents participants have advised the NPC they will be referring to by the deadline in paragraph 1 above, for the hearing room to be shared between participants and the public. Participants will be responsible for bringing hard copies of all documents for their own use, and may provide additional hard copies of documents they wish to distribute to the public.
4. Participants may continue to participate in the informal public hearing process set out in the October 7, 2016 Direction On Procedure and *RPHPR*, including but not limited to providing audio/visual presentation aides, making oral presentations and filing written arguments, whether or not they filed written submissions prior to the public hearing.
5. Despite Paragraph 10(d) of the October 7, 2016 Direction On Procedure, the Commissioners will not disregard any submissions, evidence, presentations, documents, or written argument filed with the NPC on the grounds that they were not translated or served in accordance with the October 7, 2016 Direction On Procedure, however out of respect to Elders, participants, community representatives and other members of the public who speak Inuktitut and Inuinnaqtun, the Commission encourages participants to follow Paragraph 10 of the October 7, 2016 Direction On Procedure to the extent possible.
6. Paragraph 11 of the October 7, 2016 Direction On Procedure is rescinded, and in lieu of requiring service on one another in accordance with section 14 of the *RPHPR*, NPC staff shall post all documents filed in the NPC's public record in the NPC's Consultation Record available online at: http://nunavut.ca/en/draft_plan/consultation_record and notify participants by e-mail distribution when materials have been posted, and participants are directed to download those documents or request copies from the NPC's offices in accordance with rule 15.8 of the *RPHPR* and the NPC shall provide copies upon payment of reasonable fees.