

Doing Things Right: Implementing and Improving Co-Management in the NWT



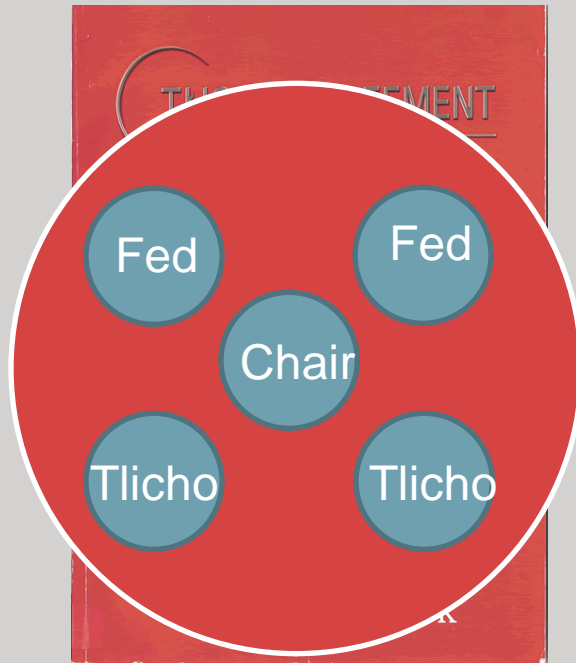
Inuvik Petroleum Show
June 17, 2009


Willard Hagen
Chair, Mackenzie Valley Land and Water Board

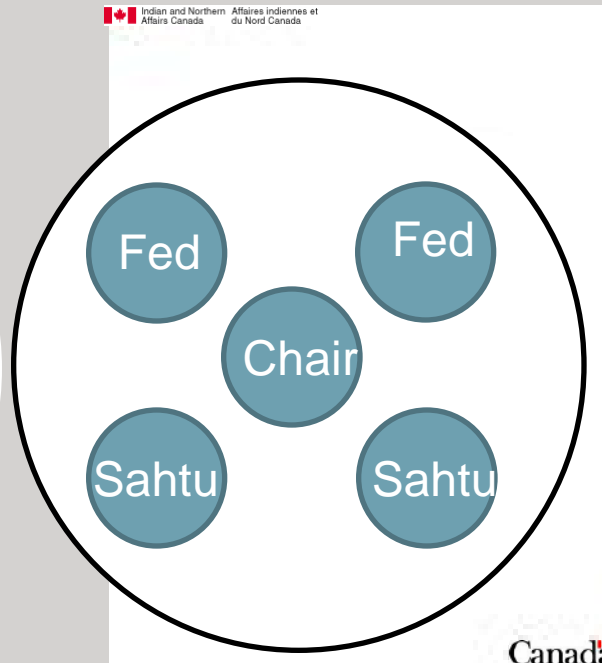
NWT Land Claims



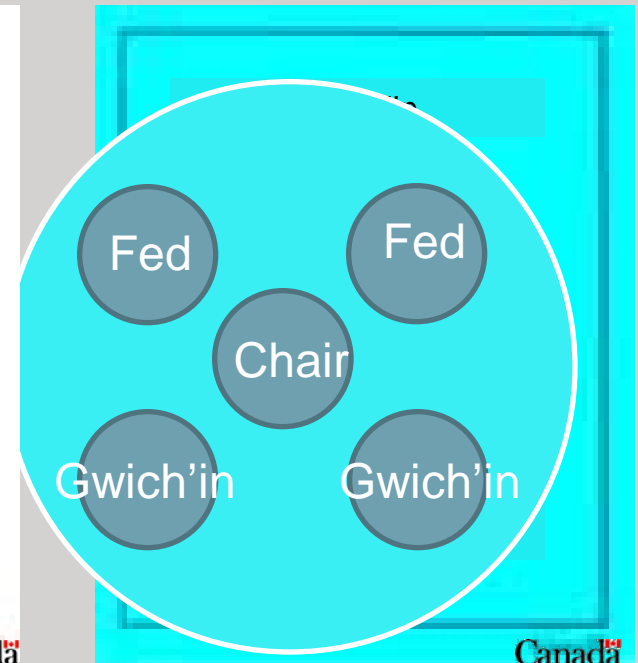
Regional Panels



 Wek'eezhii
Land and
Water Board

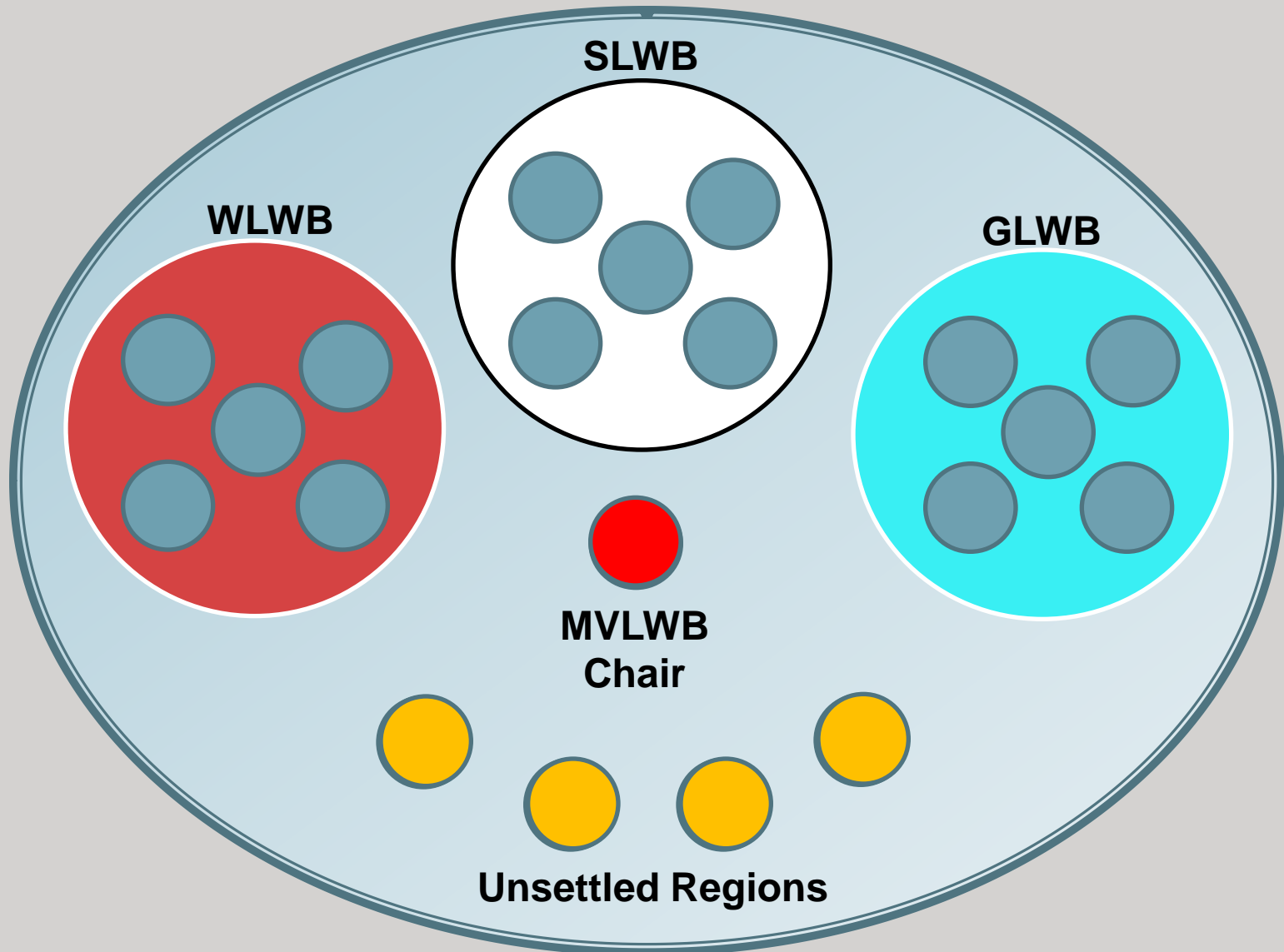


 Sahtu Land
and Water
Board

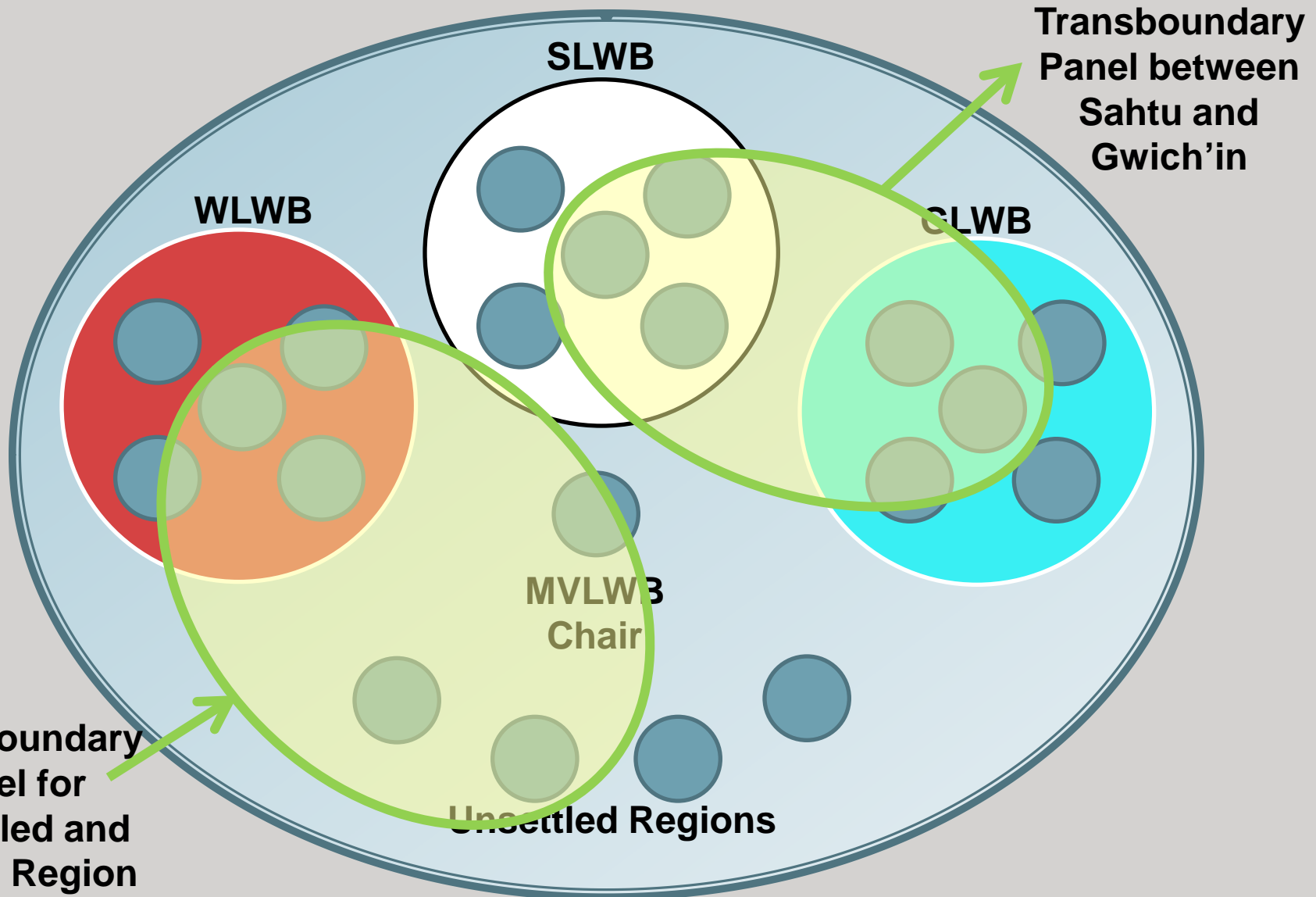


 Gwich'in Land
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Board

Mackenzie Valley Land and Water Board



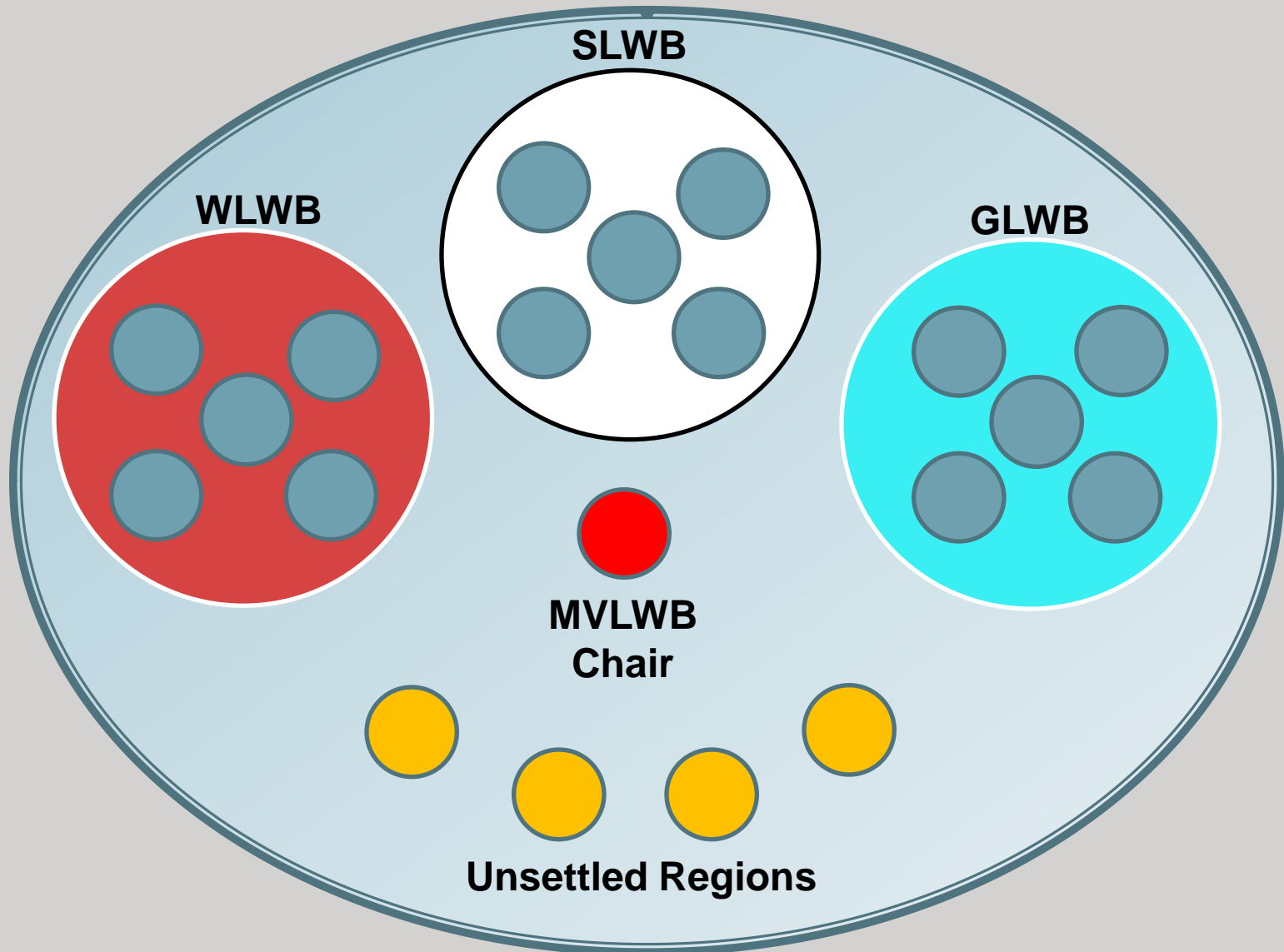
Transboundary Panel Examples



Mackenzie Valley Land and Water Board

“The objectives of the Board are to provide for the conservation, development and utilization of land and water resources in a manner that will provide the optimum benefit generally for all Canadians and in particular for residents of the Mackenzie Valley.”

Mackenzie Valley Land and Water Board



Doing Things Right: Clarity and Consistency in Board Processes



Inuvik Petroleum Show
June 17, 2009

presented by: Kathleen Racher, Ph.D.,
Regulatory Director, WLWB

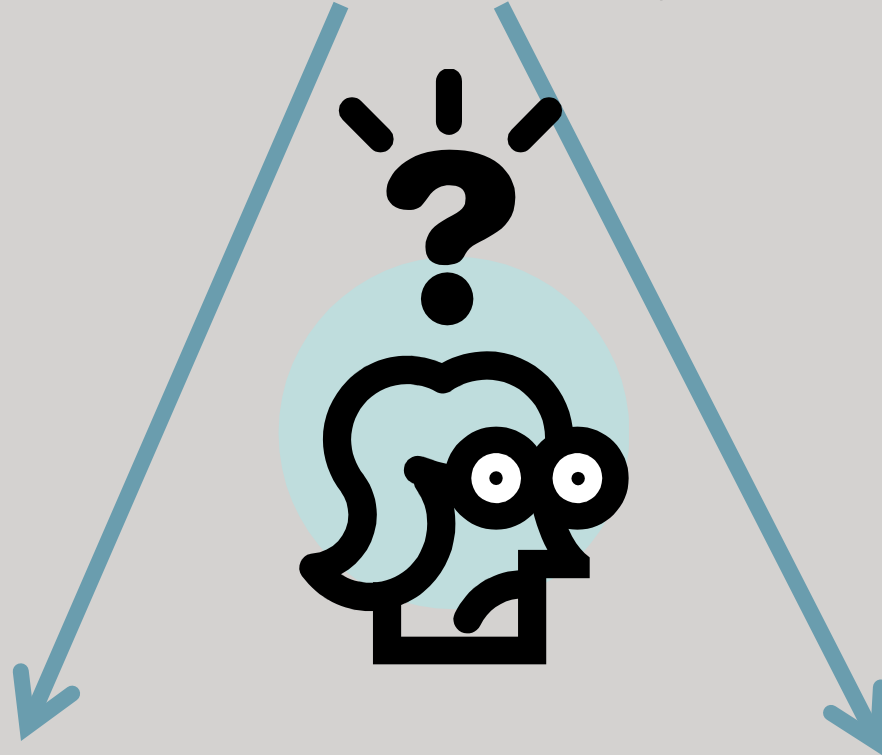
Jurisdiction of the 4 Land and Water Boards of the Mackenzie Valley



Boards regulate the use of land and water through issuance of permits and licences

Legislation

(Mackenzie Valley Resources Management Act (MVRMA), NWT Waters Act, Land Claims etc.)



Land Use Permits

Water Licences

Inter-Board Consistency

Legislation

(Mackenzie Valley Resources Management Act (MVRMA), NWT Waters Act, Land Claims etc.)

Legislation interpreted, by individual Boards, to create business processes (i.e., policies and procedures)

GLWB – 1998

SLWB – 1998

MVLWB – 2000

WLWB - 2005

Land Use Permits

Water Licences

Inter-Board Consistency?

Inconsistent Policy and Procedures

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graph TD; A[Inconsistent Policy and Procedures] --> B[Intentional]; A --> C[Un-intentional]; B --> D[Due to differences in regional values]; C --> E[Due to when Boards were formed];
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Intentional

Un -intentional

Due to differences in regional values

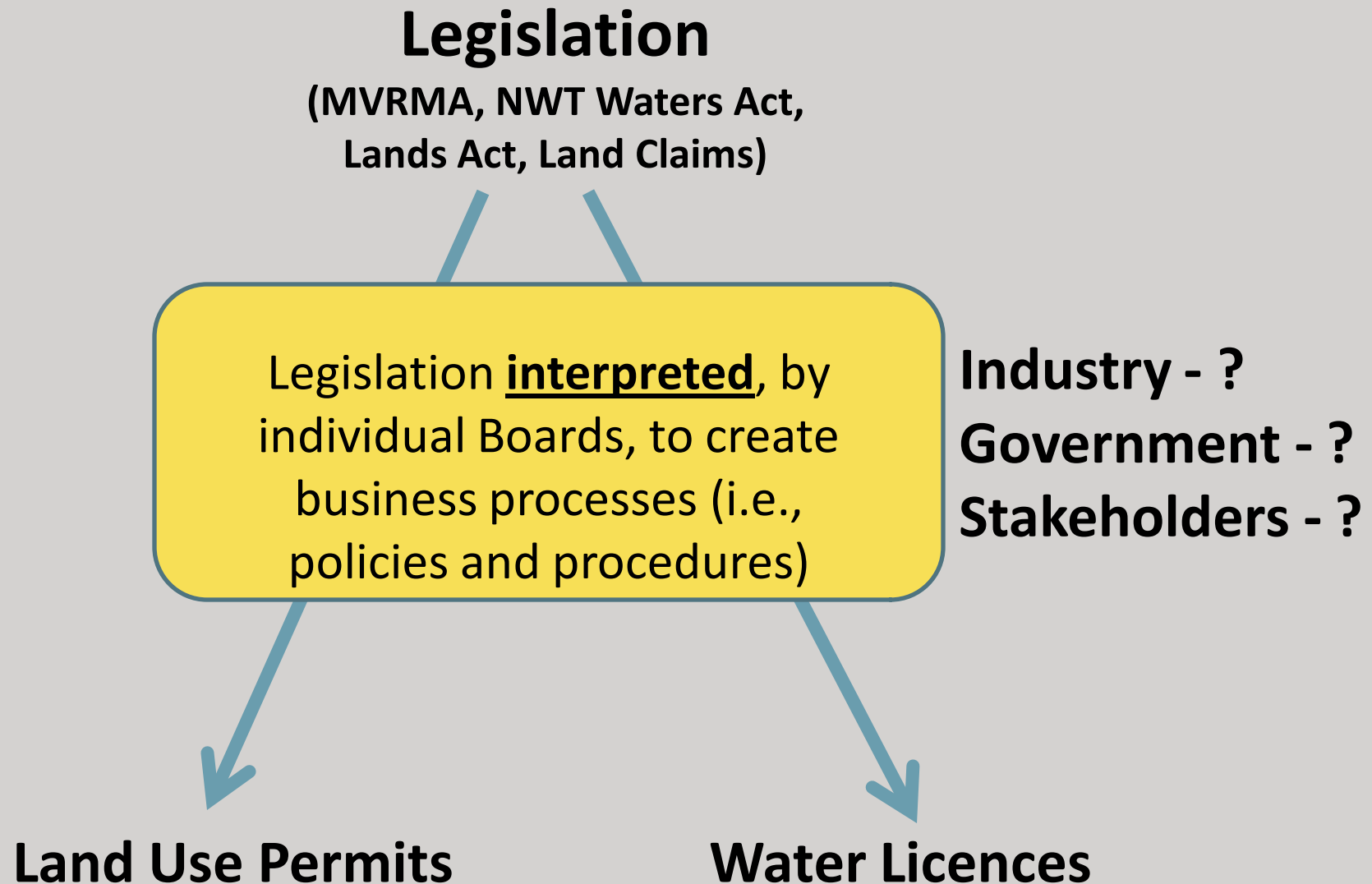
Due to when Boards were formed



Section 106 of the Mackenzie Valley Resource Management Act (MVRMA)

- “The Board may issue directions on general policy matters or on matters concerning the use of land or waters or the deposit of waste that, in the Board’s opinion, require consistent application throughout the Mackenzie Valley.”

Clarity – How is this supposed to work?





Meeting Expectations – Clarity is needed

- All of the business processes of the Boards have not yet been clearly articulated and documented.
- Because of this, all parties – industry, stakeholders, government agencies – continue to hold their own expectations as to “the way things should be”.
- When expectations are not met, parties are confused and frustrated.



Clarity and Consistency

“Standard Procedures and Consistency Working Groups”

- review existing policies and procedures throughout the Mackenzie Valley, and,
- where necessary, develop new policies and procedures and document them.

- Established in January 2008
- Made up of staff of all four Boards.



Where does there need to be more clarity and consistency?

Pre-Application



**Application/
Permit Granting**



**Administration
of Permit**



Closure

**What are the
expectations?**

**Are there regional
differences?**



There are 6 Working Groups

1. Public Engagement and Consultation Working Group
2. Plan Review Process and Guideline Working Group
3. Water/Effluent Quality Working Group
4. Terms and Conditions Working Group
5. Data-Resource Sharing Working Group
6. Application Processes Working Group

Working Group Process

**Examine current practices up and down the
Valley**

**Identify
inconsistencies**

**Identify gaps in
documentation**

Develop or refine policies/procedures

Circulate to clients for review and comment

Present to full Board for approval



Working Group Process

Examine current practices up and down the Valley

**Involve
affected
external
parties
where
appropriate**

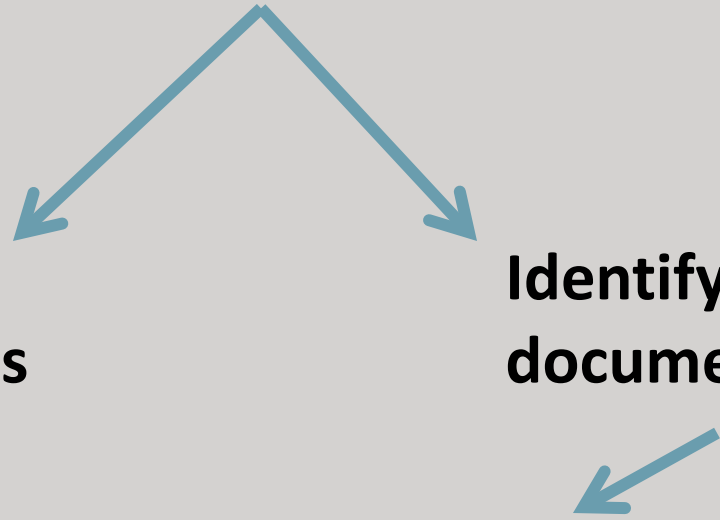
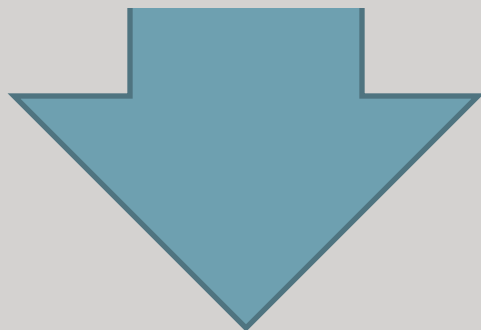
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Working Group Products Will Provide Different Levels of Guidance

- 1. Policies** (eg. Water and Effluent Quality Management Policy)
- 2. Guidelines** (eg. Closure and Reclamation Plan Guidelines)
- 3. Standards** (eg. Data Submission Standards)



Reducing Uncertainty

- Proponents should know what to expect before they apply
- Reviewers and stakeholders will understand the ways in which they can make meaningful contributions in the Board decision-making process
- Having fully documented policies and procedures will increase Board capacity overall

Progress

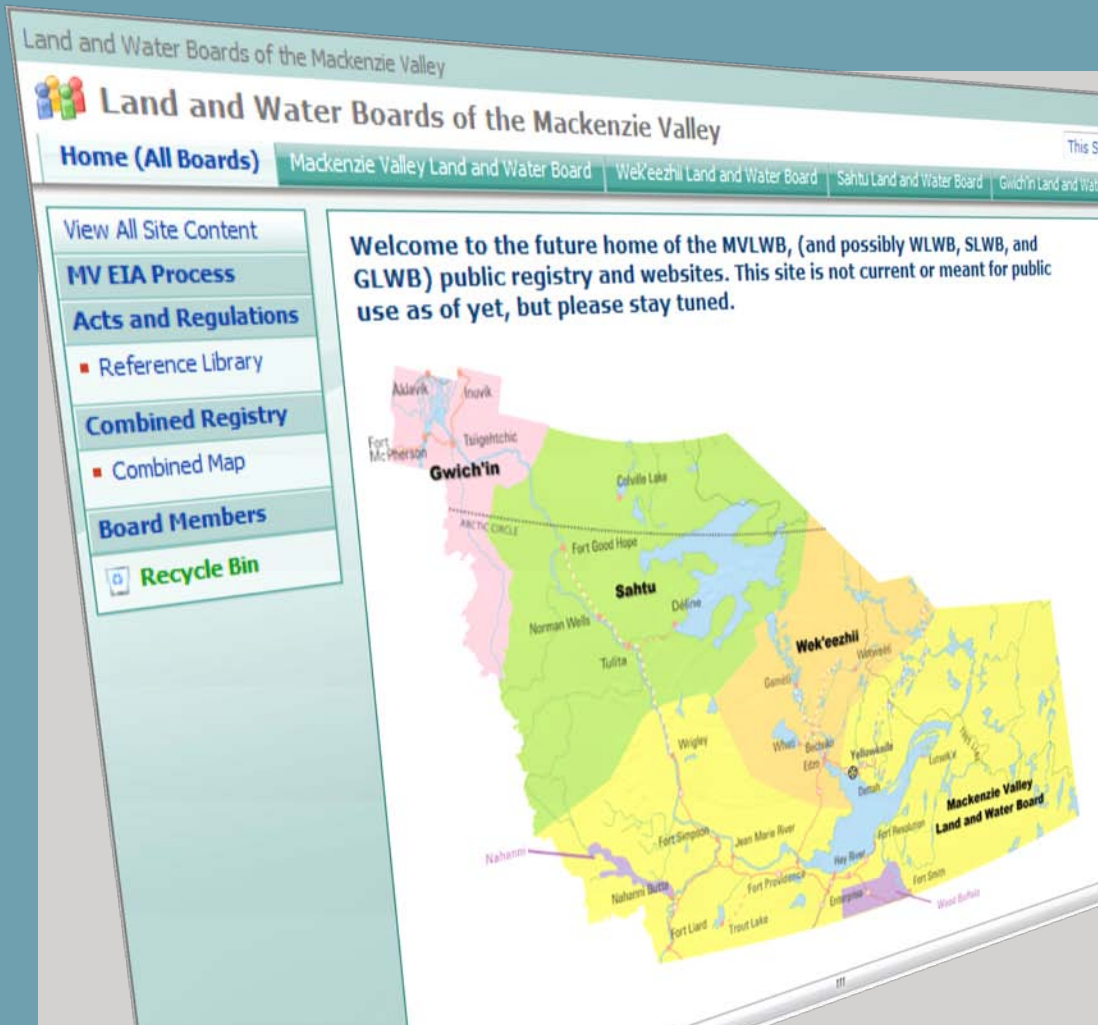
- By the end of 2009, several Working Group products will be completed - most of these will be sent out for review to interested parties
- In the meantime, the establishment of the Working Groups has fostered an unprecedented amount of communication and understanding between all regional panels – we are firmly in the mind set of creating clarity and consistency



What has this all got to do with the MGP?

- We have learned from past mistakes and past successes
- We are taking concrete steps to improve and clarify our processes
- We are, where appropriate, seeking input from external parties
- The members and staff of the MVLWB and regional panels are working effectively together to create consistency up and down the Valley

WWW.MVLWB.CA



- Separate tabs for each Board
- Hosted by MVLWB
- Online ledger and registry
- Application Lists and Maps
- Shared Calendar and Contacts

Working Group Info:

www.mvlwb.ca/pages/WorkingGroups.aspx