



NAHWEGAHBOW
CORBIERE GENOODMAGEJIG
BARRISTERS & SOLICITORS

ADVOCATING FOR OUR NATIONS. FIRST.

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6 April 2022

Ms. Debra Sikora, Chair, Joint Review Panel
Joint Review Panel for the Marathon Palladium Project
c/o Impact Assessment Agency of Canada
160 Elgin Street, 22nd Floor
Ottawa, ON, K1A 0H3

VIA EMAIL: marathonminereview-examenminemarathon@iaac-aeic.gc.ca

Dear Ms. Sikora,

Re: PPFN Confidentiality Request (CIAR #1238)

Biigtigong Nishnaabeg is responding to Pays Plat First Nation's request that the session scheduled for Friday, April 8th, be conducted *in camera*.

Biigtigong Nishnaabeg suggests that the session be held *in camera* provided that participants, which should include members of the Panel Secretariat, the Proponent and Biigtigong Nishnaabeg, be permitted to attend, subject to those participants signing a confidentiality undertaking regarding the content of the material presented, and by undertaking not to record the session.

Pays Plat First Nation has noted its concern that "the disclosure of ... sensitive information may cause mental distress to these community members if it is made public and in a recorded forum." Pays Plat First Nation has also noted that "Forcing [Community Members] to make their testimony public and in a recorded forum, as well as sharing these stories with the Proponent" would be traumatic to certain members.

Biigtigong Nishnaabeg acknowledges the continuing legacy of trauma endemic to First Nations. We acknowledge how this legacy of trauma may inform the participation of First Nations within public hearing processes.

Biigtigong Nishnaabeg's perspective is that transparent environmental assessment processes, such as those undertaken by this Joint Review Panel, are necessary to preserve the link between persons and the lands and waters they use.

Biigtigong Nishnaabeg First Nation is located approximately 24 kilometers, or one's day paddle, from Angler Creek. Both Angler Creek and Hare Lake are located within a 20 minute drive of Biigtigong Nishnaabeg First Nation.



As stewards of Angler Creek and Hare Lake, and its surrounding ecosystem, including the area bounded by trapline area TR022, Biigtigong Nishnaabeg First Nation actively solicits the views of individuals, including members of Pays Plat First Nation, who have used Angler Creek and Hare Lake.

Biigtigong Nishnaabeg suggests that the session be held *in camera* provided that participants, including members of the Panel Secretariat, the Proponent, and Biigtigong Nishnaabeg, be permitted to attend, subject to them signing a confidentiality undertaking regarding the content of the material presented, and by undertaking not to record the session.

So doing, Biigtigong Nishnaabeg suggests, discharges the requirements set out in *CEAA 2012*, particularly sections 4(d) and 4(e), avoids the harms contemplated by sections 44(4) and 44(5) of that act, and responds to the concerns articulated in Pays Plat First Nation's letter of April 5th.

Sincerely,

NAHWEGAHBOW, CORBIERE

<Original signed by>

Per: Alain Bartleman, Associate

<email address removed>