



Wek'èezhii
Land and Water Board

Box 32, Wekweètì, NT X0E 1W0
Tel: 867-713-2500 • Fax: 867-713-2502 • www.wlwb.ca

December 19, 2006

File: MV2003L2-0013

Mr. Richard Weishaupt
Manager, Environment and Technical Services
BHP Billiton Diamonds Inc.
#1102, 4920-52nd Street
YELLOWKNIFE, NT X1A 3T1

Fax: (867) 669-9293

Dear Mr. Weishaupt:

Approval of the 2005 Waste Rock Storage Area Seepage and Survey Report

On November 28, 2006, the Wek'èezhii Land and Water Board (the Board) began its deliberations on the 2005 Waste Rock Storage Area Seepage and Survey Report (the Report). BHP Billiton Diamonds Inc. was informed that these deliberations would continue once Garter Lee Limited's review of the Report and stakeholder comments was finished. This review is now done and the written summary is attached for your records.

During its deliberations, the Board reviewed the Report, stakeholder comments, BHPB's responses to stakeholder comments and the Gartner Lee Limited review. The Board noted that BHPB did not respond to the majority of the points raised by the Independent Environmental Monitoring Agency (IEMA) through Bill Price's review. Companies are provided with the opportunity to respond to comments to ensure fairness in the Board's deliberations. If companies choose to not submit a response, the Board's deliberations will be based only on comments received.

Many of the points raised by IEMA and INAC during the review of the Report may be dealt with through the 2006 Waste Rock Storage Area Seepage Survey Report, the Geochemical and Metal Leaching Management Plan and the Interim Closure and Reclamation Plan. Once stakeholders have the opportunity to review these three documents, IEMA and INAC will be provided the opportunity to resubmit any of their comments that in their opinion remain outstanding. This is considered necessary since BHPB did not respond in full to the stakeholder comments. Again, the Board emphasizes the importance of having companies respond to stakeholder comments.

Given that the 2006 Waste Rock Storage Area Seepage Survey Report is due in March 2006 and that many of the comments on the Report may be addressed through other review processes, the Board hereby approves the 2005 Waste Rock Storage Area Seepage Survey Report.

If you have any questions, contact Sarah Baines at (867) 766-7457 or email sbaines@mvlwb.com.

Yours sincerely,



Violet Camsell-Blondin
Interim Chair

Attachment – Gartner Lee Limited review

Copied to: BHPB Distribution List



Wek'èezhii
Land and Water Board

Box 32, Wekwotì, NT X0E 1W0
Tel: 867-713-2500 • Fax: 867-713-2502 • www.wlwb.ca

December 19, 2006

File: MV2003L2-0013

Mr. Bill Ross, Chairperson
Independent Environmental Monitoring Agency
PO Box 1192
YELLOWKNIFE, NT X1A 2N8

Fax: (867) 669-9145

Dear Mr. Ross:

Approval of the 2005 Waste Rock Storage Area Seepage and Survey Report

The Wek'èezhii Land and Water Board (the Board) has finished its deliberations on the 2005 Waste Rock Storage Area Seepage and Survey Report (the Report) submitted by BHP Billiton Diamonds Inc. (BHPB). The Board approved the Report but did note that BHPB did not respond to the majority of the points raised by the Independent Environmental Monitoring Agency (IEMA) through Bill Price's review.

Many of the points raised by IEMA may be dealt with through the 2006 Waste Rock Storage Area Seepage Survey Report, the Geochemical and Metal Leaching Management Plan and the Interim Closure and Reclamation Plan. Once your organization has the opportunity to review these three documents, IEMA is invited to resubmit any comments that in IEMA's opinion remain outstanding. These comments will be applied to the Waste Rock Storage Area Seepage Survey Report being reviewed at the time the Board receives these comments.

If you have any questions, contact Sarah Baines at (867) 766-7457 or email sbaines@mvlwb.com.

Yours sincerely,

Violet Camsell-Blondin
Interim Chair

Copied to: BHPB Distribution List