

NUNATSIAVUT ASSEMBLY

IL 2009-06

LIDC MULTI-USER BULK FUEL STORAGE FACILITY ACT, 2009 (IL-2009-06)

AN ACT TO AUTHORIZE THE NUNATSIAVUT GOVERNMENT TO ISSUE A THREE (3) YEAR PERMIT RENEWAL TO LABRADOR INUIT DEVELOPMENT CORPORATION TO OPERATE A MULTI-USER BULK FUEL STORAGE FACILITY ON LABRADOR INUIT LAND PARCEL LIL-15, MAP ATLAS SHEET 88

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WHEREAS the LIDC had a one (1) year land use Permit to locate a multi-user bulk fuel storage facility on Labrador Inuit Land parcel LIL-15 along the Postville forest access road which expired on December 31, 2008;

AND WHEREAS section 5.2 of the *Labrador Inuit Lands Act* requires a person who wishes to develop any Labrador Inuit Land for commercial or industrial purposes before the Land Use Plan is in effect to, with the written consent of the Minister, petition the Assembly for an Act of the Assembly authorizing the development on such terms and conditions as the Assembly may deem necessary and desirable;

AND WHEREAS the Minister did give his written consent in a letter to the Assembly dated March 15th, 2009, which he tabled at the March 16th, 2009 sitting, in which he requested approval from the Assembly for the renewal of the Permit for a further term of three years;

AND WHEREAS the Assembly granted approval for the renewal of the Permit for a further term of three years on condition that it is truly used as a multi-user bulk fuel storage facility;

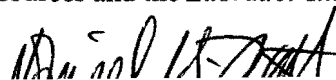
NOW THEREFORE BE IT ENACTED by the Nunatsiavut Assembly as follows:

Short Title

1. This Act may be cited as the *LIDC Multi-User Bulk Fuel Storage Facility Act*.

Interpretation

2. In this Act unless the context otherwise requires:
 - (a) "Assembly" means the Nunatsiavut Assembly,
 - (b) "LIDC" means Labrador Inuit Development Corporation,
 - (c) "Minister" means the member of the Nunatsiavut Executive Council responsible for the department of lands and natural resources and the *Labrador Inuit Lands Act*,



- (d) “multi-user bulk fuel storage facility” means a commercial facility for the bulk storage of fuel that may be used without preference, priority or discrimination by whomever requests its services upon payment of user fees and compliance with terms and conditions applicable to all users, and
- (e) “Permit” means a license or other authorization issued by the Minister.

Terms and Conditions of Renewed Permit

- 3. The Minister is hereby authorized to issue a renewal of the Permit to LIDC for a term of three years on condition that LIDC must:
 - (a) comply with all terms and conditions of the previous Permit;
 - (b) eliminate any deficiencies in the construction of the facility that were identified by the Nunatsiavut Government;
 - (c) comply with all terms and conditions of the renewed Permit; and
 - (d) ensure that the facility is in fact operated as a multi-user bulk fuel storage facility.

Coming into Effect

- 4. This Act comes into effect immediately upon its registration pursuant to the *Nunatsiavut Laws Registration Act*.