

**AMENDMENTS DATED APRIL 9, 2009 TO APRIL 2, 2009 DRAFT  
NUNAVUT LAND USE PLANNING AND IMPACT ASSESSMENT ACT**

**Conformity with land use plans**

161.1 The Commission shall monitor projects to verify that they are carried out in conformity with applicable land use plans.

**VESTED RIGHTS**

**Coming into effect of a land use plan or amendment**

163.1 (1) The approval of a land use plan under subsection 56(1), or its amendment under subsection 60(3), or any amendment to this Act after a project proposal has been submitted under subsection 77(1) shall not be taken into account in the assessment of a project under Part 3 or for the purposes of paragraph 69(1)(e).

**JUDICIAL MATTERS**

**Judicial review: concurrent jurisdiction**

180.1 Despite the exclusive jurisdiction referred to in section 18 of the *Federal Courts Act*, the Attorney General of Canada, the territorial Minister or anyone directly affected by the matter in respect of which relief is sought may make an application for judicial review to the Nunavut Court of Justice for any relief against the Commission or the Board by way of an injunction or declaration or by way of an order in the nature of *certiorari*, *mandamus*, *quo warranto* or prohibition.

**Schedule 3: Parts 3 and 4**

182.1 The federal Minister shall, by order, amend Part 3 or Part 4 of Schedule 3, as the case may be, to add a reference to any provision of a federal Act or regulation or a

law of the Legislature for Nunavut that imposes a requirement for a licence, permit or other authorization for the use of land, water or other resources and that comes into force after the day on which paragraph 68(a) comes into force.

## **TRANSITIONAL PROVISIONS**

### **Vested rights**

**186.1 (1) This Act does not apply to a project that**

**(a) is, or has been, lawfully carried out prior to this section coming into force;**

**(b) relates to rebuilding a work that was lawfully carried out prior to this section coming into force and has been abandoned, after that coming into force, for a period of less than 24 months; or**

**(c) relates to the resumption of an activity that was lawfully carried out prior to this section coming into force and has been inactive, after that coming into force, for a period of less than 24 months.**