

File / dossier : 6.01.07 Date: 2021-11-10 Edocs: 6678980

Supplementary Information

Renseignements supplémentaires

Written submission from the Mississauga First Nation

Mémoire de la Première Nation de Mississauga

In the Matter of the

À l'égard de

Cameco Corporation, Blind River Refinery Cameco Corporation, Raffinerie de Blind River

Application to renew licence for Cameco Corporation's Blind River Refinery Demande de renouvellement de permis pour la raffinerie de Blind River appartenant à Cameco Corporation

Commission Public Hearing

Audience publique de la Commission

November 24, 2021

24 novembre 2021





November 10, 2021

Delivered via email cnsc.interventions.ccsn@canada.ca

Re: Supplemental Submission from Mississauga First Nation
Hearing for the Renewal of Cameco's Blind River Refinery Licence (Ref 2021-H-09)

Mississauga First Nation ("MFN") provides this supplemental submission with respect to the licence renewal of Cameco's Blind River Refinery. This supplemental submission builds on our previous recommendations sent to the CNSC on October 26, 2021, asking that they be fulfilled prior to proceeding with this licence renewal.

It is incumbent that in upholding the Honour of Crown and exercising your jurisdiction under the *Nuclear Safety and Control Act*, the Canadian Nuclear Safety Commission (CNSC) exercise its statutory authority, and licensing process in a way that upholds international human rights, including the *United Nation's Declaration on the Rights of Indigenous People* (UNDRIP).¹

The articles set out in *UNDRIP* provide a minimum threshold for protecting Indigenous rights. These minimum standards also provide a starting point for the establishment and promotion of harmonious relationships, such as between MFN and CNSC. Further, as many of the rights recognized in *UNDRIP* are collective rights, belonging to the entire Mississagi community, we take this opportunity to share the thoughts of our membership and community with you.

¹ See Mississauga First Nation submission to the CNSC dated October 26, 2021, p 4 - 12

It is our hope and intention that for the many decisions which have predated this licensing renewal - which have allowed Cameco to build, operate and forever alter our ancestral lands - the CNSC uphold *UNDRIP* and act to redress the lands taken from us without our free, prior and informed consent.² In seeking reconciliation, this letter provides a summary of "what we heard" following two community engagement sessions we held on November 4th, 2021.

Also attached to this letter are the following:

Appendix A - Summary of MFN Community Engagement Surveys

Appendix B - Community Feedback Forms from Individual Members

Appendix C – Letters from Individual Community Members

In providing this supplemental submission, MFN remains of the view that the duty to consult does apply to this licence renewal and the CNSC has not discharged this duty.³ We note this submission is without prejudice to our section 35 constitutional rights and does not constitute a waiver nor acceptance of the sufficiency of consultation undertaken by the CNSC.

MFN Community Engagement Workshops

On November 4, 2021, MFN led two community engagement workshops on the upcoming licence renewal process. At the workshops, a summary presentation of the 25+ recommendations we made to the CNSC was presented, 'save the date' cards were circulated with the live webcast link for November 24-25, and the full agenda of the hearing was shared.

We encouraged participants to attend the November 4 engagement workshop by ensuring it was accessible (offering both an afternoon and evening sessions) and by providing a warm meal for everyone, and their family. We simultaneously livestreamed the event so those who could not attend in person could still interact and join the discussion.

MFN has a membership of 1371 and an on-reserve community of 325 people. At the events on November 4th, we had a total of 40 participants.

² UN General Assembly, *United Nations Declaration on the Rights of Indigenous Peoples: resolution / adopted by the General Assembly*, 2 October 2007, A/RES/61/295, Article 11(2)

³ See Mississauga First Nation submission to the CNSC dated October 26, 2021, p 7 - 11

What We Heard

1. Controlling the Time

In participating in this licence renewal, MFN has been subject to the CNSC's timelines meaning, our capacity to engage with our membership has been restricted. Our inability to pause or extend timelines also takes away from our Indigenous rights and authority, especially for projects which have direct impacts on our Treaty lands.

In this instance, MFN had requested an extension of the intervention deadline so that we could meet with our membership prior to submitting our written comments. Unfortunately, the Commission Member Documents from Cameco and CNSC Staff were not made available until August 20, 2021, just one month prior to the public deadline for comments. We also had to proceed with our community workshops at a time when there was a death in our community. Had we had an ability to pause the timeline, we would have done so.

Many community members expressed dismay at the short timeframe and but for the deadline, an interest in learning more and submitting their own intervention. We heard that if there was to be authentic and fair engagement, MFN must be able to co-design the process with the CNSC, so that there *was* time to collaborate, have many in-community workshops, and conduct our own independent studies and assessments.

Our membership felt rushed and there was a general sentiment that the strict deadlines were purposeful so that there was not time to fully review 'what has Cameco done in the last 10 years?' and investigate 'what are their plans for the next 10 years?'

2. Excluded from Site Selection and No Restitution

When the refinery was built, there was no say from MFN community members. Community members recalled that the site was once a burial ground and significant battle site. Within many of their lifetimes, it had also been the summer retreat for the Mississagi and a place where many individuals recalled visiting with their grandparents and Elders. Community members were in agreement that there was no Indigenous Knowledge informing the site selection, its development, nor its continued operation.

Community members commented that while Cameco had a buffer area around its property restricting use, no similar buffer area was put in place so that the Mississagi could continue to access the river and traditional harvesting grounds. As one community member remarked, 'I know our land will never be the same.'

Community members were dismayed to learn that gamma monitoring occurred at the fence line adjacent to the golf course, but not for other areas abutting traditional lands. Many expressed that they had a responsibility to the land, and this extended to knowing the effects of refinery on the Mississagi delta.

In seeking acknowledgement of the historical and ongoing exclusion of the Mississagi from decisions about the stie and their land, one community member remarked 'there's no reconciliation without reckoning.'

3. Community health and well-being assessment

Many community members expressed concerns about the increased incident in cancer in the community and unanswered calls for a community-wide health assessment.

As one community member remarked, in previous meetings with CNSC and Cameco around 2018, they had raised concerns about health and asked Cameco and the government to 'take responsibility' and demonstrate human health and the environment was protected in a way suitable to MFN, that took into account their Indigenous knowledge.

Others echoed a need for better communication and leadership from the CNCS, underscoring that as a nuclear safety regulator, it was 'your job' to direct Cameco to meet with the community, study community health, and come up with an action plan.

Community members had a high interest in having health data, which mapped both present and historical risks posed by the refinery and considered traditional foods and medicines. Many recalled the preliminary health assessment MFN led for a community-wide health study, but that a comprehensive health study never came to fruition due to a lack of funding. Many reflected that they we 'shouldn't wait for an accident' like the mercury release at Grassy Narrows First Nation or the disaster at Fukushima to motivate the arrival of renowned scientists and health experts.

4. The future of the site and decommissioning

Many community members shared that when the refinery was first built, 'promises were made' that it would only be there for 20 -25 years. Now, more than thirty years on, they question Cameco's plans and ask to be informed. As a People that are responsible to and think about the next seven generations, community members asked about the refinery's plan. 'What would it mean for the next seven generations? What was going to happen when operations shut down?'

⁴ See Mississauga First Nation submission to the CNSC dated October 26, 2021, p 12-13

Community members also called for environmental studies which were not just based on western science, but Traditional Knowledge (TK). TK it was noted, was not only critical to re-evaluating flood lines and assessments of climate risks, but changes to frost zones and seasonality (critical many remarked, to the future safety of the site).5

In regard to the site and its long-term contamination, community members also expressed that they 'want to make it better' and the site should never be used to support the development of new nuclear technology, like Small Modular Reactors⁶ which would introduce new risks and prolong existing impacts to their rights. As one community member remarked, 'Anything that goes on on that land, affects our inherent Treaty rights.'

Sincerely,

Bob Chiblow

Chief of Mississauga First Nation Chief and Council

⁵ See Mississauga First Nation submission to the CNSC dated October 26, 2021, p 12-13; 16-17

⁶ See Mississauga First Nation submission to the CNSC dated October 26, 2021, p 19-21; 22

Appendix A

MFN Community Engagement Session on the Nuclear Licensing Process

November 04, 2021

Community Feedback Form

Name	Phone/Email	Do you wish to be contacted to discuss this matter further or future discussion on this issue?
Greg Daybutch		Yes
Giselle Niganobe		Yes
Samantha Daybutch		No
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Debbie Mayer		No Response
Jamie Redcloud		No
Jon Cada		No Response
Conrad Bobiwash		Yes
Nicole Seabrook		Yes
Gloria Daybutch		Yes
Denise Boyer Payette		Yes
Joan Morningstar		Yes

What are your feelings about the Cameco site and its significance to Mississauga FN people?

- (Greg Daybutch) It's an eye sore, we have to monitor the site ourselves to over see problems that come up
- (Samantha Daybutch) I'm worried and concerned regarding health for our members. I think we should do our own study with the living and the ones who passed on. How many band members were/are employed there and do they have any health issues? Has anyone received a settlement?
- (Debbie Mayer) It is there! Has provided good paying jobs for many and provided insufficient employment for MFN band member although promises were made on % of band members hired.
- (Anonymous) Do not like the historical denial from Cameco in regards to the importance of the site or the finding of archaeological artifacts that prove we used this space historically.
- (Jamie Redcloud) Cameco should acknowledge that MFN has resided on those lands before they were there and will continue to reside on these lands after they are gone.
- (Jon Cada) I am part of the younger generation of people that do not know a reality without Cameco's existence. However, I am keenly aware of the older generation's reluctance to its existence. It is unfortunate that our past leadership was not able to secure fair benefits for Cameco's ability to operate so close to the community. I am committed however to working on solutions that will improve this relationship now and into the future.
- (Conrad Bobiwash) That the lands/peoples/future generations are protected Cameco has the ability to enact these actions with the Federal Province to have an inclusionary model.
- (Nicole Seabrook) Climate impact (land, water, are, animals) concerns for decommissioning and what that looks like. Quality of air to Blind River and MFN (radiation levels) and concern of

- monitoring only the fence line & that Cameco is monitoring it. Financial impacts both positive and negative of Cameco to Community Health and Wealth. They have no right to keep us out!
- (Gloria Daybutch) If they agree to engage MFN in air operations and decommission decisions in term, of free, prior & informed consent in decision making.
- (Anonymous) Like many lands, MFN members had used the lands since time immemorial for trapline, berry picking, harvesting small mammals etc.... Some thoughts should have been given in working together to ensure continued use or sought an IBA (impact benefit agreement)
- (Denise Boyer Payette) Cameco's site is partially located on traditional fasting grounds along with Boom Camp. This is something I have heard since I was young and many continue to fast in the area. The mouth of the river is right there, as there is boat access on MFN land and also at the Blind River Marina, many fish in the area.
- (Joan Morningstar) Discrimination! Did we have 1. Environmental assessment, 2. Under ground water, 3. The increase of cancer rates and other health issues, 4. No inquiry into the excavations or burial ground and existing mounds at golf course.

Do you think that **Recommendations** outlined address MFN's concerns with the Blind River Refinery? Is there a timeline for when you think these things should be achieved?

- (Greg Daybutch) ASAP so we get a handle on what we been missing
- (Giselle Niganobe) Putting forward the two job positions paid by Cameco but working on MFN for the 10-year license. Paid minimum \$40,000 per year with Cameco/CNSC benefits.
- (Samantha Daybutch) Guarantee our medicines, harvesting will be safe for us and further generations (future).
- (Debbie Mayer) After reading the "recommendations" they seem to address concerns.... Recommendations should be implemented within 3 years.
- (Anonymous) Yes
- (Jon Cada) I feel the outlined recommendations are satisfactory in the short term. Moving forward, I feel more is needed. An invite from Cameco to educate and support interested members from MFN to work in the operations and management divisions, both locally and globally, as per the scope of their business model.
- (Conrad Bobiwash) Within the timeline as set by regulators. A shorter time frame for licensing the process is required. This allows for the education of all parties to understand the benefit for all interest groups. This may actually may all for expansion and growth in the future.
- (Nicole Seabrook) Recommendations seem very appropriate within 2 years to allow for studies.
 Nuclear waste dump site now removed from list. Hold Cameco accountable to follow up studies.
- (Gloria Daybutch) Yes I agree with MFN on CNSC should direct Cameco to review & prioritize the recommendations begin immediately and perhaps 2 years to decide an action plan to implement the remaining recommendation. Ask CNSC direct Cameco to work with MFN in prioritizing the recommendations that need to be implemented immediately and be developed 2/3 years (...remaining is unreadable)
- (Anonymous) Recommendations should be prioritized and addressed accordingly until all are settled to man's expectations.
- (Denise Boyer Payette) Yes! The recommendations meet the needs of the community fulfilment of these should occur ASAP.

• (Joan Morningstar) – Immediate shut down due to increase of health issues, excavation. I and Eric were witnesses to excavation site. Why wasn't community members approached?

Had you heard about the decommissioning plan for the Cameco Refinery?



Now hearing that the site would be long term storage site for nuclear waste, what are your feelings about it?

- (Giselle Niganobe) Are they replacing soil and rebuilding the environment in place of it?
- (Debbie Mayer) Ha! MFN was totally against the storage plans in our Northern Traditional Territory therefore having a storage site on the current location would be a HARD NO!
- (Anonymous) Cameco's plan is unacceptable.
- (Jamie Redcloud) It is a terrible idea. The land should be repatriated to MNF. If it cannot be (like a gas station/dry cleaner) used, it should still be repatriated but without storing more waste.
- (Jon Cada) Our discussion with the NWMO should be considered as part of any discussions regarding nuclear storage.
- (Conrad Bobiwash) The decision to store nuclear waste has to be informed and consulting of MFN. The First Nation will determine the future of these projects, there are happening on these lands.
- (Gloria Daybutch) Absolutely not.
- (Anonymous) Concerned & parallel decisions must be development for safe storage in an organized forum.
- (Denise Boyer Payette) I would want to know the plans, thinking of generations in the future.

What do you feel about the possibility of this refinery site becoming involved in creating fuel for new Small Modular Reactors?

- (Giselle Niganobe) No shouldn't happen, because the end goal of shutting down is not going to close.
- (Debbie Mayer) More detailed information is required and how does MFN benefit from this type of development.
- (Anonymous) This is the same as the DGR that NWMO tried to bring in the area a few years ago, so no, this should not be on our land.
- (Jamie Redcloud) Oof.
- (Jon Cada) As long as education, security, health and economic opportunity are potential outcomes for MFN, I am okay with it.

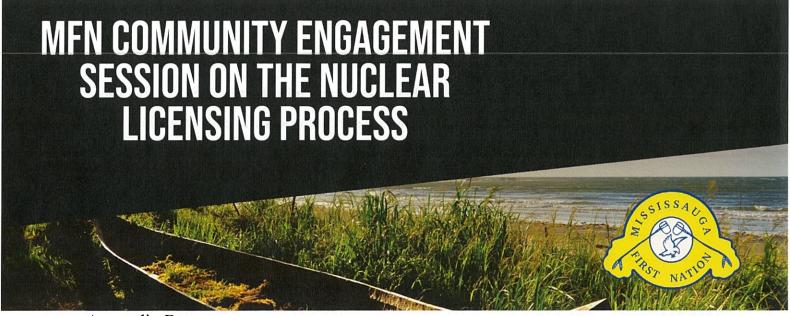
- (Conrad Bobiwash) There are only one which is operable in Canada. It is the type of fuel viability factor that will decide function SMRs.
- (Gloria Daybutch) Absolutely not!
- (Anonymous) Education on safe and hazardous use of SMR in order to devise a strategy of use. We all must use power and we all must determine on use & storage.
- (Denise Boyer Payette) Nope, without proper consultation I am not interested in this close to our community.

We are recommending a community wide health assessment. Would you and your family participate on collecting medical data?

- (Greg Daybutch) Maybe
- (Giselle Niganobe) Yes
- (Debbie Mayer) Yes
- (Anonymous) Yes
- (Jamie Redcloud) No
- (Jon Cada) Yes
- (Conrad Bobiwash) Yes
- (Gloria Daybutch) Yes
- (Anonymous) No, don't live in community.
- (Denise Boyer Payette) Yes

Do you have any further questions, comments, or concerns?

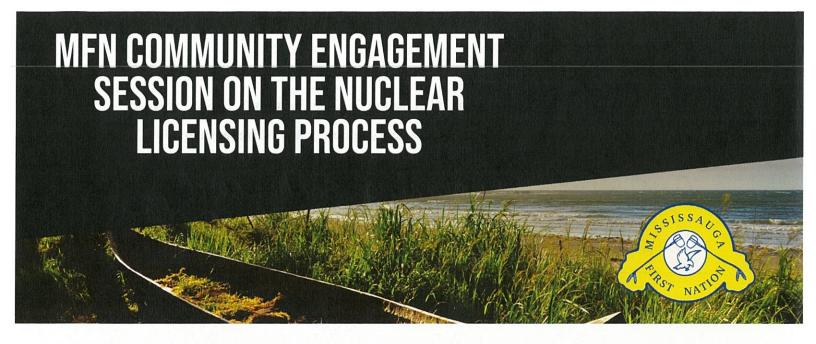
- (Giselle Niganobe) Interested in coming out to another community session.
- (Anonymous) I say yes, but I can only answer for me (referring to medical study question)
- (Jamie Redcloud) Yes.
- (Jon Cada) N/A
- (Conrad Bobiwash) We need more bench marks of air quality, soil quality, cultural and community quality. Currently there is concerns of health and environment, it is more important the community and cultural growth be included as a measuring tool. Is the current growth healthy or to be questioned?



Appendix B

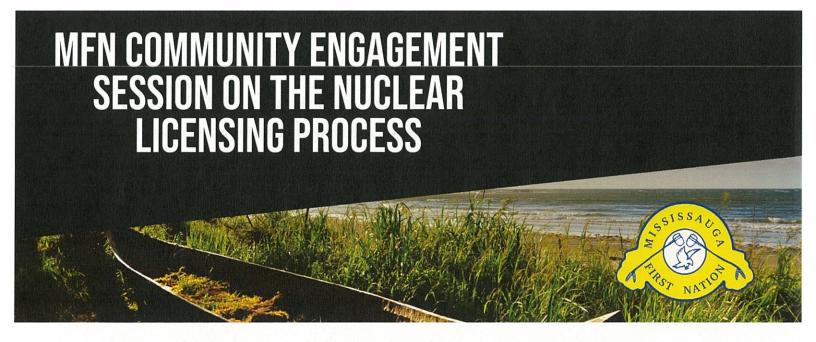
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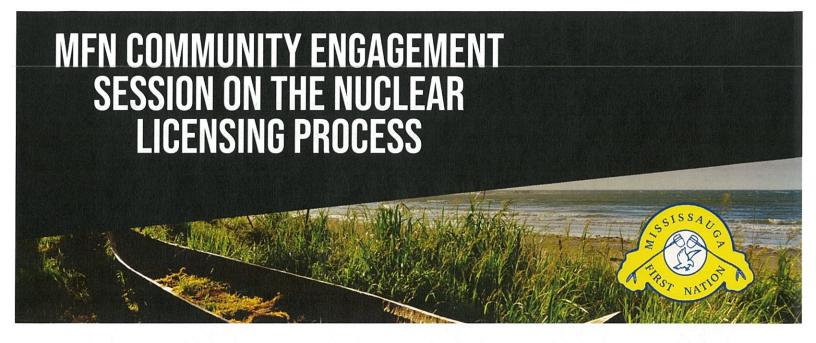
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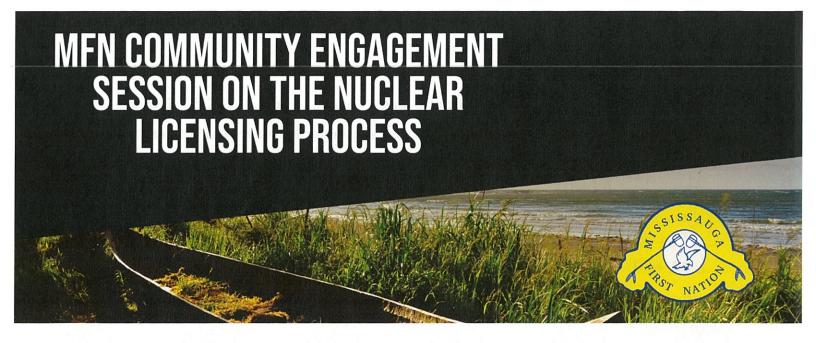
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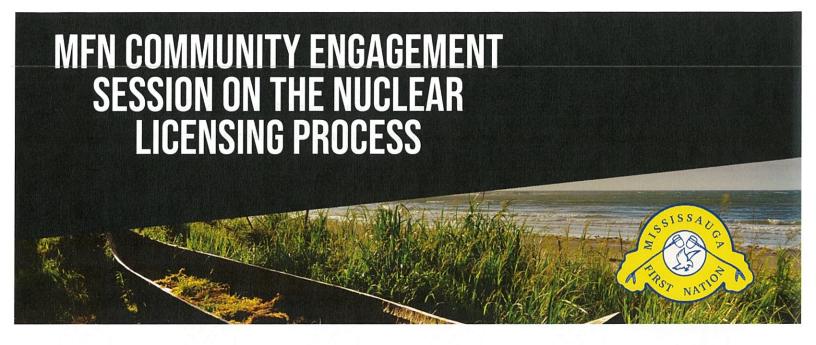
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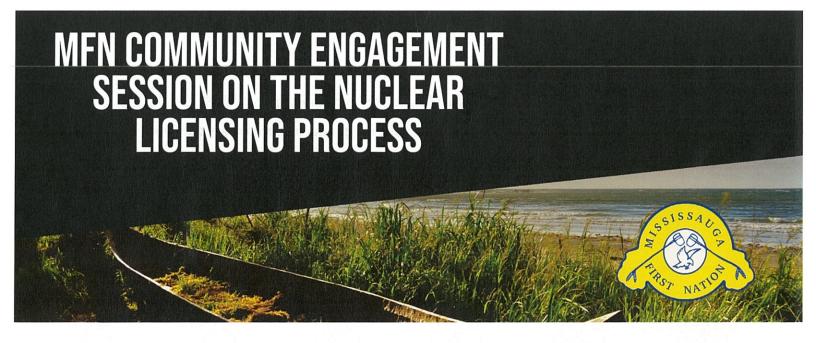
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NICOLE SEABROOK

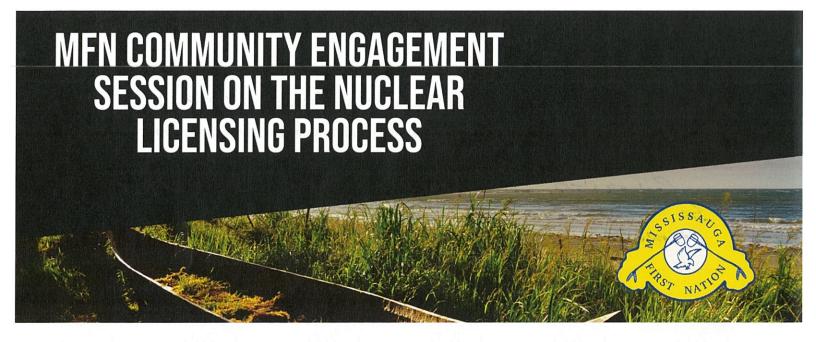
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COMMUNITY FEEDBACK FORM

Phone/Email

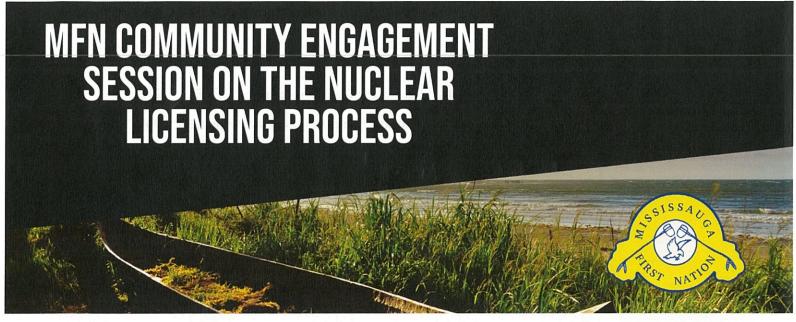
issue? YES ☑ NO □
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Now hearing that the site would be long term storage site for nuclear waste, what are your feelings about it?
new Small Modular Reactors?
We are recommending a community wide health assessment. Would you and your family participate on collecting medical data? YES □ NO □
Do you have further questions, comments, or concerns?



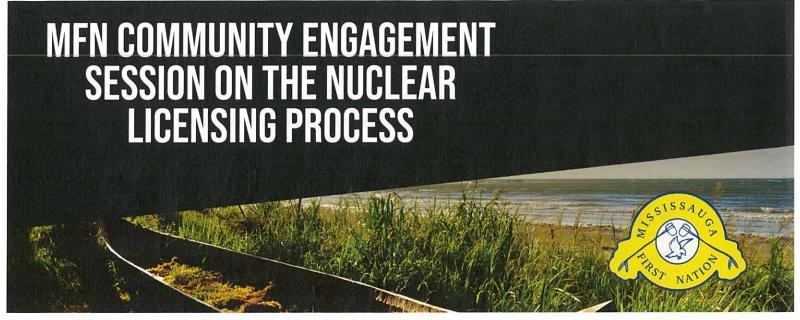
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What are y	our feelings abo	ut the Can	neco site an	d its signi	ficance to M	ississauga	FN people?
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	Name GLORIA DAY BATCH
Optional	Phone/Email
Opt	Do you wish to be contacted to discuss this matter further or future discussion on this issue? YES ♥ NO □
What a	re your feelings about the Cameco site and its significance to Mississauga FN people?
1f Ope	they agree to engage had in act retimes + decommission decisions in term Free, prior + Informal Consent in lecision - Inches.
Refiner C C C C C C C C C C C C C C C C C C C	think that Recommendations outlined address MFN's concerns with the Blind River y? Is there a timeline for when you think these things should be achieved? (FSE (NSC Shouly direct maco & Stat Review & provide the sound of the provide of the sound of the provide of the sound o
sho orini	CNSC diret Charec to work and now by tot.

Had you heard about the decommissioning plan for the Ca	ameco Refinery?	YES ♥ NO □
Now hearing that the site would be long term storage site feelings about it?		
Absolutely NoT!		
	Martin Matthews Martin Harley and Colonia Martin Martin	
	errenen hann en blad de sichel tred den els blanen kennen hann den en en	
What do you feel about the possibility of this refinery site new Small Modular Reactors?		-
Absoluty NOT!		
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We are recommending a community wide health assessment participate on collecting medical data? YES NO		and your family
Do you have further questions, comments, or concerns?		
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	MISTON POPULO DE SANTE PER MISTON PER PER PER PARE LES PARENES	



COMMUNITY FEEDBACK FORM
Name Convad Bobowash
Phone/Email Do you wish to be contacted to discuss this matter further or future discussion on this
Do you wish to be contacted to discuss this matter further or future discussion on this issue? YES ⋈ NO □
What are your feelings about the Cameco site and its significance to Mississauga FN people? **That the lands / peoples / future generations are protected. **Cameco, has the ability to eract these actions with the Federal Province to have an inclusionary and model.
Do you think that Recommendations outlined address MFN's concerns with the Blind River Refinery? Is there a timeline for when you think these things should be achieved? With in the time line of as set by regulators. A shorter time frame for liencing the process is required. This allows the for the education of all parties to understand the benefit for all pas of interest groups This may a dually may allow for expansion and growth in the future.

Had you heard about the decommissioning plan for the Cameco Refinery? YES 风 NO □	
Now hearing that the site would be long term storage site for nuclear waste, what are your feelings about it?	
The decision to store nuclear waste has tobeinformed and consulting of MFN.	
toture of these projects, there are happening on these lands.	
What do you feel about the possibility of this refinery site becoming involved in creating fuel for new Small Modular Reactors?	
There are only one of the operated in Canada - which is the vability fact that will decide & function SMR	le
We are recommending a community wide health assessment. Would you and your family participate on collecting medical data? YES ⋈ NO □	
Do you have further questions, comments, or concerns?	
we need more benchmarks of air quality, soil quan quality, cultural and community quality.	
Currently there is concerns of health and enviorment, it is more important the community and cultural growth, be included as on measureing tool.	
1 1stle current growth healthy or to be questioned	



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Name Jon Cada

Phone/Email

Do you wish to be contacted to discuss this matter further or future discussion on this issue? YES \square NO \square

What are your feelings about the Cameco site and its significance to Mississauga FN people?

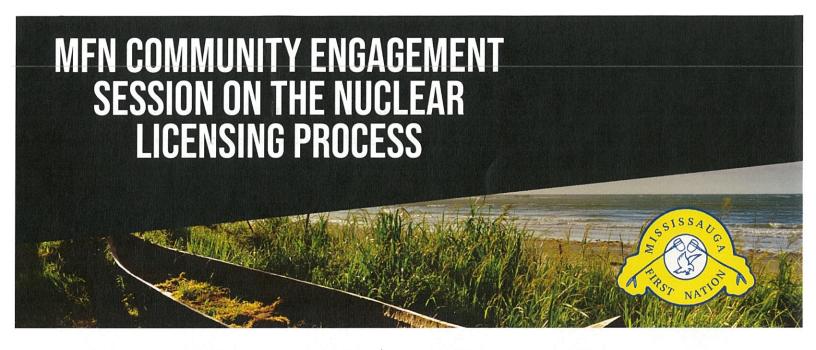
I am part of the younger generation of people that do not know a reality w/o (amcco's existence. However, I am kernly aware of the older generation's reluctance to its existence. It is unfortunate that our past leadership was not able to secure fair benefits for Cameco's ability to operate so close to the community. I am committed however to working on solutions that will improve this relationship now and into the future.

Do you think that **Recommendations** outlined address MFN's concerns with the Blind River Refinery? Is there a timeline for when you think these things should be achieved?

I feel the outlined recommendations are satisfactory in the short term. Moving forward, I fee I more is needed, An invite from Cameco to educate and support interested members from MFN to work in the operations and management divisions, both locally and globally, as per the sope of their business model.

	earing that the site would be long term storage site for nuclear waste, what are your s about it?
Our	discussions with the NWMO should be considered as pa
	y discussions regarding nuclear storage.
	lo you feel about the possibility of this refinery site becoming involved in creating fuential Modular Reactors?
As 10	ing as education, security, health and economic opportu
are	potential op outcomes for MFN, Im okay with it.

	recommending a community wide health assessment. Would you and your family pate on collecting medical data? YES NO \(\sigma\)
Do voi	have further questions, comments, or concerns?
	/ h
1/	



n	Name	Joan	Morningstas	
Optional	Phone/Email			o m
0p	Do you wish to b		uss this matter further or future	e discussion on this
		issue?	YES NO 🗆	
What a	are your feelings ab	out the Cameco site	e and its significance to Missis	sauga FN people?
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2. 2	he increa	ind water	now rates &	other health is
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		mendations outline		
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	excavati	On .	155485	
	I cond	Eric co	Les were u	rtoeses
	Why we	ant comm	nunity member	273
	approac	hed ?		

Had you heard about the decommissioning plan for the Cameco Refinery? YES □ NO □
Now hearing that the site would be long term storage site for nuclear waste, what are your feelings about it?
What do you feel about the possibility of this refinery site becoming involved in creating fuel for new Small Modular Reactors?
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Do you have further questions, comments, or concerns?



November 4, 2021

Re: Supplementary Materials November 24, 2021 CNSC Licensing Hearing for the Blind River Refinery

Please accept this letter and accompanying report as the submission of Mississauga First Nation("MFN") with respect to the licence renewal of Cameco's Blind River Refinery. The following are my thoughts on the renewal of the CNSC license:

Health of our future
Traditional harvesting / food.
Health of our future Traditional harvesting / food. Environmental
Climate Change

Sincerely,

Mississauga First Nation Member



November 4, 2021

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Please accept this letter and accompanying report as the submission of Mississauga First Nation("MFN") with respect to the licence renewal of Cameco's Blind River Refinery. The following are my thoughts on the renewal of the CNSC license:

New direction is needed when it comes to the existing
relationship Cameco has with its municipal and First Nations
neighbours. Climate change, health and wellness, tourism,
education, and economic benefit must be considered and
Cameco must be a partner on these profiles now and goin
forward.

Jonathan Cada - Doiron

Mississauga First Nation Member

Sincerely,



November 4, 2021

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Please accept this letter and accompanying report as the submission of Mississauga First Nation("MFN") with respect to the licence renewal of Cameco's Blind River Refinery. The following are my thoughts on the renewal of the CNSC license:

That a decision include First

Nations (Mississauga First Nations)

In the full extend.

That the said party (Cameco) be

part of funding process to bould

a partnership as collaborators

In addition that the tedenal and

provincial governates be major partners

in the process.

It will be by Mississaura first Nation inclusion
that we will be protected and other Canadian

Mississauga First Nation Member

MISSISAUGA FIRST NATION



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Health	+ Safety of	our con	munity	
future	+ Safety of generations		<i>J</i>	
	J			

		Sincerely		
		Sincerel	V	

Mississauga First Nation Member



November 4, 2021

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Safety				
Safety Health	, f lhe	Community		
	,	7		

Mississauga First Nation Member

Sincerely,



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lississauga First Nation Member

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Sakety concerns regarding the
Sabety concerns regarding the Station for the air quality for our members.
La ou members.
Continue to menitor our water
for uranion in ou systems Cancer in our families, 108 mg
Cancer in ou families 108 mg
Notifing us on Spills, past +
future.
Testing and Sampling.
Sincerely,

Mississauga First Nation Member



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Nation ("MFN") with respect to the licence renewal of Cameco's Blind River Refinery. The following are my thoughts on the renewal of the CNSC license:

Because of lack of environmental assessment and no mention of exception site burial ground.

Discrimination for the community would say Immediate shutdown

Sincerely,

Mississauga First Nation Member