

TEL: (250) 635-5100 FAX: (250) 635-4622

Jan/11/2017

Tavis McDonald
Project Assessment Manager
Tavis.McDonald@gov.bc.ca
EAO

Dear: Tavis

Re: Referral Package\_#KITSUM-272 Avanti substantial completion reference 313377 file# 30200-25/KITS-18

Thank you for this referral

- #1. Please ensure all further email correspondence regarding this file have the following communication code in the header/subject OR body: #KITSUM-272. This is so that our projects tracking & analysis system can harvest emails. All project referrals for this project will use this number.
- #2. All emails and documents must CC: Projects@kitsumkalum.bc.ca
- #3. Could you please send a **location file** for the proposed project in one of the following formats: Shapefile, KML or <u>Geomark</u>. Shapefiles must be sent as a zipped folder with then folder name being the same as the files inside. The zipped file suffix should be '.shpz'.

Kitsumkalum has reviewed the Avanti/EAO referral. I have spoken with our band manager Steve Roberts. As the mine is not located within Kitsumkalum Territory it is difficult to comment. Kitsumkalum recognizes those that own this territory and respectfully provides the following feedback.

While it as apparent that activities have occurred and significant money has been spent, it does not appear that there are substantial steps being taken to complete and operate the mine. It seems that the intent of the substantial completion clause is to provide proponents the flexibility that if they are trying to complete a project but have not quite completed that goal that there is flexibility to just be "substantially completed" while continuing forward. That

does not appear to be the case here. The proponent started works then seemingly completely stopped. Our concern is that this may become a legacy project that is never completed and just leaves another unhealed scar on the north without providing any real or long-term benefits to local communities. Forward movement of the project is required.

As the transportation aspect will run through Kitsumkalum Territory, Kitsumkalum will require further discussion should the mine begin activities. This would be to ensure commitments are upheld and concerns are adequately addressed.

We look forward to discussing the above statements with you. If you have any questions in the meantime, please contact our referrals team directly at <a href="mailto:Projects@kitsumkalum.bc.ca">Projects@kitsumkalum.bc.ca</a> or Rina Gemeinhardt at 250-635-5000 Ext 6.

Sincerely,

Quinton Ball On behalf of

Rina Gemeinhardt, Environment, Lands and Referrals, rgemeinhardt@kitsumkalum.bc.ca

In But

Cc: Don Roberts/Sm'oogyit Wiidildal, Waap (House of) Lagaax,

Chief Councillor, Kitsumkalum Indian Band

droberts@kitsumkalum.bc.ca

Steve Roberts, Kitsumkalum Band Manager, <a href="mailto:sroberts@kitsumkalum.bc.ca">sroberts@kitsumkalum.bc.ca</a>

Alex Bolton/Sm'oogyit Hataxgm Lii Mideek, Waap (House of) Lagaax, Treaty Negotiations, kalum.treaty@kitsumkalum.bc.ca