



Lhoosk'uz Dene First Nation



Ulkatcho First Nation



Saik'uz First Nation

Blackwater Gold Project

Environmental Monitoring Committee Terms of Reference



May 2021

Nadleh Whut'en First Nation



Nazko First Nation



Stellat'en First Nation



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ACRONYMS AND ABBREVIATIONS

BC	British Columbia
BW Gold	BW Gold LTD.
DSP	Document Submission Plan
DRIPA	Declaration of the Rights of <i>Indigenous Peoples Act</i>
EAC	Environmental Assessment Certificate #M19-01 issued on June 21, 2019
EAO	British Columbia Environmental Assessment Office
EMC	Environmental Monitoring Committee
EMLI	British Columbia Ministry of Energy, Mines and Low Carbon Innovation
ENV	British Columbia Ministry of Environment and Climate Change Strategy
FLNRORD	British Columbia Ministry of Forestry, Lands, Natural Resource Operations and Rural Development
FOIPPA	<i>Freedom of Information and Protection of Privacy Act</i> (1996)
IEM	Independent Environmental Monitor
Indigenous nations	Lhoosk'uz Dené Nation, Ulkatcho First Nation, Nadleh Whut'en First Nation, Stelat'en First Nation, Saik'uz First Nation and Nazko First Nation
TSF	Tailings Storage Facility

1. BACKGROUND AND OBJECTIVES

On June 21, 2019, New Gold Inc. received Environmental Assessment Certificate (EAC) #M19-01 for the Blackwater Gold Project (the Project), an open pit gold and silver mine with associated ore processing facilities located 110 kilometres southwest of Vanderhoof in central British Columbia (BC).

On August 7, 2020, the Environmental Assessment Office (EAO) issued an order to transfer the EAC and Project to BW Gold LTD. (BW Gold) effective as of the sale date (August 21, 2020). BW Gold is a wholly owned subsidiary of Artemis Gold Inc.

Condition 19 of the EAC requires the establishment of an Environmental Monitoring Committee (EMC). The purpose of the EMC is to:

- facilitate information sharing;
- provide advice to BW Gold on the ongoing development and operation of the Project; and
- seek to provide consensus advice from EMC members to BW Gold on the implementation of EAC conditions, in a coordinated and collaborative manner.

For the EMC, seeking to achieve consensus is a prominent objective and a foundational aspect of Indigenous engagement. Seeking consensus aligns with the *Declaration of the Rights of Indigenous Peoples Act* (DRIPA) passed into legislation by the Province of BC.

BW Gold must invite the EAO; BC Ministry of Energy, Mines and Low Carbon Innovation (EMLI); BC Ministry of Environment and Climate Change Strategy (ENV); BC Ministry of Forestry, Lands, Natural

Resource Operations and Rural Development (FLNRORD); and Lhoosk'uz Dené Nation, Ulkatcho First Nation, Nadleh Whut'en First Nation, Stellat'en First Nation, Saik'uz First Nation, and Nazko First Nation (Indigenous nations) to participate in all EMC activities. Where a condition of the EAC (other than Condition 3) requires BW Gold to seek Indigenous nations' input on the review of a plan, program, or other document prior to its development, BW Gold is required to offer to convene a meeting of the EMC to discuss key issues that should be addressed in the document.

As part of Condition 19, BW Gold is required to develop a Terms of Reference setting out the operating parameters of the EMC in consultation with the EAO, EMLI, ENV, FLNRORD, and Indigenous nations. The Terms of Reference has been prepared to satisfy that requirement, including seeking and incorporating input from EMC members on the Terms of Reference.

2. COMPLIANCE OBLIGATIONS

Specific requirements for the EMC Terms of Reference under Condition 19 of the EAC are reproduced below.

The Terms of Reference must include, at a minimum:

- a. the mechanisms by which the Holder [i.e., BW Gold] will facilitate the effective participation of Aboriginal Groups;*
- b. consideration of joint chairing of meetings with Aboriginal Groups or use of a mutually acceptable facilitator;*
- c. the minimum frequency with which the Holder will canvass the EMC for topics to be discussed, and how the Holder will document topics raised and when and how they will be addressed with the EMC, or provide a rationale for why they will not be discussed;*
- d. frequency, timing, and location of meetings;*
- e. methods for documentation of EMC meetings and how meeting minutes or notes will be finalized with EMC members;*
- f. identification of other agencies or organizations whose mandates pertain to the topics potentially discussed by the EMC, including federal agencies, and who will be invited to join discussions on those topics;*
- g. methods and means for the EMC to obtain relevant advice, technical support, and expertise;*
- h. how the EMC can coordinate with provincial processes;*
- i. an approach to regularly evaluate the effectiveness of the EMC, including a schedule for these evaluations;*
- j. the means by which the Holder will coordinate the review of plans, programs or other documents required by this Certificate when review by some or all parties in the EMC is required by this Certificate;*
- k. means by which the Holder will ensure the views of EMC members are fully canvassed and discussed amongst the EMC, and how the Holder will document how it has considered those views;*
- l. how the following topics, at a minimum, will be addressed with the EMC, unless otherwise authorized by the EAO:*
 - i. status of implementation of the requirements of this Certificate;*
 - ii. results of ongoing environmental monitoring and adaptive management required by this Certificate, including all plans required by this Certificate, with the exception of the Community Effects Monitoring and Management Plan (CEMMP) (Condition 37) and the Health and Medical Services Plan (Condition 40);*
 - iii. potential non-compliances, and potential for non-compliances, with this Certificate;*
 - iv. if an initial dilution zone is being proposed in relation to Water Quality Management (Condition 26), the proposal and rationale for that proposal;*
 - v. water balance modelling to facilitate understanding of the Holder's management of water surplus to mine operation needs;*

- vi. Project tailings storage facilities (TSF) design, operations, and monitoring of the TSF for structural safety and limiting the amount of water stored that is surplus to mine operation needs;*
 - vii. water management during Closure planning;*
 - viii. surface water and groundwater quality management and updates to modelling;*
 - ix. remediation measures for accidents and malfunctions;*
 - x. care and maintenance, including how the EMC will be consulted on updates to the plan required in Condition 11;*
 - xi. access management; and*
 - xii. compliance activities of the EAO related to the Project;*
 - m. when and how topics identified in l)(i through xii) will be addressed; and*
 - n. how the Holder will provide information to support the topics to be discussed by the EMC, including the timing of providing that information in advance of meetings.*
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3. TERMS OF REFERENCE

3.1 Committee Membership

The EMC will have members representing the following groups, as follows:

- BW Gold (two members);
- EAO (two members);
- EMLI (two members);
- ENV (two members);
- FLNORD (two members);
- Ulkatcho First Nation (two members, unless otherwise agreed upon by all EMC Indigenous nation members);
- Lhoosk'uz Dené Nation (two members, unless otherwise agreed upon by all EMC Indigenous nation members);
- Nadleh Whut'en First Nation (two members, unless otherwise agreed upon by all EMC Indigenous nation members);
- Stellat'en First Nation (two members, unless otherwise agreed upon by all EMC Indigenous nation members);
- Saik'uz First Nation (two members, unless otherwise agreed upon by all EMC Indigenous nation members); and
- Nazko First Nation (two members, unless otherwise agreed upon by all EMC Indigenous nation members).

It is important for the Indigenous nations to participate in the EMC in a consistent manner. BW supports the participation of two (2) designated members from each Nation, unless all Nations support the addition of representation by specific Nations.

Each member group will appoint its own representative(s) to the EMC and may name alternates to serve when a member is unavailable. Member groups may replace members and alternates appointed to the EMC at any time by giving written notice to the other groups.

In order to promote continuity and effective transfer of knowledge within the EMC, member appointments will be for three years with the opportunity for reappointment to be decided by each member group.

A member or alternate may resign from the EMC by notifying the Secretariat in writing. Should a member resign, the member group they represented will appoint a replacement.

BW Gold will maintain and update a record of members, including contact information, and distribute it to EMC members for their reference.

3.2 Roles and Responsibilities

3.2.1 *BW Gold*

BW Gold is ultimately accountable for the EMC as the EAC holder and will support the EMC by:

- welcoming participation in the EMC and hosting meetings in a manner that invites participation and demonstrates respect for EMC members and their input;

- providing a Secretariat that is agreed upon by the EMC members to support the EMC. The secretariat is described in Section 3.2.4;
- working with Indigenous nations to identify EMC co-chairs;
- arranging for in-house or external technical experts to attend EMC meetings to provide specific subject matter expertise; and
- Dedicating sufficient time, as required, to engage with EMC members in a manner to satisfy the EMC requirements in Condition 19.

3.2.2 *Committee Members*

The role of an EMC member is to support the purpose of the committee as a whole by providing information and advice to BW Gold relating to Project development and operation, including by discussing key issues that must be addressed in the plans, programs, and other documents required by EAC conditions.

Members may also advise the EMC within their areas of expertise and within the mandate of their group or jurisdiction.

Committee members should make best efforts to work together towards EMC objectives including seeking consensus on matters pertaining to the EMC. To ensure the effective operation of the EMC, members will commit to participating actively in the work and discussions of the committee, and to giving other members adequate opportunities to express their views. The EAO is not a moderator for dispute resolution of EMC matters, however where consensus is not reached by the EMC, members can work with the EAO to seek processes or consensus. As needed and by request of the EMC, BW Gold will support the cost of engaging a professional third-party facilitator to support with setting EMC meeting agenda, running meetings and/or addressing topics where consensus cannot be reached.

Should a member be unable to attend a meeting, the member will brief alternate members as required to prepare them for the meeting.

3.2.3 *Committee Co-Chair*

Meetings of the EMC will be co-chaired by one (or more) of the Indigenous nations and BW Gold, unless otherwise agreed by the member groups. The approach to co-chairing of meetings will be decided upon by the EMC in order that it facilitate a best-fit scenario for all members.

The overall responsibility of the co-chairs is to lead and facilitate EMC meetings, reviews, and other activities to ensure that the committee functions effectively and achieves its primary objectives (i.e., information sharing, providing advice to BW Gold on the ongoing development and operation of the Project, and the implementation of EAC requirements). The co-chairs will participate in committee discussions to the same extent as any other member. The co-chairs are responsible for:

- welcoming members participation and feedback to the extent members would like to participate;
 - creating a respectful atmosphere for reaching consensus and providing input to the EMC; and
 - facilitating meetings and follow up work to help to achieve consensus on EMC recommendations.
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3.2.4 *Committee Secretariat*

The Secretariat will operate under the direction of the co-chairs and serve as the main points of contact for EMC members. The Secretariat will support the co-chairs and EMC by:

- managing co-chair rotations;
- maintaining an EMC calendar;
- notifying EMC members of meeting details;
- being responsible for meeting logistics;
- receiving and distributing meeting and review materials to members, and alternates when they are attending for a member, and providing information to other provincial processes, as appropriate (see Section 3.6);
- in November of each year (and collectively decided by the EMC membership), soliciting nominations from Indigenous Nations to serve as co-chairs during the following year;
- tracking actions arising from meetings;
- developing and distributing meeting agendas; and
- preparing meeting minutes and tracking comments and relevant action items / outcomes.

3.2.5 *Alternates*

The function of alternate members is to attend EMC meetings when member(s) are unavailable, so that each member group is represented at as many meetings as possible. If an alternate replaces a member(s) at a meeting, the alternate will ensure the member(s) is briefed as soon as possible on the business conducted at the meeting, including any EMC consensus-based decisions or recommendations.

Alternates will receive notifications of meetings, meeting minutes, and any other committee-related documentation, and may choose to attend any EMC meeting;

3.2.6 *Other Participants*

EMC members will bring technical resources when expertise is required by EMC members. The EMC may be supported from time to time by subject matter experts, representatives from government agencies, or other individuals or groups to provide specialized advice, based on EMC members' requirements. In the case that consultant services are required, BW Gold will support the costs of Independent Consultants to provide technical support and expertise for the EMC. These Independent Consultants will be decided on by all EMC members.

3.2.7 *Sub-groups*

It may sometimes be valuable for some members of the EMC to form sub-groups to deal with specific topics or technical areas of interest. These sub-groups can discuss and review topics in more detail on behalf of the main committee. Such sub-groups will be formed at the explicit agreement of the broader EMC.

All relevant correspondence between members of the sub-group will be copied to the rest of the EMC members, and the findings of the sub-group will also be communicated to the EMC at the next meeting.

3.3 Meetings

At the agreement of all EMC members, the EMC will hold a minimum of six meetings per year, with the provision that meetings can be canceled if all members agree there is no need to meet. There is also an allowance for special meetings to address additional issues that may arise. EMC members will also determine what situations would trigger additional meetings. For example, compliance notification or potential for non-compliance may trigger the need for an EMC meeting.

The meeting format will be determined by the EMC members. During the Covid-19 pandemic, EMC meetings will be conducted by telephone or videoconference. The EMC will attempt to meet face-to-face at least once a year post-pandemic to promote engagement. While face-to-face meetings may be preferred following the pandemic, due to the geographically dispersed membership of the EMC, telephone or videoconferencing will be made available to allow members to participate in meetings remotely should they not be able to attend in person. This process will be decided on by all EMC members during the first EMC meeting, and revised when the Province of BC revises pandemic-related health and safety measures.

Meetings will be called on the written request of the member groups. Any meeting request should be directed to the Secretariat to relay to the rest of the EMC. Where possible, reasonable notice of meetings will be provided by email to EMC members by the Secretariat at least four weeks before the meeting. The meeting notice will include a draft meeting agenda (see Section 3.5.1).

EMC meetings will be conducted within the framework of an agenda developed as described in Section 3.5.1, and will comprise a discussion of one or more topics, including member's views on draft plans, programs, and other documents required by the EAC (see Section 3.5). At the beginning of each meeting, the co-chairs will provide a recap of the prior meeting. EMC members will feel welcomed to participate in the manner and extent that they would like to participate. The committee will seek to reach consensus on recommendations for each topic.

The secretariat will record consensus recommendations and topics where consensus was not reached. In the case full consensus is not reached, the secretariat will note the member's comments and concerns that did not follow the consensus position. BW Gold is responsible for providing responses for all concerns raised where consensus was not reached.

Attendance requirements can be determined by the co-chairs if there is adequate representation to address the agenda topics and/or an EMC member(s) has confirmed that they support the meeting proceeding in their absence.

3.4 Communication and Coordination

The Secretariat will be the EMC's main point of contact for EMC communications. All member groups will make reasonable efforts to respond to communications from other members within 10 calendar days of receiving a communication. The secretariat will call members if a deadline is approaching and no email response was received. Should an EMC member identify that additional information is needed from BW Gold or one of the other member groups to carry out its responsibilities, the Secretariat will communicate a clear request for this information to the relevant member group, allowing 7 calendar days (if appropriate) for a response before any upcoming committee meeting.

Meeting agendas (developed as described in Section 3.5.1) will be provided to EMC members a minimum of 14 calendar days before the meeting or as otherwise agreed to by the EMC members, along with any materials for review (including plans, programs, or other documents required by the EAC), to allow members to prepare and obtain technical advice if necessary. Where appropriate, materials distributed to the EMC must include a copyright disclaimer. Materials provided to the EAO are subject to the

BC *Freedom of Information and Protection of Privacy Act* (FOIPPA). BW Gold and EMC members will endeavor to ensure that traditional knowledge and traditional land use information discussed by the EMC remains under the ownership of the respective Nation and shall not be disclosed to the public.

Meeting agendas will be informed by the Document Submission Plan (DSP; Condition 10 of the EAC) and the calendar of proposed meetings (Section 3.5.3), which will identify proposed dates or timelines for submission of plans, programs or other documents required by the EAC, and the consultation requirements identified in Condition 4 (Consultation) of the EAC. Over time, as BW Gold moves to operations and closure, EMC topics will not be bound by the DSP.

3.5 Topics for Discussion

3.5.1 Meeting Agenda Development

Prior to sending out a draft agenda, the Secretariat will canvas members for agenda topics, subject to the schedule in the DSP and Project activities (e.g., pre-construction, during construction, commencement of operations). EMC members will provide the Secretariat with details of any topic they wish to discuss at a committee meeting, as early a date as possible. Agenda topics must either be related to the objectives of the EMC, including but not limited to the topics listed in Section 3.5.2, or to the functioning of the EMC itself. EMC members can bring up topics they feel fit the objectives of the EMC purpose and objectives. In addition, should EMC members wish to use the EMC to discuss other topics, this will be allowed if the EMC members agree the discussion is an efficient use of time and resources. If individuals do not agree that specific topics should be on the agenda, they may express that to the Secretariat anonymously. In general, agenda items should follow the EMC mandate and be approved by all members through the approval of the agenda.

A minimum of four weeks prior to a meeting, the Secretariat will develop the agenda, in consultation with the co-chairs, and send out the draft agenda for the upcoming meeting (taking into consideration required topics (Section 3.5.2), topics submitted by members, the calendar of proposed topics (Section 3.5.3) and any topics noted for follow-up discussion in previous meetings. The Secretariat will also re-canvas members for any additional topics that they wish to add to the agenda.

Meeting agendas should start with the opportunity for an EMC member to provide an Opening Prayer, should a member wish.

The Secretariat, in consultation with the co-chairs and EMC member input, will finalize the agenda. Topics may be deferred to a future meeting if EMC members agree. Requests for agenda topics will be documented and tracked, and sufficient time will be allocated to address the EMC member's agenda topics requested to the extent possible. During the review of each meeting agenda, the topics raised by EMC members that may be outside the EMC mandate will be considered by the EMC.

As noted in Section 3.2.2., as needed and by request of the EMC, BW Gold will support the cost of engaging a professional third-party facilitator to support with setting EMC meeting agenda, running meetings and/or addressing topics where consensus cannot be reached.

3.5.2 Required Discussion Topics

EMC discussion topics will, at a minimum, include those topics set forth in Condition 19(I), as reproduced in Section 2. Table A.1 in Schedule A presents each of those topics, the related EAC conditions and plans, and the potential timing for discussion of the topics at EMC meetings.

The timing for discussing topics will be informed by EMC members' requests, the schedule in the DSP, the meeting agendas (as described in Section 3.5.1), Table A.1 of Schedule A, and the proposed calendar (Section 3.5.3).

To avoid duplication, Table A.1 may be updated and circulated to the EMC for review and feedback to take advantage of synergies with permitting processes. It is expected that some of these synergies will be identified during the permitting pre-application phase and as part of development of the DSP.

BW Gold and the EMC will work together to identify a pragmatic approach and schedule for document review in recognition of EMC members' time and resources to provide meaningful comment.

3.5.3 *Calendar for Proposed Meetings*

The following calendars are proposed for meetings during 2021 and mine operations, and are intended to satisfy the EAC Condition requirements. Notwithstanding, not all EAC conditions have been included and additional EMC meetings may be required. Topics on the proposed calendar have been suggested to organize review tasks, and may be moved around based on discussion by the EMC. The calendars for 2022 and the construction periods (early works and major works) will be drafted by the EMC Secretariat and circulated for comment by the EMC prior to the commencement of these project phases.

The calendar of proposed meetings for the upcoming year should be set by members at the first EMC meeting.

Proposed 2021 Calendar

Meeting Date	EAC Condition or Meeting Topic
March	■ Development of EMC Terms of Reference
May	■ BW Gold solicits feedback on development of Terms of Reference. ■ First EMC meeting to discuss Administrative tasks of the EMC
June	■ EMC to Finalize ToR administrative tasks ■ BW Gold solicits feedback on EAC conditions related to Caribou Mitigation Management Plan
July	■ BW Gold solicits feedback on EAC conditions related to Wildlife Management Plan, Cyanide Management Plan, Construction Environmental Management Plan
August	■ BW Gold solicits feedback on key management plans
September	■ EMC works to review key management plans
November	■ Co-Chair consultation ■ Planning for 2022 EMC meetings ■ Resolving any outstanding issues from 2021 ■ Engage Independent Environmental Monitor (IEM) (Condition 12) and Aboriginal Group Monitor (Condition 17) ■ Set Annual EMC calendar for following year ■ Evaluations for the EMC

Proposed EMC Calendar during Mine Operations

Meeting Date	EAC Condition or Meeting Topic
January	■ Mine Waste and Water Management Plan (Condition 33)
March	■ Caribou Mitigation and Monitoring Plan (Condition 22) ■ Access Management (Condition 13) ■ Wildlife Management and Monitoring Plan (Condition 23)
May	■ Monitoring and Adaptive Management (Condition 37) ■ Water Quality Management (Condition 26)

Meeting Date	EAC Condition or Meeting Topic
	<ul style="list-style-type: none"> ■ Aquatic Effects Monitoring Plan (AEMP; Condition 30)
July	<ul style="list-style-type: none"> ■ IEM and Aboriginal Monitors Annual Report (Conditions 12 and 17) ■ Compliance reporting (Condition 5)
September	<ul style="list-style-type: none"> ■ Tailings Dam Safety Transparency Plan (Condition 35) ■ Geotechnical reporting of interest.
November	<ul style="list-style-type: none"> ■ Set Annual EMC calendar for following year ■ Evaluations for the EMC ■ Discuss outstanding issue for the year

3.6 Documentation and Reporting

Minutes of each EMC meeting will be compiled by the Secretariat and reviewed by the co-chairs. The minutes will accurately reflect the meeting discussion with sufficient detail to serve as a reference. The minutes will also clearly capture what decisions were taken, recommendations identified, action items agreed upon, and to whom they were assigned. Consensus recommendations of the EMC members (or a sub-group of EMC members) and action items from meetings will be captured, reviewed and, to the extent possible, agreed upon by EMC members.

The Secretariat will circulate draft meeting minutes for review and approval of all EMC members. Members will indicate their approval of meeting minutes to the Secretariat, with or without changes, within 14 calendar days of receiving the minutes or in the timeframe possible for EMC members. If substantive changes to the minutes are required, the revised minutes will be distributed to the members for re-approval. If an EMC member requires additional time to review draft meeting minutes, upon receipt of draft minutes, the EMC member will notify the Secretariat and additional time will be granted to the extent possible.

EMC members will provide written or verbal responses to the action items assigned to them as well as any written or verbal comments or questions raised on plans, programs or other documents that are within the purview of the EMC. The Indigenous nations may provide verbal and/or written contributions based on their preferred method of engagement.

3.7 Alignment with Other Provincial Processes

The EMC may serve a role in sharing information with other committees or providing inputs into other provincial processes. Under the direction of the EMC members, the Secretariat will serve as the main point of contact and liaison to other committees and processes, and will be responsible for distribution of outside information to committee members and of information from the EMC to outside entities, as appropriate. Any information supplied to the EMC by one of the member groups will not be made available to any other committees or processes without the express written permission of the relevant member group.

The co-chairs and EMC members will collaborate with EMLI to avoid duplication during permit reviews, with a view to identifying synergies as described in Section 3.5.2.

3.8 Evaluation

On an annual basis, the EMC members will review and consider:

- the EMC's activities, proposed calendar of meetings for the upcoming year and priorities;
- if the EMC has succeeded in fulfilling its mandate including engagement of Indigenous Nations;

- the successes, challenges or shortcomings of implementing the commitments and arrangements in this document;
- any actions required to address challenges or shortcomings identified by the EMC; and
- the effectiveness of the EMC.

The EMC members will discuss and evaluate the effectiveness of the EMC at the meeting on the annual review. Subject to the EMC's members input, direction and feedback, the Secretariat may distribute a survey to EMC members to complete to assist with the annual review.

Additionally and based on discussion of the EMC, the Secretariat may prepare an annual summary evaluation report outlining:

- Summary of topics discussed by the EMC;
- Topics where consensus was reached;
- Topics where consensus was not reached and summary of differing perspectives; and
- Feedback on the EMC process.

3.9 Review and Amendment of Terms of Reference

Concurrent with the evaluation described in Section 3.8, the EMC will review this terms of reference and recommend changes for the purpose of improving the effectiveness of the EMC or achieving efficiencies.

An EMC member may also provide a written request to BW Gold for a change to the Terms of Reference. BW Gold will discuss and consult with other EMC members on the proposed change and then provide the amended Terms of Reference to EAO for review and approval as appropriate.

3.10 Costs

Each regulatory agency shall be responsible for its own costs incurred in participating in the EMC. Costs for Indigenous nation members' participation will be the responsibility of BW Gold, or as established in commercial agreements directly with Indigenous nations. The total annual cost for EMC participation by the Indigenous Nation's EMC members will be agreed on with the nations and BW Gold. If no agreement can be reached, EAO will resolve the dispute to ensure effective participation of Indigenous nations in the EMC with the EAC Condition implementation.

SCHEDULE A: ENVIRONMENTAL MONITORING COMMITTEE DISCUSSION TOPICS

Table A-1: EMC Required Discussion Topics, Related EAC Condition and Timing

Topic	Related Conditions /Plans	How Topic Will BeAddressed	Timing ¹
Facilitate effective participation of Aboriginal Groups.	All EAC conditions	Based on respectful dialogue and honest efforts to seek consensus.	Annual review (in Nov. of each year).
Status of implementation ofthe requirements of the EAC.	All EAC conditions	Status of EAC conditions willbe tracked in a table.	To be distributed witheach EMC agenda
Results of ongoing environmental monitoring and adaptive management required by the EAC.	All EAC conditions andplans <u>except</u> Condition37, Community Effects Monitoring and Management Plan, andCondition 40, Health and Medical Services Plan	Monitoring and adaptive management must be described as defined in EAC Condition 3.	Annual update presentation on environmental monitoring results, including adaptive management commencing at the startof construction.
Potential non-compliances, and potential for non-compliances, with the EAC.	All EAC conditions	BW Gold will convene a meeting of the EMC to communicate potential non-compliances and the actions it is taking to prevent non-compliances. The EMC meeting will be scheduled promptly for those members available to review the non-compliance and actions taken following identification. ²	At the EMC meeting following identificationby BW Gold.
Compliance activities of theEAO related to the Project.	n/a	EAO will report on compliance activities	To be identified by EAO.
If an initial dilution zone is being proposed in relation toWater Quality Management (Condition 26), the proposaland rationale for that proposal.	Condition 26, Water Quality Management	BW Gold will present information on the initial dilution zone to be included in the Joint Application for <i>Mines Act</i> and <i>Environmental Management Act</i> permit.	During permitting pre-application phase and at an EMC meeting. There may be different depths of consultation required.
Water balance modelling tofacilitate understanding of BW Gold's management ofwater surplus to mine operation needs.	Condition 33, MineWaste and Water Management Plan	BW Gold will present on the updated water balance modelling to be included in the Joint Application for <i>Mines Act</i> and <i>Environmental Management Act</i> permit.	During pre-application permitting and at an EMC meeting and annually during construction andoperations.

Topic	Related Conditions /Plans	How Topic Will BeAddressed	Timing ¹
			There may be different depths of consultation required.
Project tailings storage facilities design, operations,and monitoring of the TSF for structural safety and limiting the amount of waterstored that is surplus to mine operation needs.	Condition 33, MineWaste and Water Management Plan	BW Gold will present on these items and the proposed Mine waste and Water Management Plan be included in the Joint Application for <i>Mines Act</i> and <i>Environmental Management Act</i> permit.	During pre-application permitting, and at an EMC meeting and updates to the Mine Waste and Water Management Plan during construction and operations. There may be different depths of consultation required.
Water management during Closure planning.	Condition 34, Closureand Post-Closure Water Quality Management Plan	BW Gold will review the proposed closure water management plan to be included in the Joint Application for <i>Mines Act</i> and <i>Environmental Management Act</i> permit and any updates to the plan during operations.	During pre-applicationpermitting, at an EMC meeting and with closure plan updates during operations as required by the <i>MinesAct</i> . There may be different depths of consultation required.
Care and maintenance, including how the EMC willbe consulted on updates tothe Care and Maintenance Plan.	Condition 11, Care and Maintenance Plan	BW Gold will review the draftCare and Maintenance plan,and plan updates every five years.	During pre-applicationpermitting, at an EMC meeting and with closure plan updates during operations as required by the <i>MinesAct</i> . There may be different depths of consultation required.
Access management.	Condition 13, Construction Environmental Management Plan (CEMP)	BW Gold will review proposed access management measures tobe included in the CEMP.	During pre-application permitting and annuallyduring construction and operations
Surface water and groundwater quality management and updatesto modelling.	Condition 33, MineWaste and Water Management Plan	BW Gold will review surfacewater and groundwater quality management plans, including model updates.	During pre-application permitting and annuallyduring construction and operations
Remediation measures for accidents and malfunctions.	Condition 36, Accidentsand Malfunctions Administration and Communication Plan	BW Gold will review proposed remedial measuresto be included in the Accidents and Malfunctions Administration and Communication Plan.	During pre-application permitting as well as following Accidents and Malfunctions as definedin the Accidents and Malfunctions Management Plan

¹. Subject to the timelines identified in EAC conditions, that do not preclude topics being raised before permitting commences.

². The FOIPPA governs complaints from private citizens.