

This is Schedule “B” to the Mineral Exploration and Development Consultation Protocol between Manitoba and the First Nation dated _____, 20__.

This table provides examples of the types of activities to be expected in all phases of the mining cycle and includes on-the-ground activities that require a claim or disposition (licence or permit).

EXPLORATION		MINING
Early Exploration	Advanced Exploration	Development / Production / Closure
<ul style="list-style-type: none"> • Prospecting and claim staking • Grid line • Geophysical or Geochemical survey • Temporary camp • Channel sampling • Initial trenching • Drilling from existing pads or roads/trails • Trenching, stripping and power washing in previously trenched or disturbed areas 	<ul style="list-style-type: none"> • Trenching, stripping and power washing in new areas or greater than 1.0 hectare • New drill pads greater than 40 feet • Access development greater than 5km • Non-temporary camp • Pilot plant 	<ul style="list-style-type: none"> • Drilling & blasting • Construction – Mine Infrastructure • Tailings management • Water source required • Process water supply requirement • Mine closure and reclamation plans

This table is for illustrative purposes only and is not exhaustive of all mining activities. The parties recognize that there are other activities, including, but not limited to water use, sewer, hydro, roads, drainage, tailing ponds, operations and maintenance and other studies and approvals. Approvals for these activities often occur simultaneously and consultation will be coordinated where possible.

This is Schedule “C” to the Mineral Exploration and Development Consultation Protocol between Manitoba and the First Nation dated _____, 20__.

The following Crown-Aboriginal Consultation Matrix and Process Guide will assist Manitoba and the First Nation in determining the level of consultation according to the scale of potential impact and disturbance (sensitivity), and the type of proposed activity of mineral exploration or development.

Level of Consultation	Category of Activity	Mineral Claim/Disposition/Outcome
<p>Potential Adverse Effect on the Decision or Action on the exercise of Aboriginal or Treaty Rights</p> <p><i>(Low, Moderate, High)</i></p>		
<p>Level 1 (Low to Moderate)</p> <p>Short-term disturbance to resource use/availability with potentially minimal adverse effect.</p>	<p>Early Exploration</p> <p>Issuance of a Mineral Exploration Licence (no impact)</p>	<p>Mineral exploration licence (MEL)</p>
<p>Level 2 (Moderate to High)</p> <p>Short-term disturbance to resource use/availability with potentially moderate/significant adverse effect</p> <p>Or</p> <p>Long-term disturbance to resource use/availability with potentially minimal/moderate adverse effect.</p>	<p>Advanced exploration</p>	<p>Work permit</p>
<p>Level 3 (High)</p> <p>Long term or permanent disturbance to resource use/availability with potentially significant adverse effect.</p>	<p>Mine Development/ Production/ Closure</p> <p>Mine complex development and mine production</p> <p>Mine closure and rehabilitation</p>	<p>Work permit</p> <p>Environment Act Approvals (Licences)</p> <p>(Project could require a federal and/or provincial environmental approval-harmonization of federal and provincial EA approval processes is highly recommended)</p> <p>Mineral Lease or Surface Lease</p>
<p>NOTE: Potential Impacts at all levels are determined through the Initial Assessment.</p>		

Informational Notification

General Process for Notification: A letter is sent to the chief and council and/or an authorized consultation coordinator with relevant information, proposed activity and notification of claim.

Potential adverse effect/disturbance: NONE

Proposed Timeframe for Community Response: This is concurrent with the registration of claim.

Crown Decision Timeframe: The Crown must wait 30 days from staking, before the claim can be issued, as per regulation. Notification of issuance of the claim is sent to First Nations in the Community Interest Zone.

Level 1 Consultation

General Process for Level 1 Consultation: Consultation will be undertaken by letter, which provides necessary information about the proposed decision and/or activity. The proponent is to advise and engage the community on proposed project plans.

Follow up is required.

Proposed Timeframe for Community Response: A response to initial letter is requested within 45 calendar days. The department will provide follow-up by telephone or email after 10 days without receiving a response. The department may consider no response as though there are no concerns.

Community Response: Communities provide concerns, if any, in writing to the department.

Potential adverse effect/disturbance: There is a short-term disturbance to resource use and availability, with potential minimal adverse effect.

Crown Decision Timeframe: A decision is anticipated within 60 calendar days. A letter is sent to the community reporting the Crown's decision.

Level 2 Consultation

General Process for Level 2 Consultation: An initial consultation letter is sent to the community, which provides necessary information with an offer for one to two consultation meetings to be held to discuss the proposed activity and to inform the decision on the application for the disposition. Application for the disposition could include possible special conditions imposed on the disposition, based on the information provided through the consultation process.

Follow up is required.

Potential adverse effect/disturbance: There is a short-term disturbance to resource use and availability, with a potentially moderate to significant adverse effect, or a long-term disturbance to resource use and availability, with a potentially minimal adverse effect.

Proposed Timeframe for Community Response: A response is requested within 45 calendar days.

Community Response: This requires a formal response from the community to initiate the workplan and formalize consultation.

Crown Decision Timeframe: Decision anticipated within 90 days

A letter is sent to the community reporting the Crown decision.

Level 3 Consultation

General Process for Consultation: The process is department facilitated between the First Nation and the company. Number of consultation meetings to be determined through the consultation workplan.

Follow up is required.

Potential Impact: There is a long-term or permanent disturbance to resource use and availability, with a potentially adverse effect.

(The presence, duration, size and intensity of exploration activities, near or at climax, may require continuous presence on the land.)

Proposed Timeframe for Community Response: A response is required within 60 calendar days.

Reasonable timeframes need to be established for decisions. Mine production involves multiple levels of approval and the involvement of multiple departments and provincial and federal Environmental Act processes and licences.

Under the Mines and Minerals Act, all proposed mine developments require mine closure and rehabilitation plans, which are included in the consultation process for mine development and required approvals.

Community Response: This requires a formal response from the community to initiate the workplan and formalize consultation.

Crown Decision Timeframe: Decision anticipated to exceed 90 days

A letter is sent to the community reporting the Crown decision.

***Timeframes, as outlined above for community response as part of the Crown-Aboriginal Consultation process, are recommended as reasonable timeframes to be established. It is recognized that there may be exceptional circumstances that may require extending the timeframes, and these circumstances will be considered on a case-by-case basis.