

SCHEDULE B

TABLE OF CONDITIONS
FOR THE

ESKAY CREEK REVITALIZATION PROJECT

(PROJECT)

ENVIRONMENTAL ASSESSMENT CERTIFICATE #M26-01

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DEFINITIONS

Application	Revised Application from Eskay Creek Mining Limited, a wholly owned subsidiary of Skeena Resources Limited, dated April 14, 2025, to the Environmental Assessment Office applying for an Environmental Assessment Certificate, pursuant to Section 27 of the <i>Environmental Assessment Act</i> , accepted for review on May 30, 2025.
Care and Maintenance	A period, not including Reclamation and Closure, when Construction or Operations cease for more than 90 days continuously or upon receipt of a Notice from the Holder under Condition 14.
Collaborate/Collaboration	Working together in a respectful and meaningful way to understand and respect each other's perspectives with the shared objective of achieving consensus.
Construction	The phase of the Project commencing when physical alteration of land, vegetation or any other aspect of the natural environment occurs, including upgrading, repairing, replacing, or removing, any new or existing work or infrastructure. Construction does not include any activities conducted solely for investigative or exploration purposes under a valid permit or authorization or solely for the existing Eskay Creek Mine Site.
Declaration Act Agreement	The Declaration Act Consent Decision-Making Agreement for Eskay Creek Project, dated June 6, 2022, and any amendments to the Agreement.
Holder	The person to whom this Certificate has been issued, or, if this Certificate has been transferred in accordance with Section 33 of the Act, the person to whom this Certificate has been transferred.
Notice	Means a notice in writing and "Notify" means to provide a Notice.
Operations	The phase of the Project during which mine production will occur, including activities associated with mining, milling and shipping, and other operations such as water management and water treatment.
Post-Closure	The phase of the Project following completion of the Reclamation and Closure phase, consisting of predominately water treatment, site maintenance and post-closure monitoring.
Qualified Professional	A person who has the training, experience and expertise in a discipline relevant to the field of practice set out in the condition, and who is registered with the appropriate professional organization

	in British Columbia, is acting under that organization's code of ethics and is subject to disciplinary action by that organization.
Qualified Person	A person who has the training, experience and expertise in a discipline relevant to the field of practice as set out in the condition.
Quiet Enjoyment of Land	Tahltan's peaceful enjoyment of the lands and waters in Tahltan Nation Territory as that term is used by the court in <i>Yahey v. British Columbia</i> , 2021 BCSC 1287.
Reclamation and Closure	The phase of the Project where all development and production ceases. This phase includes water management and water treatment and active reclamation and closure, including dismantling and removal of facilities, reclamation cover placement and revegetation.
Tahltan Aboriginal Rights	Tahltan's Aboriginal rights, recognized and affirmed under Section 35 of the <i>Constitution Act</i> , 1982.
Tahltan Satisfaction	The outcome of the process set out in subsections 1.5 through 1.8 or subsections 2.6 through 2.8, as applicable.
Transportation Corridor	The area of Highway 37 used between the mine site and port facilities located in the District of Stewart; between the mine site and Iskut; from the mine site along Highway 37 to the Nass Area; and along Highway 37 within the Nass Area and Nass Wildlife Area.
Work With	Engage with TCG and, as requested by TCG, the Tahltan communities, on the development of plans, programs or other documents to: a) Identify how Project activities may interact with locations where Tahltan members exercise Tahltan Aboriginal Rights, to the extent those locations are identified by TCG and Tahltan communities to the Holder; b) Identify disturbances from the Project that could affect the exercise of Tahltan Aboriginal Rights based on input provided by TCG and Tahltan communities; c) Identify mitigation measures for any Project activity that will interact with the exercise of Tahltan Aboriginal Rights; and d) Implement mitigation measures to avoid or reduce effects to the exercise of Tahltan Aboriginal Rights and peaceful enjoyment of the lands and waters, including the timing, extent, and location of the mitigation measures.

Workers	Any person employed by the Holder of the Certificate, associated contractor(s) or subcontractor(s), working at the Project, or being housed in accommodations provided for the purpose of the Project's Construction and Operations.
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ACRONYMS

AOI	Area of Interest
EA	Environmental assessment
EAO	Environmental Assessment Office
ECCC	Environment and Climate Change Canada
ECRP	Eskay Creek Revitalization Project
ENV	Ministry of Environment and Parks
IEM	Independent Environmental Monitor
LAA	Local Assessment Area
LOM	Life of mine
MCM	Ministry of Mining and Critical Minerals
MOTT	Ministry of Transportation and Transit
MRSA	Mine Rock Storage Area
NLG	Nisga'a Lisims Government
POC	parameter of concern
TCG	Tahltan Central Government
TMSF	Tom MacKay Storage Facility
TSKLH	Tsetsaut Skii km Lax Ha
WLRS	Ministry of Water, Land and Resource Stewardship

CONDITIONS

1. Document Review

- 1.1 The requirements within subsections 1.3 and 1.4 apply to plans, programs or other documents, and any updates to those plans, programs or other documents, required by Conditions 11, 13, 14, 16, 19, 20, 21, 22, 23, 24, 25, 27, 28, 29, 30, 31, 32, 33, 34, 35 and 36 in this Certificate.
- 1.2 The requirements within subsections 1.5, 1.6, 1.7 and 1.8 apply to plans, programs, or other documents, and any updates to those plans, programs or other documents, required by Conditions 27, 28, 29, 30, 31, 32, 33, 34, 35 and 36 in this Certificate.
- 1.3 The EAO may, within 45 days, or another period if a condition in this Certificate provides otherwise, of receiving a document required by a condition identified in subsection 1.1, Notify the Holder that:
 - a) the Holder may implement the actions in the document, unless the requirements within subsections 1.5, 1.6, 1.7 and 1.8 apply to the document and, under those requirements, the Holder may not proceed with implementing the actions in the document; or
 - b) a revised document must be provided in accordance with the EAO's instructions, including any additional consultation required by the EAO.
- 1.4 If the EAO does not Notify the Holder within the period referred to in subsection 1.3, the Holder may implement the actions in the document, unless:
 - a) the applicable condition identified in subsection 1.1 provides otherwise; or
 - b) the requirements within subsections 1.5, 1.6, 1.7 and 1.8 apply to the document and, under those requirements, the Holder may not proceed with implementing the actions in the document.
- 1.5 The TCG may, within 45 days, or another period if a condition in this Certificate provides otherwise, of receiving a document required by a condition identified in subsection 1.2:
 - a) review the Holder's document to consider whether:
 - i. the requirements of the relevant condition have been fulfilled;
 - ii. the Holder has made efforts to align the Project with applicable Tahltan Sustainability Criteria and Tahltan Core Priorities; and
 - iii. Collaboration with TCG has occurred, where required by a condition;
 - b) consider the Notice provided by the Holder under Condition 5; and
 - c) Notify the EAO and the Holder that:
 - i. the document meets Tahltan Satisfaction; or
 - ii. the document does not yet meet Tahltan Satisfaction.
- 1.6 If the TCG Notifies the EAO and the Holder under subparagraph 1.5(c)(ii):
 - a) TCG may engage with the Holder on the document to identify further revisions to the document that could meet Tahltan Satisfaction;

- b) the EAO will Collaborate with TCG on instructions for further revisions to the document that could meet Tahlitan Satisfaction; and
 - c) if the EAO determines that further revisions are required, the EAO will provide instructions to the Holder for further revisions.
- 1.7 If, following completion of the process set out in subsection 1.6, the EAO and TCG disagree about requiring other revisions to the document:
- a) TCG may, within 45 days of Notifying the Holder under subparagraph 1.5(c)(ii), Notify the EAO and the Holder of any outstanding concerns with the document; and
 - b) the EAO and TCG will engage about any outstanding concerns provided under paragraph 1.7(a) and the EAO will, within 45 days of TCG's Notice under paragraph 1.7(a), Notify the Holder that:
 - i. the Holder may implement the actions in the document, with or without required revisions to the document; or
 - ii. the Holder may not implement the actions in the document and the Holder must revise the document in accordance with instructions provided by the EAO.
- 1.8 If the TCG does not Notify the EAO and the Holder within the period referred to in subsection 1.5 or 1.7, or TCG Notifies the EAO and the Holder under subparagraph 1.5(c)(i), the Holder may implement the actions in the document, unless:
- a) the applicable condition identified in subsection 1.2 provides otherwise; or
 - b) under the requirements within subsections 1.3 and 1.4, the Holder may not proceed with implementing the actions in the document.

2. Document Implementation

- 2.1 The requirements within subsections 2.3, 2.4 and 2.5 apply to all plans, programs, or other documents required by Conditions 11, 13, 14, 16, 19, 20, 21, 22, 23, 24, 25, 27, 28, 29, 30, 31, 32, 33, 34, 35 and 36 in this Certificate.
- 2.2 The requirements within subsections 2.6, 2.7 and 2.8 apply to all plans, programs, or other documents required by Conditions 19.4, 20.4, 21.4, 23.4, 24.4, 25.4, 27, 28, 29, 30, 31, 32, 33, 34, 35 and 36 in this Certificate.
- 2.3 The EAO may require the Holder to make revisions to any document if the EAO determines that the implementation of the document is not:
- a) meeting one or more objectives set out in the relevant condition of this Certificate or the purpose and objectives set out in the document as required by paragraph 3.2(a);
 - b) having the effects, set out in the document, that are contemplated or intended; or
 - c) consistent with changes in industry best practices or technology.
- 2.4 The EAO may, within 45 days, or another period if a condition in this Certificate provides otherwise, of receiving a revised document required by a condition identified in subsection 2.1, including a revised document based on subsection 2.3 or paragraph 3.2(h), Notify the Holder that:

- a) the Holder may implement the actions in the revised document, unless the requirements within subsections 2.6, 2.7 and 2.8 apply to the document and, under those requirements, the Holder may not proceed with implementing the actions in the document; or
 - b) a revised document must be provided in accordance with the EAO's instructions, including any additional consultation required by the EAO.
- 2.5 If the EAO does not Notify the Holder within the period referred to in subsection 2.4, the Holder may implement the actions in the revised document, unless:
- a) the applicable condition identified in subsection 2.1 provides otherwise; or
 - b) the requirements within subsections 2.6, 2.7 and 2.8 apply to the document and, under those requirements, the Holder may not proceed with implementing the actions in the document.
- 2.6 The TCG may, in relation to the Holder's implementation of a document required by a condition identified in subsection 2.2, Notify the EAO and the Holder that the Holder's implementation of the document does not yet meet Tahltan Satisfaction.
- 2.7 If the TCG Notifies the EAO and the Holder under subsection 2.6:
- a) TCG may engage with the Holder on the Holder's implementation of the document to identify steps in relation to the Holder's implementation of the condition, or revisions to the document, that could meet Tahltan Satisfaction;
 - b) the EAO will Collaborate with TCG on any steps that may be required in relation to the Holder's implementation of the condition, and any revisions to the document, that could meet Tahltan Satisfaction; and
 - c) the EAO may require the Holder to take steps in relation to the Holder's implementation of the condition, or to make revisions to any document, if the EAO determines that the implementation of the document is not:
 - i. meeting one or more objectives set out in the relevant condition of this Certificate or the purpose and objectives set out in the document, as required by paragraph 3.2(a);
 - ii. having the effects, set out in the document, that are contemplated or intended;
 - iii. mitigating the predicted or estimated effects to Tahltan Core Priorities or Tahltan Sustainability Requirements;
 - iv. meeting Tahltan Satisfaction, considering any applicable Notice provided under Condition 5; or
 - v. consistent with changes in industry best practices or technology.
- 2.8 If, following completion of the process set out in subsection 2.7, the EAO and TCG disagree about requiring other revisions to the document or requiring any steps in relation to the Holder's implementation of the condition:
- a) TCG may, within 45 days of providing a Notice under subsection 2.6, Notify the EAO and the Holder of any outstanding concerns with the document; and

- b) the EAO and TCG will engage about any outstanding concerns provided under paragraph 2.8(a) and the EAO will, within 45 days of TCG's Notice under paragraph 1.7(a), Notify the Holder that:
 - i. the Holder implement the actions in the document, with or without further required revisions to the document or required steps in relation to the Holder's implementation of the condition; or
 - ii. the Holder may not implement the actions in the document and the Holder must revise the document in accordance with instructions provided by the EAO.

3. Document Development

- 3.1 The requirements within this condition apply to all plans or programs, and any updates to those plans or programs, required in this Certificate.
- 3.2 The Holder must ensure that each document includes the following information:
 - a) purpose and objectives of the document;
 - b) roles and responsibilities of the Holder, Project personnel and any contractors employed for the purposes of implementing the document;
 - c) names and, if applicable, professional certifications and professional stamps, of those responsible for the preparation of the document;
 - d) schedule for implementing the actions in the document throughout the relevant project phases;
 - e) how the effectiveness of any mitigation measures will be evaluated including the schedule for evaluating effectiveness;
 - f) how the Holder will implement adaptive management to address effects of the Project if the monitoring conducted under subsection 3.3 shows that those effects:
 - i. are not being mitigated to the extent contemplated in the Application; or
 - ii. are different than those predicted in the Application;
 - g) schedules and methods for the submission of reporting required under the applicable condition, and the form and content of those reports;
 - h) process and timing for updating the document, including any consultation with parties listed in the condition that would occur in connection with such updates; and
 - i) process and timing for updating the document, including a description of any Collaboration undertaken with TCG.
- 3.3 The Holder must ensure that if a document includes monitoring requirements, the document includes:
 - a) a description of baseline information that will be used to support monitoring of the effectiveness of mitigation;
 - b) the methods, location, frequency, timing, duration and, where required, the calibration and/or auditing requirements of monitoring; and
 - c) the scope, content and frequency of reporting of the monitoring results.

- 3.4 If a party is succeeded by another entity or if the responsibilities of a government agency change, the Holder must consult with the new entity or new responsible government agency.

4. Consultation

- 4.1 Where a condition of this Certificate requires the Holder to consult a party or parties regarding the content of a document, the Holder must, to the satisfaction of the EAO:
- a) provide a Notice to each such party that:
 - i. includes a draft of the document;
 - ii. invites the party to provide its views on the content of the document; and
 - iii. indicates:
 - A) if a timeframe for providing views to the Holder is specified in the relevant condition of this Certificate, that timeframe; or
 - B) if a timeframe for providing views to the Holder is not specified in the relevant condition of this Certificate, a reasonable period during which the party may submit views to the Holder;
 - b) undertake a full and impartial consideration of the views and other information provided by a party;
 - c) provide a written explanation to each such party that provided views as to:
 - i. how the views and information provided by the party have been considered and addressed in a revised version of the document; or
 - ii. why the views and information have not been addressed in a revised version of the document;
 - d) maintain a record of consultation with each party regarding the document; and
 - e) provide a copy of the consultation record to the EAO at the same time the associated document is submitted to the EAO.

5. Tahltan Satisfaction

- 5.1 Where the development of, or an update to, a plan, program, report or other document must meet Tahltan Satisfaction, the Holder must complete the processes set out in section 5.3.
- 5.2 Where the Holder's implementation of a plan, program or other document must meet Tahltan Satisfaction, the Holder must complete the processes set out in subsection 5.4.
- 5.3 At the time that the Holder is required to complete the development of, or an update to, a plan, report or other document that must meet Tahltan Satisfaction, the Holder must provide a Notice to TCG and EAO that:
- a) describes how the plan, report or document has met or is meeting the specific requirements of the relevant condition and will meet Tahltan Satisfaction;
 - b) describes how the plan, report or document contributes to the Holder's efforts to align the Project with applicable Tahltan Sustainability Criteria and Tahltan Core Priorities;

- c) if Collaboration with TCG is required by a condition, summarizes outcomes of Collaboration with TCG; and
 - d) describes how any changes to the plan, report or document requested by TCG were incorporated and provide an explanation for any changes that were not incorporated.
- 5.4 If the TCG provides a Notice to the EAO and the Holder under subsection 2.6, then, within 45 days of receiving that Notice, the Holder must provide a Notice to TCG and EAO that:
- a) describes how the Holder's implementation is meeting or will meet Tahltan Satisfaction;
 - b) describes how the Holder's implementation contributes to the Holder's efforts to align the Project with applicable Tahltan Sustainability Criteria and Tahltan Core Priorities;
 - c) if Collaboration with TCG is required by a condition, summarizes outcomes of Collaboration with TCG; and
 - d) describes how any changes to the Holder's implementation requested by TCG will be incorporated and provide an explanation for any changes that will not be incorporated.

6. "Work With" Condition

- 6.1 Where a Condition identifies the Holder must Work With TCG, the Holder must comply with Condition 6 as initial steps and throughout the development, implementation, and updating of plans, programs, and other documents, and the specific requirements for the Condition prior to seeking Tahltan Satisfaction throughout the LOM and post-closure.
- 6.2 The Holder must consider being a signatory of a Tahltan Knowledge Protocol or other information governance agreements with TCG that are inclusive of the work required to protect Tahltan knowledge, confidential information, and sensitive information.
- 6.3 Where a Condition identifies the Holder must Work With TCG, the Holder will Work With TCG through the Tahltan principle of Kotah (visiting) to holistically and respectfully seek information and guidance through efficient and respectful processes.

7. Tahltan Sources and Types of Knowledge

- 7.1 Where the Holder is required to develop, update or implement a plan, report or other document to Tahltan Satisfaction, the sources and types of information that the Holder must consider include:
- a) Tahltan Knowledge, as defined in the Declaration Act Agreement, and Tahltan Core Priorities, as defined in Chapter 4 of the Application and in the Tahltan Risk Assessment Report;
 - b) the Tahltan Risk Assessment Report, the Tahltan Risk Assessment Factors as defined in the Declaration Act Agreement, the Tahltan Sustainability Requirements as defined in the Declaration Act Agreement, and the Tahltan Impact Assessment Policy;
 - c) Tahltan technical knowledge and best management practices; and
 - d) relevant information about and made available to the Holder through programs required by this Certificate, permits or other authorizations for the Project, or other

programs implemented by the Holder, TCG, and other governments or other third parties.

8. Compliance Verification and Reporting

- 8.1 The Holder must provide to the EAO and TCG any document, data or information requested by the EAO for the purposes of compliance inspection and verification. The Holder must provide any document, data or information requested within the timeframe and in the manner specified by the EAO.
- 8.2 The Holder must submit a report to the Compliance and Enforcement Branch of the EAO and TCG on the status of compliance with this Certificate at the following times, unless otherwise authorized by the EAO:
 - a) at least 30 days prior to the start of Construction;
 - b) on or before March 31 in each year after the start of Construction;
 - c) at least 30 days prior to the start of Operations;
 - d) on or before March 31 in each year after the start of Operations;
 - e) at least 30 days prior to the start of Reclamation and Closure; and
 - f) on or before March 31 in each year after the start of Reclamation and Closure until the end of Reclamation and Closure.
- 8.3 The reports referred to in subsection 8.2 must be in a form satisfactory to the EAO. The EAO may adjust or extend this reporting requirement by Notifying the Holder.

9. Project Status Notification

- 9.1 The Holder must Notify the Compliance and Enforcement Branch of the EAO, and TCG, that the Project will be in Construction, Operations, Reclamation and Closure, and Post-Closure. The notification must be received by the Compliance and Enforcement Branch of the EAO, and TCG, at least 30 days prior to the planned commencement of Construction, Operations, Reclamation and Closure, and Post-Closure.
- 9.2 The Holder must Notify the EAO, within 30 days after the issuance of this Certificate, of the primary contact for the Project and provide the physical address, email address and phone number(s) of the primary contact.
- 9.3 Should the primary contact for the Project change, the Holder must Notify the EAO within 30 days of the change and provide the name, physical address, email address and phone number(s) of the new primary contact.

10. Compliance Notification

- 10.1 The Holder must Notify the Compliance and Enforcement Branch of the EAO, and TCG, as soon as practicable, and in any event no more than 72 hours, after the Holder determines that the Holder has, or likely has, failed to comply with this Certificate.

11. Independent Environmental Monitor

11.1 The Holder must retain an Independent Environmental Monitor (IEM) throughout the Construction and Operations phases. The IEM may include one or more people as the lead IEM and one or more people as delegate IEMs.

- a) the lead IEM must be a Qualified Professional with a minimum of five years' experience in monitoring the phase of the Project to which they will be assigned, unless otherwise approved by the EAO.
- b) any delegate IEM must be a Qualified Professional with a minimum of one years' experience in monitoring the phase of the Project to which they will be assigned, unless otherwise approved by the EAO.

11.2 The Holder must develop the terms of engagement for the IEM in consultation with TCG.

11.3 The Holder must ensure that the terms of engagement include, at a minimum, the following:

- a) a requirement for the IEM to undertake the following actions as directed by the EAO:
 - i. observe, record for, and report to the Compliance and Enforcement Branch of EAO with respect to the Holder's compliance with this Certificate; and
 - ii. provide information on compliance to the Compliance and Enforcement Branch of EAO and to TCG;
- b) the role, responsibilities and qualifications of the IEM;
- c) that the Holder must provide to the IEM any information relevant to the IEM's role and responsibilities as described per paragraph 11.3(b), as requested by the IEM;
- d) that the Holder must allow the IEM to access the Project site at any time except in limited circumstances as described in the terms of engagement;
- e) the nature and frequency of monitoring;
- f) the information to be provided to TCG;
- g) the situations in which the IEM has authority from the Holder or under other provincial or federal authorizations to stop work on part or all of the Project if the IEM determines that:
 - i. the Holder has not, or may have not, complied fully with the requirements of this Certificate; and
 - ii. stopping work is necessary to prevent or reduce Project-related adverse effects as determined by the IEM;
- h) the process and timing for updating the terms of engagement, including consultation with the TCG that would occur in connection with such updates; and
- i) the requirement that, on completion of Construction and Operations, the IEM must submit a project phase completion report to the Compliance and Enforcement Branch of EAO. The report(s) must be written by the lead IEM and must include:
 - i. a record of all non-compliances with this Certificate; and
 - ii. a record of all instances where the IEM required work be stopped for the reasons referred to in paragraph 11.3(g).

- 11.4 The Holder must not start Construction until the IEM and the terms of engagement have been approved by the Compliance and Enforcement Branch of the EAO.
- 11.5 Subject to any exceptions set out in the terms of engagement for the IEM, when the IEM provides information or reports to the Compliance and Enforcement Branch of EAO, the Holder must not review such information or reports in advance of the IEM providing such information or reports to the Compliance and Enforcement Branch of EAO.
- 11.6 No later than 30 days prior to the planned commencement of Construction, the Holder must:
- a) provide to the Compliance and Enforcement Branch of EAO, for approval, the name, organization and qualifications of the proposed IEM and the IEM terms of engagement; and
 - b) provide Notice to the TCG of the name, organization and qualifications of the proposed IEM.
- 11.7 Prior to changing the IEM, the Holder must provide the name, organization and qualifications of the proposed new IEM to:
- b. the EAO for approval; and
 - c. TCG for information.
- 11.8 The Holder must ensure that the IEM is complying with the terms of engagement throughout the Construction and Operations.

12. Tahltan Sustainability Reporting

- 12.1 The Holder must produce reports describing the Project's progress towards alignment with Tahltan's Sustainability Requirements and Tahltan Core Priorities.
- 12.2 The Holder must submit a report to TCG every 3 years from issuance of the TCG Notice of Decision throughout all Project phases, including throughout Post-Closure.
- a) upon submission of each report to TCG, the Holder must provide a Notice to the EAO that details:
 - i. date of submission to TCG; and
 - ii. any commitments to additional engagement with TCG as per subsection 12.4.
- 12.3 Each report must include at least the following:
- a) summary of the Project's effects as compared to those predicted in the Application;
 - b) summary of the effectiveness of mitigations as described in the Application or prescribed in Conditions;
 - c) an assessment of how the Project's plans, programs and any other measures are advancing alignment of the Project with each of the Tahltan Sustainability Requirements and Tahltan Core Priorities, or for a specific subset of Tahltan Sustainability Requirements and Tahltan Core Priorities as identified by TCG as per subsection 12.5; and

- d) additional recommendations from appropriate Qualified Professionals or Qualified Persons for actions to increase the Project's alignment with Tahltan Sustainability Requirements and Core Priorities, and any associated commitments by the Holder for implementation of recommendations.

12.4 If the report identifies that the Project is not aligned with one or more of the Tahltan Sustainability Requirements and the Tahltan Core Priorities, then the Holder must undertake additional engagement with TCG regarding:

- a) additional or modified measures to mitigate effects; and
- b) engagement of a Qualified Professional or Qualified Person by the Holder to reassess and recommend additional or modified measures to improve alignment.

12.5 Where the Tahltan Sustainability Requirements and Tahltan Core Priorities are not met, TCG may issue guidance to the Holder regarding TCG expectations for the subsequent report.

13. Construction Environmental Management Plan

13.1 The Holder must retain one or more Qualified Professionals to develop a Construction Environmental Management Plan. The Construction Environmental Management Plan must be developed in consultation with TCG, MCM, and ENV.

13.2 Following development of the plan, the Holder must provide the Construction Environmental Management Plan to the EAO for review a minimum of 30 days prior to the planned commencement of Construction.

13.3 The Construction Environmental Management Plan must include at least the following:

- a) how the mitigation measures in Table 5-1 in Appendix A-01 of the Application identified to be included in the Construction Environmental Management Plan will be implemented; and
- b) at a minimum, how the following will be addressed:
 - i. human-wildlife conflict;
 - ii. invasive plants management;
 - iii. erosion and sediment control;
 - iv. site restoration;
 - v. waste management; and
 - vi. spill prevention and response related to hydrocarbon storage and leaks or other accidental emissions from machinery or equipment.

13.4 The Holder must implement the plan, and any updates made pursuant to subsection 2.3 or paragraph 3.2(h), throughout Construction, under the direction of a Qualified Professional retained by the Holder, and to the satisfaction of the EAO.

14. Care and Maintenance Plan

- 14.1 The Holder must retain a Qualified Professional to develop a Care and Maintenance Plan. The Care and Maintenance Plan must be developed in consultation with TCG, MCM and ENV.
- 14.2 Following development of the plan, the Holder must provide the Care and Maintenance Plan to the EAO for review 30 days prior to the commencement of Construction.
- 14.3 The Holder must Notify the EAO of the date on which the Project enters Care and Maintenance. The notification must be received by the EAO no later than 90 days after Construction or Operations ceased.
- 14.4 The Holder must ensure that the Care and Maintenance Plan includes, at a minimum, the means by which the following will be addressed during Care and Maintenance:
- a) sediment and erosion control;
 - b) management of tailings and waste rock;
 - c) building maintenance;
 - d) measures to monitor and mitigate adverse effects to human health, wildlife, water quality and air quality;
 - e) access management; and
 - f) spill prevention and response for hydrocarbon storage and leaks or other accidental emissions from machinery or equipment.
- 14.5 The Holder must ensure that the Care and Maintenance Plan includes a description of how each condition in this Certificate would apply in full, apply in part, or cease to apply during Care and Maintenance, and provide a rationale for any conditions proposed to apply in part or cease to apply.
- 14.6 The Holder must implement the plan, and any updates made pursuant to subsection 2.3 or paragraph 3.2(h), throughout Care and Maintenance, under the direction of a Qualified Professional retained by the Holder, and to the satisfaction of the EAO.
- 14.7 To the extent there is a conflict between the Care and Maintenance Plan, as approved by the EAO, and the conditions in this Certificate, the Care and Maintenance Plan applies.

15. Public Information

- 15.1 The Holder must establish a dedicated Project website or an alternative online medium that provides the same or better access to the Project information as a traditional website. The Holder must make the information required in subsection 15.2 available to the public without online tracking, or the need for registration, credentials or payment.
- 15.2 The Holder must include the following information on the website or alternative online medium:
- a) copy of the Certificate and any amendments thereto;
 - b) a description of the Project and the current Project status;
 - c) the date of the last update of the website or alternative online medium;

- d) contact information for the Holder;
- e) a description of how to submit questions or concerns about the Project to the Holder;
- f) the means by which the Holder will respond to any questions or concerns submitted about the Project;
- g) current versions of all plans required to be provided to the EAO by this Certificate, unless otherwise authorized by the EAO; and
- h) information on any upcoming public engagement activities related to the Project.

15.3 The Holder must establish the website or alternative online medium at least 30 days prior to the planned commencement of Construction. The website or alternative online medium must be maintained throughout all Project phases and reviewed at least quarterly for any necessary updates, unless otherwise authorized by the EAO.

16. Net-Zero Plan

16.1 In this condition:

- a) “Residual emissions” means those emissions that remain after application of the measures referred to in the Holder’s Net-Zero Plan in the Application, dated April 2025, and that are expected to continue in 2050 and each year thereafter; and
- b) “BC Offset Units” means offset units as defined in the *Greenhouse Gas Industrial Reporting and Control Act* (2014).

16.2 The Holder must implement, to the satisfaction of the EAO, the Holder’s Net Zero Plan in the Application, dated April 2025.

16.3 The Holder must, in consultation with the Climate Action Secretariat and TCG, update the plan, to the satisfaction of the EAO, at least every five years during Construction and Operations.

16.4 Starting in 2050 and continuing every year thereafter while the Project is in Operations, the Holder must:

- a) calculate the number of BC Offset Units equal to the Residual Emissions reported for a year, plus emissions attributable to energy acquired for the Project;
- b) cause to be retired the BC Offset Units, referred to in paragraph 16.4(a), in the BC Carbon Registry by November 30th of the following year; and
- c) provide an annual report to the EAO and the Climate Action Secretariat, to the satisfaction of the EAO, demonstrating that the requirements described in paragraphs 16.4(a) and (b) have been met.

16.5 As part of the Net-Zero Plan updates referred to in 16.3, the Holder must include an update of the amount and type of low-carbon energy currently used, and planned to be used in future years, including a procurement plan for renewable diesel, reflecting anticipated market conditions, and provide an update on efforts to procure additional electricity supply to the Project.

16.6 The Holder must implement the plan and any updates made pursuant to subsection 2.3, paragraph 3.2(h) and subsection 16.3, throughout Construction and Operations under the direction of a Qualified Person retained by the Holder and to the satisfaction of the EAO.

17. Water Quality and Quantity Model Validation Report

17.1 The Holder must retain one or more Qualified Person(s) with a minimum of 5 years' experience in monitoring effects of mines to water quality and quantity, or as otherwise authorized by the EAO, to develop a report that verifies the water quality and quantity modelling assumptions, results and predictions as described in the Application. This report is intended to inform any water management plans that are submitted pursuant to *Mines Act* and *Environmental Management Act* permit requirements.

17.2 The Holder must ensure that the report includes at least the following:

- a) the location of water quality and hydrometric monitoring stations;
- b) data collection methods for monitoring;
- c) a definition of what constitutes a change from the effects predicted in the Application;
- d) identification of where monitoring results differ from the effects predicted in the Application; and
- e) any recommendations for remodeling and/or updates to water management plans referenced under subsection 17.1.

17.3 The report must be provided to the EAO within 2 years following the commencement of Construction. The report must be to the satisfaction of the EAO.

18. Fish Tissue Report

18.1 The Holder must retain a Qualified Professional to develop a report on fish tissue monitoring. The report must be developed in Collaboration with TCG.

18.2 The report must include at least the following:

- a) results of additional fish tissue baseline data collected, including samples from the Unuk River mainstream at far-field locations downstream of Harrymel Creek;
- b) identification of potential contaminants of concern and their baseline concentrations within fish tissues, including but not limited to selenium and arsenic; and
- c) interpretation of the fish tissue data collected.

18.3 The Holder must provide the report to the EAO, TCG, ENV and ECCC within 2 years following the commencement of Construction. The report must be to the satisfaction of the EAO.

19. Wildlife Effects Monitoring Plan

19.1 The Holder must retain a Qualified Professional to develop a plan for monitoring adverse Project effects to wildlife and wildlife habitat. The plan must be developed in Collaboration with TCG and in consultation with MCM, ENV, and WLRS. For clarity, this plan is intended

to complement and inform any Wildlife Management plans that are submitted pursuant to *Mines Act* requirements.

19.2 Following development of the plan, the Holder must provide the plan to the EAO and TCG for review a minimum of 30 days prior to the planned commencement of Construction, unless otherwise authorized by the EAO.

19.3 The Holder must ensure that the plan includes at least the following:

- a) methods and timelines for the long-term monitoring of:
 - i. environmental bioaccumulation and metal uptake;
 - ii. impediments to wildlife movement, including movement corridor monitoring;
 - iii. loss of wildlife habitat;
 - iv. specific monitoring of species of importance to Tahltan, including but not limited to:
 - A) barn swallow;
 - B) mountain goat;
 - C) moose; and
 - D) bear.
- b) identification of appropriate thresholds that will require implementation of immediate-response actions and identification of specific immediate-response actions regarding the monitoring described in paragraph 19.3(a).

19.4 The Holder must implement the plan and any updates made pursuant to subsection 2.3 or paragraph 3.2(h), throughout all Project phases, under the direction of a Qualified Professional retained by the Holder, and to the satisfaction of the EAO and the Holder's implementation of the plan must meet Tahltan Satisfaction.

20. Human Health Management and Monitoring Plan

20.1 The Holder must retain one or more Qualified Person(s) with a minimum of 5 years' experience in managing and monitoring effects to human health from industrial projects, unless otherwise authorized by the EAO, to develop a plan for managing and monitoring effects to human health. The plan must be developed in Collaboration with TCG and in consultation with Northern Health.

20.2 Following development of the plan, the Holder must provide the plan to the EAO for review a minimum of 30 days prior to the planned commencement of Construction, unless otherwise authorized by the EAO.

20.3 The plan must include at least the following:

- a) how the mitigation measures described in Table 5-1 in Appendix A-01 of the Application listed as being included in the Human Health Monitoring Program will be implemented;
- b) monitoring of metal POC concentrations in soil and indicator plant/berry species;
- c) a program to test tissues of subsistence food animals (large mammals, small mammals, or birds that are consumed by people) that were killed incidentally or

hunted in the Local Assessment Area (LAA) as defined in Figure 20.3-1 of the Application for POC concentrations; and

- d) monitoring of particulate matter (PM_{2.5}, PM₁₀ and NO₂) concentrations (outdoor and indoor) at all worker camps within the TMSF Area.

20.4 The Holder must implement the plan and any updates made pursuant to subsection 2.3 or paragraph 3.2(h), throughout Construction, Operations, and Reclamation and Closure, under the direction of a Qualified Person retained by the Holder and to the satisfaction of the EAO. The Holder's implementation of the plan must meet Tahltan Satisfaction.

21. Health and Medical Services Plan

21.1 The Holder must retain one or more Qualified Person(s) with a minimum of five years' experience in the planning of health care services for natural resource development projects in rural or remote areas, unless otherwise authorized by the EAO, to develop a plan for health and medical services for the Project workforce. The plan must be developed in Collaboration with TCG and in consultation with Northern Health.

21.2 Following development of the plan, the Holder must provide the plan to the EAO for review a minimum of 30 days prior to the planned commencement of Construction, unless otherwise authorized by the EAO.

21.3 The plan must include at least the following:

- a) identification of how the guidance from "Health and Medical Services Plan Best Management Guide for Industrial Camps" (Northern Health, March 2015, or as updated or replaced from time to time), "Communicable Disease Management Guide: Best Practices for Industrial Work Settings" (Northern Health, January 2023, or as updated or replaced from time to time), "Health and Safety During the Opioid Overdose Emergency: Northern Health's Recommendations for Industrial Camps" (Northern Health, August 2018, or as updated or replaced from time to time), "Northern Health Authority Emergency Roles and Responsibilities" (Northern Health September 2022, or as updated or replaced from time to time), and "Expectations of Industrial Medical Services Providers" (Northern Health, as updated or replaced from time to time) has been incorporated into the Health and Medical Services Plan and a rationale for any guidance from these documents not incorporated;
- b) identification of how guidance and relevant reports provided by TCG's health department to the Holder have been considered;
- c) a description of the following:
 - i. a plan for addressing communicable disease, including risk assessment and management, preparedness, disease and infection prevention, and outbreak protocols;
 - ii. provision of on-site health and medical services to meet the workforce's urgent and non-urgent health care needs, including first aid, primary care, mental health support, medical rooms, emergency management at the worksite and on-site medical staff;

- iii. the means by which the Holder will minimize impacts to local non-urgent care services including:
 - A) a communication strategy and coordination mechanisms between the Holder and local health care service and emergency service providers on matters including patient care and transfer, data collection and reporting;
 - B) encouraging workers to seek medical care through Holder-provided medical services;
 - C) zero-tolerance policies on substance use, violence and harassment, provision of naloxone kits, medical staff education in overdose recognition and response, and worker training on available resources;
- iv. how health reporting will be produced quarterly during Construction and annually for the first five years of Operations, including:
 - A) observational information, where provided by Northern Health, on the management of health and medical services pressures in the region with disaggregated data;
 - B) number of worker visits to site-based or camp-based clinic or aid stations with disaggregated data;
 - C) disaggregated data on Project site referrals to a doctor or nurse practitioner not provided by the Holder; and
 - D) number of on-duty worker visits to hospitals with disaggregated data.

21.4 The Holder must implement the plan, and any updates made pursuant to subsection 2.3 or paragraph 3.2(h), throughout all Project phases, under the direction of a Qualified Person retained by the Holder, to the satisfaction of the EAO. The Holder's implementation of the plan must meet Tahltan Satisfaction.

22. Socioeconomic Management Plan

22.1 The Holder must retain a Qualified Person(s) with a minimum of five years' experience in the planning of socioeconomic programs for natural resource development projects, unless otherwise authorized by the EAO, to develop a plan to manage potential direct socioeconomic effects. The plan must be developed in Collaboration with TCG and in consultation with NLG, TSKLH, Gitanyow and Northern Health.

22.2 Following development of the plan, the Holder must provide the plan to the EAO for review a minimum of 30 days prior to the planned commencement of Construction, unless otherwise authorized by the EAO.

22.3 The Holder must ensure that the plan includes at least the following:

- a) how the mitigation measures described in Table 5-1 in Appendix A-01 of the Application listed under Section 24 (Employment and Economy) will be implemented;
- b) hiring and training measures, which must be informed by consultation with TCG, NLG, TSKLH, Gitanyow and Northern Health, that include:
 - i. prioritizing regional hiring and procurement;
 - ii. providing on the job training and apprenticeship;

- iii. training to promote worker safety and best practices in safety;
- iv. working with regional employment agencies and economic development organizations to assist in planning for increased demand for Construction and Operations Workers;
- v. ensuring the Holder and its contractors will adopt and implement policies and practices for providing opportunities to regional businesses and contractors; and
- vi. considering gender equity and diversity employment measures and practices.
- c) the means by which the Holder will consult with TCG, NLG, TSKLH, Gitanyow, and Northern Health regarding Project activities and actions related to the implementation of mitigation measures for socioeconomic effects;
- d) the means by which the Holder will develop and implement the following:
 - i. measures to promote safe, respectful and inclusive conduct in the workplace and community, including actions to respond to Call for Justice 13.1 in “Reclaiming Power and Place: The Final Report of the National Inquiry into Missing and Murdered Indigenous Women and Girls;”
 - ii. an anti-violence and anti-harassment policy, incorporating gender-appropriate, gender-specific, and culturally appropriate policies and processes; and
 - iii. mandatory cross-cultural awareness training for employees and contractors.
- e) annual employment reporting during Construction and the first five years of Operations. These reports will include information pertaining to the Project labour force, subject to voluntary disclosure and limitations regarding personal confidentiality, specifically:
 - i. the number of people working on the Project (direct and contracted);
 - ii. a profile of the workforce according to voluntarily provided identity factors, such as gender and ethnicity; and
 - iii. aggregate statistics on the home locations of workers.
- f) identification of thresholds to implement further mitigation measures, based on the results of annual employment reporting, developed in consultation with TCG, NLG, TSKLH, Gitanyow, local governments and provincial government agencies.

22.4 The Holder must implement the plan and any updates made pursuant to subsection 2.3 or paragraph 3.2(h) throughout Construction and Operations, under the direction of a Qualified Person retained by the Holder, and to the satisfaction of the EAO.

23. Transportation Corridor Management Plan

23.1 The Holder must retain a Qualified Person with experience in managing transportation effects resulting from industrial projects, unless otherwise authorized by the EAO, to develop a plan to manage road traffic effects resulting from Project-related activities within the Transportation Corridor. The plan must be developed in Collaboration with TCG and developed in consultation with NLG, TSKLH, Gitanyow, and MOTT.

23.2 Following development of the plan, the Holder must provide the plan to the EAO for review a minimum of 30 days prior to the planned commencement of Construction, unless otherwise authorized by the EAO.

23.3 The Holder must ensure that the plan includes at least the following:

- a) how the mitigation measures in Table 5-1 in Appendix A-01 of the Application identified to be included in the Traffic Management Plan will be implemented;
- b) traffic management measures that address effects of increased road traffic resulting from the Project;
- c) measures to increase the Holder's response capacity for highway emergencies and environmental incidents in preparation for potential increase in vehicle incidents;
- d) requirements for the Holder's engagement in provincially-led regional and collaborative highway improvement initiatives along the Transportation Corridor, including those that are targeted at improving highway safety for all, including vulnerable populations;
- e) measures to minimize dust from transportation trucks during transfer from storage facilities;
- f) use of sealed containers and/or sealed truck covers when transporting concentrate from the mine site to the chosen port;
- g) a restriction on workers' use of personal vehicles to access the Project-related transportation routes and require workers to park at designated locations in order to access Project supplied shuttle services/pick-up locations or accommodations; and
- h) an emergency response plan to address any road transportation related accidents or malfunctions.

23.4 The Holder must implement the plan and any updates made pursuant to subsection 2.3 or paragraph 3.2(h), throughout Construction and Operations, under the direction of a Qualified Person retained by the Holder, and to the satisfaction of the EAO. The Holder's implementation of the plan must meet Tahltan Satisfaction.

24. Social Closure Plan

24.1 The Holder must retain a Qualified Person with a minimum of 5 years' relevant experience in the management of the social effects associated with the closure of industrial projects, unless otherwise authorized by the EAO, to develop a plan to minimize the socioeconomic effects resulting from Reclamation and Closure of the Project and its impact on nearby communities. The plan must be developed in Collaboration with TCG.

24.2 Following the development of the plan, the Holder must provide the plan to the EAO for review a minimum of 2 years prior to the planned commencement of Reclamation and Closure, unless otherwise authorized by the EAO.

24.3 The Holder must ensure that the plan includes at least the following:

- a) how the mitigation measures in Table 5-1 in Appendix A-01 of the Application identified to be included in the Social Closure Plan will be implemented;
- b) identification of the communities likely to experience social or economic effects that are to be addressed in this plan and identification of the potential effects;
- c) the means by which the Holder will reduce the effects on workers and local communities when Operations cease, including but not limited to training to support re-employment, skills enhancement and economic transition opportunities for the

Project workforce and local communities in the LAA as described in Figure 24.3-1 of the Application; and

- d) a description of how the means described in paragraph 24.3(c) will:
 - i. minimize the effects on workers and communities; and
 - ii. mitigate any adverse mental health and wellbeing effects from Reclamation and Closure, including Collaboration with Tahltan communities to ensure cultural appropriateness and relevance.

24.4 The Holder must implement the plan and any updates made pursuant to subsection 2.2. or paragraph 3.2(h) in the last year of Operations and throughout Reclamation and Closure and Post-Closure, under the direction of a Qualified Person retained by the Holder, and to the satisfaction of the EAO. The Holder's implementation of the plan must meet Tahltan Satisfaction.

25. End Land Use Plan

25.1 The Holder must retain a Qualified Professional to develop an End Land Use Plan, consistent with Part 10 of the Health, Safety and Reclamation Code for Mines in British Columbia (2024, or as updated or replaced from time to time) at a minimum, for all disturbance areas within the Project footprint. The plan must be developed in Collaboration with TCG and in consultation with MCM. This plan is intended to complement and inform any reclamation plans that are submitted pursuant to the *Mines Act* requirements.

25.2 Following development of the plan, the Holder must provide the plan to the EAO for review a maximum of 90 days following the commencement of Construction, unless otherwise authorized by the EAO.

25.3 The Holder must ensure that the plan includes at least the following:

- a) a definition and description of pre-Project land capability and land use conditions, using maps and tabular inventories, with respect to ecosystems and habitats and other uses in the Project footprint;
- b) a definition and description of the predicted Post-Closure land capability and land use conditions based on changes that are expected to occur to topography and soil conditions due to Project development, using maps and tabular inventories, with respect to ecosystems and habitats, and other uses for the Project footprint;
- c) modelling, or other planning exercises, to reconcile or minimize negative differences or enhance positive benefits between the pre-Project conditions [as per paragraph 25.3(a)] and post-Project projections [as per paragraph 25.3(b)] accounting for, but not limited to, Project design, terrain profiling and contouring, and optimization of soil conditions;
- d) documentation of the forecasted net changes in land capability between pre- and post-Project conditions; and
- e) incorporation of mitigation targets related to valued components examined in the Application, including but not limited to wildlife and wildlife habitat, human health, vegetation and ecosystems.

25.4 The Holder must implement the plan and any updates made pursuant to subsection 2.3. or paragraph 3.2(h) throughout all Project phases, under the direction of a Qualified Professional retained by the Holder, and to the satisfaction of the EAO. The Holder's implementation of the plan must meet Tahltan Satisfaction.

26. Regional Cumulative Effects Initiatives

26.1 The Holder must participate in any TCG, provincial, federal, or Nisga'a Lisims Government (in respect of the Nass Wildlife Area and Nass Area) cumulative effects initiative, in which industry is invited to participate, related to health or transportation, including activities along the Transportation Corridor, unless otherwise authorized by the EAO.

26.2 The Holder must participate in any relevant federal, provincial or Nisga'a Lisims Government initiative, in which industry is invited to participate, related to the regional effects of the use of port facilities in the District of Stewart, including the loading of marine vessels, unless otherwise authorized by the EAO.

27. Tahltan Water Field Verification Program

27.1 The Holder must develop a terms of reference for a Tahltan Water Field Verification Program, including the standards for determining model verification, in Collaboration with TCG, within 6 months of the date of the TCG Notice of Decision and prior to implementing the Tahltan Field Verification Program. The Program will consider other existing and planned monitoring programs, such as any Trigger Response Plans, Adaptive Management Plans, Compliance Monitoring and other items that may be available.

27.2 The terms of reference for the Tahltan Water Field Verification Program must meet Tahltan Satisfaction.

27.3 The Tahltan Water Field Verification Program must include at least:

- a) measures to confirm potential seepage pathways, including fault zones and preferential flow paths for groundwater from the TMSF lateral walls.
- b) measures to confirm potential seepage pathways, including fault zones and preferential flow paths for groundwater, from the MRSA, and South and North Open Pits.
- c) measures to confirm the potential sources of acid-generating, potentially acid-generating and metal(loid)-leaching material including mine waste, stockpiled ore, water treatment sludge, exposed pit walls, pit benches, and any other sources.
- d) measures to identify, consider, and report on the uncertainties with data gathered and predictions made from field verification data as it relates to subsection 27.1 and subsection 27.5.
- e) measurable variations from the predicted conditions reported in the Application consistent with subsection 27.1.

27.4 The Tahltan Water Field Verification Program must be executed and all results, based upon existing data and instrumentation supporting the delivery of subsection 27.1 and subsection 27.5, communicated to TCG, and the EAO, by 180 days before the second or

third raise of the dam, as identified through the terms of reference required under subsection 27.1, and by 120 days before construction of the MRSA.

27.5 If the Tahltan Water Field Verification Program identifies seepage rates or quality that do not meet the outcomes predicted in the Application or the requirements identified in subsection 27.1, hydraulic containment mitigations must be implemented, tested, and effectiveness confirmed prior to the second or third raise of the dam, as identified through the terms of reference required under subsection 27.1, and by 120 days before construction of the MRSA.

27.6 The Holder's development and implementation of, and any updates or revisions to, the Tahltan Water Field Verification Program must meet Tahltan Satisfaction.

27.7 The Holder must continue implementing the Tahltan Water Field Verification Program following provision of the results of monitoring as described in 27.4.

28. Tahltan Water Management Plan

28.1 The Holder must retain a Qualified Professional to develop a Tahltan Water Management Plan in Collaboration with TCG to direct and inform water management and mitigation in the Mountain Pass-Prout Plateau and Project footprint AOIs throughout all phases of the Project, that includes Collaboratively developed Tahltan vision, management, monitoring, and reporting objectives.

28.2 The Holder's development and implementation of, and any updates or revisions to, the plan must meet Tahltan Satisfaction.

28.3 The Holder must provide within 6 months of the TCG Notice of Decision:

- a) a Tahltan Water Management Plan terms of reference that includes at least the following:
 - i. identification of any technical parties and their specific roles in delivering the plan, such as any task force related to water treatment, and others that may be identified by TCG and/or the Holder;
 - ii. a program description, including identification of standards for determining model verifications and plan requirements; and
 - iii. other matters as agreed to by TCG and the Holder.

28.4 The Holder must update the plan to align with *Mines Act* and *Environmental Management Act* permits, if issued.

28.5 The Holder must provide the plan to TCG and the EAO within 1 year of the TCG Notice of Decision.

29. Tahltan Aquatic and Fish Management Plan

29.1 The Holder must retain a Qualified Professional to develop an Aquatic and Fish Management Plan in Collaboration with TCG to direct and inform aquatic and fish management and mitigation on the Mountain Pass-Prout Plateau and Project footprint

AOIs for the ECRP throughout all phases of the Project, that includes Collaboratively developed Tahltan vision, management, monitoring, and reporting objectives.

29.2 The Holder's development and implementation of, and any updates or revisions to, the plan must meet Tahltan Satisfaction.

29.3 The plan must be provided within 1 year of the TCG Notice of Decision.

29.4 The Holder must update the plan to align with the *Mines Act* and *Environmental Management Act* permits, if issued.

30. Tahltan Air Quality Management Plan

30.1 The Holder must retain a Qualified Professional to develop an Air Quality Management Plan in Collaboration with TCG to direct and inform air quality management with mitigations on the Mountain Pass-Prout Plateau and Project footprint AOIs for the ECRP throughout all phases of the Project, that includes Collaboratively developed Tahltan vision, management, monitoring, and reporting objectives.

30.2 The Holder's development and implementation of, and any updates or revisions to, the plan must meet Tahltan Satisfaction.

30.3 The plan must be provided at least 90 days before the commencement of the second year of Construction to the EAO and TCG.

30.4 The Holder must update the plan to align with the *Mines Act* and *Environmental Management Act* permits, if issued.

30.5 The Holder must Work With TCG to develop and implement the plan.

31. Tahltan Reclamation and Effective Closure/Future Generations Plan

31.1 The Holder must retain a Qualified Professional to develop a Reclamation and Effective Closure/ Future Generations Plan in Collaboration with TCG to direct and inform reclamation and closure management in the Consent, Mountain Pass-Prout Plateau and Project Footprint AOIs, that includes Collaboratively developed Tahltan vision, management, monitoring, and reporting objectives throughout all phases of the Project.

31.2 The Holder's development and implementation of, and any updates or revisions to, the plan must meet Tahltan Satisfaction.

31.3 The Holder must provide within 10 months of the TCG Notice of Decision:

- a) a Tahltan Reclamation and Effective Closure/ Future Generations Plan Terms of Reference that includes at least the following:
 - i. identification of any technical bodies and their specific roles in delivering the plan, such as the Water Treatment in Perpetuity Task Force;
 - ii. identification of the design and delivery of the plan identified in subsection 31.1;

- iii. a program description, including identification of standards for determining model verifications and plan requirements, as described in subsection 31.7;
- iv. details on the evaluation described under paragraph 31.7(h) ; and
- v. other matters as determined by TCG and the Holder.

31.4 The plan must be provided to TCG and the EAO within 2 years of the TCG Notice of Decision.

31.5 The Holder must update the plan to align with the *Mines Act* and *Environmental Management Act* permits, if issued.

31.6 The Holder must Work With TCG to develop and implement the plan.

31.7 The plan must include at least the following:

- a) a description of how the effectiveness of the mitigation measures will be evaluated as deemed necessary by the Holder and the TCG;
- b) an update to reclamation and effective closure/future generations monitoring, mitigations to address uncertainties identified by TCG and inform the review of permitting conditions;
- c) identification of Information, monitoring, and mitigations to work to meet Tahltan Sustainability Requirements and Tahltan Core Priorities;
- d) a description of how the Project's bond is sufficient for supporting the restoring of the land and waters to a healthy state to support current and future generations' use and connection to the land and waters including;
 - i. a fully costed closure estimate with the cost estimate including the water treatment capital and operating costs and sludge management costs through LOM and post-closure; and
 - ii. means to address access barriers to continue to support Tahltan long-term access and connection to the land and waters;
- e) the establishment of reclamation research requirements and co-design mitigations and strategies to reduce uncertainties with the mountain pass habitat reclamation success for important wildlife and vegetation habitat values for Tahltan;
- f) identification of strategies for progressive reclamation and implement potential changes to mine components during Operations;
- g) identification of how the land and water will be returned to a level of environmental health that supports future land use by Tahltan; and
- h) an evaluation of the assessments, modelling, mitigations, and monitoring, including the use of techniques such as covers and other means identified by TCG and the Holder, required to address the following:
 - i. reduce contact water/infiltration for treatment and seepage losses from the MRSA;
 - ii. address the PAG and MLARD effects from the exposed pit walls, ore stockpiles, MRSA, and other mine components;
 - iii. complete an assessment of the potential water reduction and change in contaminant loading as a result of a closure cover;

- iv. means for reducing or eliminating the need for mitigations, treatment or monitoring beyond closure;
- v. reclamation and closure mitigations and adjustments to address long-term water management, including options such as diverting Tom McKay Creek through the pit; approaches to reduce pit high wall oxidation; use the diverted water to flush the pit lake back into the waterways if water quality is acceptable, and others such as:
 - A) alternatives for the TMSF cover systems including:
 - B) eliminating the hybrid cover system;
 - C) a water cover with seepage control;
 - D) water shedding anoxic dry cover;
 - E) creating cells in the TMSF to allow progressive reclamation with a dry cover that creates suboxia;
- vi. schedule for the disposal of water treatment sludges in the TMSF, determine if off-site sludge disposal will be required, and include the cost for off-site disposal as part of the closure bonding; and
- vii. additional assessment and update to site-wide closure and reclamation plan considering Tahltan Sustainability Requirements.

32. Tahltan Wildlife and Vegetation Management Plan

- 32.1 The Holder must retain a Qualified Professional to develop a Wildlife and Vegetation Management Plan in Collaboration with TCG to direct and inform wildlife, wildlife habitat, vegetation, and ecosystem management with mitigations on the Consent, Mountain Pass-Prout Plateau and Project footprint AOIs, that includes Collaboratively developed Tahltan vision, management, monitoring, and reporting objectives throughout all phases of the Project.
- 32.2 The Holder's development and implementation of, and any updates or revisions to, the plan must meet Tahltan Satisfaction.
- 32.3 The Holder must provide the plan to TCG and the EAO for review no later than 180 days prior to the commencement of Operations.
- 32.4 The Holder must Work With TCG to develop and implement the plan.

33. Tahltan Food Sovereignty Plan

- 33.1 The Holder must develop a Tahltan Food Sovereignty Plan in Collaboration with TCG to direct and inform food sovereignty and ecosystem health management on the Consent, Mountain Pass-Prout Plateau and Project footprint AOIs, that includes Collaboratively developed Tahltan vision, management, monitoring, and reporting objectives throughout all phases of the Project.
- 33.2 The Holder must provide the plan to TCG and the EAO for review no later than 180 days before the commencement of Operations.

33.3 The Holder's development and implementation of, and any updates or revisions to, the plan must meet Tahltan Satisfaction.

33.4 The Holder must Work With TCG to develop and implement the plan.

33.5 The Holder must Work With TCG, and work in Collaboration with TCG, to include the following in the plan:

- a) identification of the foods to be sampled through this plan;
- b) identification of culturally appropriate practices for sampling activities that also meet the requirements of accepted environmental sampling activities (BC sampling manual);
- c) a description of the measures for Tahltan monitoring and joint monitoring by Tahltan and the Holder of food sovereignty in and around the Consent Area AOI;
- d) development and implementation of a metal-uptake monitoring program focused on wildlife and vegetation health, and the information will also be used in Condition 34 (Tahltan Way of Life Plan), Condition 35 (Tahltan Sociocultural Measures Plan), and Condition 36 (Tahltan Health Plan); and
- e) information collected through Condition 32 (Tahltan Wildlife and Vegetation Management Plan) regarding offsets and ecosystem replacements for suitable wildlife and wildlife ecosystems, or other sensitive Tahltan traditional food sovereignty areas, where disturbance has occurred through past barriers, present, and/or future barriers related to the Project in and around the Consent Area AOI.

34. Tahltan Way of Life Plan

34.1 The Holder must develop, in Collaboration with TCG, a Tahltan Way of Life Plan for the management of effects to Tahltan way of life which includes Tahltan traditional uses for current and future generations, and Quiet Enjoyment of Land, on the Consent, Mountain Pass-Prout Plateau and Project footprint AOIs for the ECRP that is Collaboratively developed with Tahltan vision, management, monitoring, and reporting objectives throughout all phases of the Project.

34.2 The Holder must provide the plan to TCG and the EAO for review no later than 90 days before the commencement of the second year of Construction.

34.3 The Holder's development and implementation of, and any updates or revisions to, the plan must meet Tahltan Satisfaction.

34.4 The Holder must Work With TCG to develop and implement the plan.

34.5 The Holder must Work With and Collaborate with TCG to ensure the plan includes at least the following:

- a) a description of the outcomes of subsection 34.4;
- b) a description of how the effectiveness of the mitigation measures will be evaluated as deemed necessary by the Holder and the TCG, including:
 - i. measures for Tahltan accessing lands for food sovereignty in and around the AOIs, and other Tahltan food sovereignty Way of Life related measures.

- ii. measures to provide consistent access to the MAR from the commencement of the road to a gate placed at km 46 or at the Permitted Mine Area boundary to restore access to Tahltan, including procedural steps to ensure safe access throughout all phases of the project through post-closure.
- c) an assessment of the quality of experience and safety of Tahltan members including for Tahltan accessing lands in the AOs for socio-cultural activities
 - i. mitigation measures to avoid or reduce effects to the Tahltan members' quiet enjoyment of the lands and waters, and way of life and traditional practices including timing, extent, and location of those mitigation measures;
 - ii. a process to set the requirements for future Tahltan generations to determine the status of the access corridors related to the Consent AOs, including:
 - A) plans to reclaim and restore access corridors through Collaboration with TCG; and
 - B) a process to explore Tahltan control of access corridors to sustain the continuation of the exercise of Tahltan's Aboriginal Rights;
- d) update monitoring, mitigations and permitting conditions, including to address uncertainties identified by TCG in Chapter 4 of the Application and in the Tahltan Risk Assessment Report;
- e) identify the values to be sampled through this plan;
- f) identify culturally appropriate practices for sampling activities;
- g) establish the measures for Tahltan and joint monitoring of Quiet Enjoyment of Land, way of life, traditional practices in and around the AOs;
- h) establish the measures for Tahltan accessing lands for Quiet Enjoyment of Land in and around the AOs, and other Quiet Enjoyment of Land way of life related measures.
- i) incorporate findings from metal-uptake, human health, and wildlife monitoring and consider in relation to Tahltan Food Sovereignty
- j) establish thresholds and mitigations for Tahltan objectives as identified in subsection 34.1; and
- k) meet Tahltan objectives as identified in subsection 34.1.

35. Tahltan Sociocultural Measures Plan

35.1 The Holder must develop a Tahltan Sociocultural Measures Plan in Collaboration with TCG and Tahltan communities to direct and inform Tahltan socio-cultural mitigations for Tahltan communities, Tahltan interacting with the ECRP, and for the Regional, Consent, Mountain Pass-Prout Plateau and Project Footprint AOs that includes Collaboratively developed Tahltan vision, management, monitoring, and reporting objectives.

35.2 The Holder's development and implementation of, and any updates or revisions to, the plan must meet Tahltan Satisfaction.

35.3 The Holder must provide the plan to TCG and the EAO no later than 90 days before the commencement of second year of Construction.

35.4 The Holder must Work With TCG to develop and implement the plan.

35.5 The Holder must incorporate findings from this condition, as applicable, into the development and implementation of Condition 33 (Tahltan Food Sovereignty Plan), Condition 34 (Tahltan Way of Life Plan), and Condition 36 (Tahltan Health Plan), in Collaboration with TCG.

36. Tahltan Health Plan

36.1 The Holder must develop a Tahltan Health Plan in Collaboration with TCG and Tahltan communities to direct and inform Tahltan human health mitigations for Tahltan communities, Tahltan interacting with the ECRP, and for the Consent, Mountain Pass-Prout Plateau and Project Footprint AOIs throughout all phases of the Project that includes Collaboratively developed Tahltan vision, management, monitoring, and reporting objectives.

36.2 The Holder's development and implementation of, and any updates or revisions to, the plan must meet Tahltan Satisfaction.

36.3 The Holder must provide the plan to TCG and the EAO no later than 90 days before the commencement of second year of Construction.

36.4 The Holder must Work With TCG to develop and implement the plan.

36.5 The Holder must incorporate findings from this condition, as applicable, into the development and implementation of Condition 32 (Tahltan Wildlife and Vegetation Management Plan), Condition 33 (Tahltan Food Sovereignty Plan), Condition 34 (Tahltan Way of Life Plan), and Condition 35 (Tahltan Sociocultural Measures Plan), in Collaboration with TCG.

37. Tahltan Regional Socio-Cultural Effects Initiatives

37.1 The Holder will Work With TCG on any regional socio-cultural effects initiatives that are undertaken within the Cumulative Effects AOI by TCG or jointly by TCG and the Province of British Columbia to:

- a) update socio-cultural assessments provided in the Application; and
- b) develop recommendations to inform outcomes that are Tahltan specific to aid in addressing concerns and uncertainties identified in the Tahltan Risk Assessment, the Application and other regulatory reviews in Tahltan Nation Territory.

38. Tahltan Regional Cumulative Effects Initiatives

38.1 The Holder will Work With TCG on any regional cumulative effects assessment or management activities that include the Cumulative Effects AOI, that would be based on both Tahltan Cumulative Effects and Provincial Cumulative Effects programs, knowledge, and criteria to inform outcomes, and that would be carried out by TCG or jointly by TCG and the Province.