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**APPENDIX 4.4-A  
Aboriginal Consultation Summary -  
to July 21, 2011**



**Avanti – Kitsault Mine Project  
Aboriginal Consultation Summary – to July 21, 2011**

**Aboriginal Groups**

ROC#	Event Type	Event Date	Stakeholder List	Team List	Comments
337	Open House	06/03/2010	Gitwinksihlkw Village	Indigenuity Consulting Group, Avanti, Greenwood Environmental	1) General: (a) Liked the commitment to high environmental standards. (b) How other moly projects are doing. (c) Gather more info on other moly projects. (d) Types of investment. (e) Desire to partner. (f) Do it right. (g) Nation should have final say on environmental impacts and economic benefits. (h) Litigation with Kitsault. 2) Health & Safety: (a) Health & safety of workers. (b) Develop a health & safety plan. (c) Support independent auditing of worker health & safety. 3) Fish: (a) Studies on chum salmon. (b) Supporting salmon conservation efforts. 4) Ecological Integrity: (a) Lessons learned from other projects. 5) Contamination: (a) Leaching of contaminants into the rivers. (b) Disintegration of diesel. 6) Jobs & Training: (a) Encourage youth to take training. (b) Preparation of workers to be ready when the mine opens. (c) Nisga'a are creating a sustainable employment plan. 7) Access: (a) Prevent access by wildlife. 8) Construction: (a) Environmental safety of construction materials. 9) Open Pit Mining: (a) Size of the pit. 10) Environmental Assessment: (a) Nisga'a to review all environmental studies before a decision is made. (b) Nisga'a to review reports on all products. 11) Transportation: (a) Transportation of fuel to the site. (b) Transportation of product. 12) Spills: (a) Protection of water sources. (b) Damage that could be caused by moly. 13) Roads: (a) Avanti contribution to cost of upgrading gravel roads. (b) Snowfall on roads. 14) Tailings Area: (a) Size. 15) Seismic: (a) Effects of earthquakes. 16) Policing: (a) Need for increased policing.
283	Letter	07/29/2010	Gingolx Village Government	Avanti	1) Thank you letter for having Avanti at the community for the open houses. Summary of major questions and issues attached.
286	Letter	07/29/2010	Gitlaxt'aamiks Village Government	Avanti	1) Thank you letter for having Avanti at the community for the open houses. Summary of major questions and issues attached.
284	Letter	07/29/2010	Gitwinksihlkw Village Government	Avanti	1) Thank you letter for having Avanti at the community for the open houses. Summary of major questions and issues attached.
285	Letter	07/29/2010	Laxgalts'ap Village Government	Avanti	1) Thank you letter for having Avanti at the community for the open houses. Summary of major questions and issues attached.
432	Meeting	02/03/2011	Gitwinksihlkw Village Government	Conexus Research Group	1) Discussed potential individual for Avanti Kitsault Mine Ltd. manager in Nass Valley.
546	Letter	06/03/2011	Laxgalts'ap Village Government	Avanti	1) Concerned that although Avanti identified at the June 2010 open house that there would be significant economic opportunities for Nisga'a members, there is no evidence of significant economic participation by Nisga'a people. Avanti continually hires workmen and contract with various companies from the surrounding area with no consideration for those on Nisga'a traditional lands. Would like an explanation of why opportunities are not being offered to those in the four Nisga'a villages.

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549	Letter	06/14/2011	Laxgalts'ap Village Government	Avanti	1) Response to Laxgalts'ap Village Government's letter of 11/06/03 [see ROC0546]. Avanti has been going through the Nisga'a Commercial Group (as directed by NLG) to hire businesses and employees; to date Avanti has hired eight people and contracted one business. Maximum opportunities will be provided to Nisga'a Nation individuals and businesses as the project moves through the environmental assessment towards project construction and operations; a careers booklet was enclosed. Avanti welcomes feedback and advice to help them achieve this.
552	Letter	07/04/2011	Laxgalts'ap Village Government	Avanti	1) Response to Avanti letter of 11/06/14 [see ROC0549]. NLG has confirmed that they did not give Nisga'a Commercial Group any direction regarding hiring for the Project. They do not expect local job applicants and contracting business to experience what they label as "unfair access" to economic opportunities from the Project. 2) Laxgalts'ap Village Government will be vigilant of any impact benefit agreement negotiations before granting approval for mining operations to proceed. Will always be wary of the social and environmental project impacts, but will weigh the economic benefits as well. 3) Suggested a community meeting to ensure related processes respond to local expectations.

**Gitanyow**

ROC#	Event Type	Event Date	Stakeholder List	Team List	Comments
553	Letter	10/29/2010	CEAA to Gitanyow Hereditary Chiefs Office		1) Provided information on consultation for the federal EA process and the coordinator's role, funding available to support Aboriginal participation and opportunities to comment on the proposed project.
406	E-mail	03/21/2011	Gitanyow Wilp Luuxhon	Avanti	1) Meeting set for 11/03/30 in Terrace.
405	E-mail	03/21/2011	Gitanyow Wilp Luuxhon, Gitanyow Hereditary Chiefs Office	Avanti	1) Avanti requested a meeting with the Gitanyow Hereditary Chiefs Office and Gitanyow Wilp Luuxhon.
407	Letter	03/23/2011	CEAA to Gitanyow Wilp Luuxhon		1) Letter informing Gitanyow Wilp Luuxhon that Avanti has made changes to the Project relating to the ore milling rate and transport options. The revised project description will be made available to the Gitanyow when finalized.
408	E-mail	03/28/2011	Gitanyow Hereditary Chiefs Office	Avanti	1) Tried to set meeting for 11/03/29 or 30; did not work. Will try again for the week of 11/04/18 when Avanti will be in Terrace.
400	E-mail	03/28/2011	Gitanyow Wilp Luuxhon	Avanti	1) Avanti booked a room at the Best Western for the 11/03/31, 9:30 am meeting.

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415	Meeting	03/30/2011	Gitanyow Wilp Luuxhon	Avanti	<p>1) Consultation: Wilp Luuxhon will be representing themselves for this project; they have severed their relationship with the Gitanyow Hereditary Chiefs Office. They provided a list of people who would be involved with the Project.</p> <p>2) Fish and Wildlife: Area east of the Nass Bridge is very important for fishing and hunting.</p> <p>3) Transportation Routes: Either route will affect their territory. Would like to ground truth the road location to their traditional territory and cultural sites. Wilp Luuxhon will prepare a budget for this work.</p> <p>4) Contract Opportunities: Wilp Luuxhon is interested in a long-term relationship with Avanti that may lead to contracting opportunities.</p>
412	E-mail	04/01/2011	BC EAO to Gitanyow Hereditary Chiefs Office		<p>1) Letter from BC EAO to Gitanyow Hereditary Chiefs Office re: inclusion in the Kitsault Mine Project consultation process because of a change in the project description. [further details not available]</p>
413	E-mail	04/04/2011	Gitanyow Hereditary Chiefs Office to BC EAO		<p>1) Gitanyow Hereditary Chiefs Office thanked BC EAO for correspondence re: inclusion in the Kitsault Mine Project consultation process [see ROC0412].</p> <p>2) Asked if Avanti will be upgrading the Cranberry logging road from the Highway 37 junction to the mine site.</p> <p>3) Concerned about effects of this on wildlife, fish and hunting, as well as the potential traffic impacts noted. There will also be cumulative impacts that may change the type of food gathered, access to harvesting sites and possible contamination of traditional food sources.</p> <p>4) Looks forward to further discussion on these concerns.</p>
416	E-mail	04/06/2011	Gitanyow Wilp Luuxhon	Avanti	<p>1) Followup to 11/03/30 meeting [see ROC0415]. Confirmed that Wilp Luuxhon traditional territory will be impacted with either transport option.</p> <p>2) Ground-truthing: Wilp Luuxhon would like to participate, suggested scheduling for May. Avanti would also like to have their Site Manager attend; Wilp Luuxhon is ok with this.</p> <p>3) Contracts: Avanti will continue to discuss road contracts with Wilp Luuxhon; they are very supportive of creating local contracts.</p>
437	Letter	04/15/2011	CEAA to Gitanyow Wilp Gamlaxyeltxw		<p>1) Based on a review of the project description provided by Avanti, CEAA has determined that a federal EA pursuant to the CEA Act is required. The Project will undergo a comprehensive study since a component of the Project is described in paragraph 16 (a) of the Comprehensive Study List Regulations under the Act. The Project has also been identified as a major natural resource project by the Major Projects Management Office.</p>
509	E-mail	06/11/2011	Gitanyow Hereditary Chiefs Office	Avanti	<p>1) Followup to Avanti's 11/06/21 letter [see ROC0513]. Chief's office has a technical team; they would like to meet with Avanti to discuss the Project.</p>

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517	Letter	06/20/2011	Gitanyow Hereditary Chiefs Office	Avanti	1) Provided an introduction to Avanti and the Kitsault Project. Avanti is preparing documentation for the EA process and that transportation options may go near or through their traditional territory. Referenced a letter dated 11/04/15 from CEAA's Lisa Wells to the Wilps [see ROC0437]. Provided information about the dAIR and the video on the project which was on the website. Avanti would like to meet to discuss the Project.
512	Letter	06/21/2011	Gitanyow Wilp Luuxhon	Avanti	1) Provided an introduction to Avanti and the Kitsault Project. Avanti is preparing documentation for the EA process and that transportation options may go near or through their traditional territory. Referenced a letter dated 11/04/15 from CEAA's Lisa Wells to the Wilps [see ROC0437]. Provided information about the dAIR and the video on the project which was on the website. Avanti would like to meet to discuss the Project.
551	Letter	06/28/2011	Gitanyow Hereditary Chiefs Office	Avanti	1) The Gitanyow Hereditary Chiefs Office' Office has reviewed the project description and determined that the project has the potential to infringe the constitutionally protected rights of four Gitanyow Huwilt (Watakheyetsxw, Gamlaxyeltxw, Gwass Hlaam and Gwinuu). Attached a work plan that sets out the potential impacts. 2) Concerns include: (a) potential impacts on land and resources from increased traffic; (b) risk of increased moose fatalities from traffic and hunting; (c) safety issue impeding access to fishing sites; (d) downstream effects of truck spill accidents. 3) Pleased that Avanti will be conducting a road use assessment, but concerned that outside agencies and third parties may not share the same interests or perspective as the Gitanyow. Although there is some overlap in valued components and Gitanyow rights, not all Gitanyow interests are covered. 4) Gitanyow is in the process of finalizing a land use plan with the BC government, which will affect land use in their territory. 5) Gitanyow believes that a traditional knowledge and use study is critical, but did not receive enough funding from the government to conduct a thorough study. 6) Would like to meet to discuss a working relationship on the Project.
547	Meeting	07/21/2011	Gitanyow Wilp Luuxhon	Avanti	1) Wilp Luuxhon business is conducted through Simgake Group. Decisions are deferred to the Hereditary Chief. 2) Ground Truthing: Still waiting for budget for ground truthing survey. Discussed the purpose of the survey. 3) Capacity Building: Discussed capacity and equity building for Wilp Luuxhon. 4) Road Use Environmental Assessment: Wilp Luuxhon would like to assist with this. AMEC will meet with those from Wilp Luuxhon who have baseline information.
<b>Gitxaala (Kitkatla) Nation</b>					
<b>ROC#</b>	<b>Event Type</b>	<b>Event Date</b>	<b>Stakeholder List</b>	<b>Team List</b>	<b>Comments</b>
365	Letter	11/15/2010	Gitxaala (Kitkatla) Nation to BE EAO and CEAA		1) Letter from Gitxaala concerning the environmental assessment of the proposed Kitsault Mine Project. [details not available]

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322	Letter	11/19/2010	Gitxaala (Kitkatla) Nation, Lax Kw'alaams First Nation, Metlakatla First Nation, Kitselas Band, Kitsumkalum Band	Avanti	1) Letter introducing the Kitsault Project. Invitation for the First Nation(s) to contact Avanti with questions or comments. Project overview and map attached.
364	Letter	11/26/2010	BC EAO to Gitxaala (Kitkatla) Nation		1) Response from BC EAO to Gitxaala Nation's 10/11/15 letter [see ROC0365]. Summary of letter contents: The PRPA is not required to conduct an EA because the proposed barging, transload and shipping activities do not constitute a "project" as defined under the CEEA (rationale provided). Suggested the Gitxaala Nation contact Avanti directly with any questions on the project. BC EAO is willing to meet with the Gitxaala Nation to discuss concerns or the EA project. Contact BC EAO for provincial matters and CEEA for federal matters.
323	Letter	11/30/2010	Gitxaala (Kitkatla) Nation	Avanti	1) Gitxaala identified shortcomings with the Kitsault Mine project description as presented. Gitxaala holds unrelinquished Aboriginal rights and title to areas identified for barging activity. It is essential that Gitxaala ensure those rights and interests are recognized and respected. Gitxaala request information as to any potential infrastructure construction or upgrades which may potentially be required at the Port of Prince Rupert.
363	E-mail	11/30/2010	Gitxaala (Kitkatla) Nation	Avanti	1) Please see the letter attached [see ROC0364] requesting project information for the Avanti Kitsault Mine Project.
367	E-mail	12/08/2010	Gitxaala (Kitkatla) Nation	Avanti	1) Gitxaala provided Avanti with a copy of the BC EAO letter [see ROC0364] for reference. Avanti provided a response letter [see ROC0368].
371	Letter	12/08/2010	Gitxaala (Kitkatla) Nation	Avanti	1) Avanti's response to Gitxaala's 10/11/30 letter [see ROC0323]. Summary of contents: Project is currently in the pre-application stage (provincial and federal review processes). When the Feasibility Study is complete, the Project Description will be updated. Provided details on how molybdenum is expected to be transported from the site, either by truck or barge, either to Prince Rupert or Vancouver.
372	E-mail	12/09/2010	Gitxaala (Kitkatla) Nation	Avanti	1) Avanti had contacted Gitxaala re: the possibility of working with them on developing a loadout facility in the Prince Rupert Industrial Park; this is a potential opportunity, no formal commitment to date. 2) Discussed EA requirements; the EA for PRPA's Phase II Project (Container Port) included a section on accidents/malfunctions similar to the issues raised by Gitxaala. 3) Avanti will stop by the Gitxaala office to provide more project information.
373	Meeting	12/09/2010	Gitxaala (Kitkatla) Nation	Avanti Mining Inc.	1) Discussed Avanti's response [see ROC0371] to Gitxaala Nation's inquiry [see ROC0323]. Gitxaala will be confirming their involvement in the EA process. Gitxaala needs to discuss providing the PPRC documents further before providing them to Avanti. Avanti to contact Gitxaala in January to discuss possible economic and strategic opportunities.
380	E-mail	01/24/2011	Gitxaala (Kitkatla) Nation	Avanti	1) Meeting set for 11/01/25 in the afternoon.

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381	Meeting	01/25/2011	Gitxaala (Kitkatla) Nation	Avanti	1) Informal meeting at the Round-up convention. Discussed First Nation compensation (specifically Gitxaala and the Port of Prince Rupert past negotiations) and how information on these negotiations could be helpful to Avanti.
383	E-mail	01/31/2011	Gitxaala (Kitkatla) Nation	Avanti	1) Follow-up items from 11/01/25 meeting [see ROC0341]. 2) Need to go to the 6th West house and discuss a going forward plan - Gitxaala suggested 11/02/07 or 08. 3) Avanti to send Gitxaala the template document for PRPORT First Nations compensation.
384	E-mail	02/02/2011	Gitxaala (Kitkatla) Nation	Avanti	1) Avanti thanked Gitxaala for the Lambert document. Gitxaala thanked Avanti for their willingness to address First Nation impact issues, and wished Avanti success on the project.

**Gitxsan Chief's Office**

ROC#	Event Type	Event Date	Stakeholder List	Team List	Comments
333	Meeting	06/04/2009	NLG, Gitxsan Chief's Office	Indigenuity Consulting Group, Avanti	1) Avanti had sent NLG the Notice of Work for the Exploration Program for this summer, prior to sending it to MEMPR. Outlined various work opportunities and discussed the logistics for communication and training. Presented documentation that resulted from the review work associated with the 'New Afton' project that was permitted under the Mines Act. The combination of the Project Description and the Environmental Work Plan documents are the basis for the Terms of Reference. Avanti has prepared a brief Draft of a Terms of Reference for a Technical Working Group. Avanti will look at setting up an FTP site for the information. Avanti presented the draft plan for community engagement and conceptual-level Benefits Agreement. Logistics regarding NLG work plan and budget were also discussed. 2) NLG has no real concerns about the water license application for the possible camp site. It is NLG policy to respond directly government to government. However, they do not see any huge concerns and don't anticipate communicating any major concerns to the BC government. NLG are not prepared to provide Avanti with a response until NLG is satisfied that this approach complies with the Chapter 10 approach. If consultants could review the project description and ensure the language dealing with NLG is the same as in the PEA that will be helpful.
355	Meeting	12/02/2010	Gitxsan Chief's Office to CEAA	Avanti	1) Proposed truck transportation will impact the fisheries in the Nass, Saskwa, Kitseguecla and Lower Skeena watersheds of the Gitxsan Nation territory. 2) Requested the CEAA to send a letter to the Gitxsan Nation describing the federal scope of consultation for the proposed project.



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340	E-mail	01/14/2011	CEAA to Gitxsan Chief's Office		<p>1) Follow-up letter from CEAA to Gitxsan Nation re: request from 10/12/02 meeting [see ROC0355]. Summary of contents: Proposed footprint is fully contained within the Lime Creek watershed area. The Project would affect the Lime Creek and Clary Creek watersheds, but not the Nass, Kitsegucla and Saskwa watersheds. If further information comes to light on this, DFO will review the information with the Gitxsan for consideration in the EA.</p> <p>2) A section of the Nisga'a Highway, upon which product will be transported, goes through the Lower Skeena Watershed and will therefore be included in the EA, but Avanti is not required to conduct an assessment of fish and fish habitat along the route as it is an already existing highway.</p> <p>3) Consultation with Gitxsan will include: (a) providing adequate notice of comment periods and funding opportunities; (b) invitations to open houses held by Avanti; (c) exchanging relevant EA and Aboriginal consultation information; and (d) responding to queries about the EA process and/or Project.</p>
343	E-mail	01/28/2011	Gitxsan Chief's Office to CEAA		<p>1) Letter from Gitxsan Chief's Office to CEAA re: letter sent on 11/01/04 [see ROC0340] being almost identical to the first letter received.</p> <p>2) Also awaiting a response from CEAA on their initial request for a meeting between Avanti and themselves.</p> <p>3) Follow-up on CEAA funding request for the Kitsault Project - wondering if a decision has been made.</p>
385	E-mail	02/02/2011	CEAA to Gitxsan Chief's Office		<p>1) Avanti will contact Gitxaala soon to discuss the project.</p> <p>2) Funding recommendations are awaiting executive approval; decision to be made in the next several weeks.</p>
344	E-mail	02/02/2011	Gitxsan Chief's Office	Avanti	<p>1) Meeting with Gitxsan Nation set for 11/02/15.</p>

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357	Meeting	02/15/2011	Gitxsan Chief's Office	Avanti	<p>1) Avanti described the change to the Project Description that would eliminate barge transportation and the use of the Port of Prince Rupert for shipment of concentrate because of a lack of the appropriate destinations from that port for the product. The alternative would be transportation either via Terrace to Vancouver or via the Cranberry Connector to Highway 37 and then onward to Vancouver.</p> <p>2) Avanti briefly described other project generations such as employment numbers during construction and operations, mine life and number of trucks per day that would be utilized in concentrate shipment to Vancouver. Left a copy of the recently filed Feasibility Study for further project information.</p> <p>3) Gitxsan don't appreciate or agree with the low level of impact - and therefore consultation - that the CEAA has interpreted the project to have on the Gitxsan.</p> <p>4) Gitxsan are very interested in attracting a major food supplier to Hazelton and enquired whether there could be supply contracts available to help motivate larger demand and encourage one of the two chains to establish a presence locally.</p> <p>5) A major project the Gitxsan are supporting is construction of a new ice arena for the region. Gitxsan would support a contribution from Avanti in lieu of accommodation and an EBA.</p> <p>6) Gitxsan is in consultation with CN Railway about siding and loading at sites within Gitxsan territory and this may provide a solution for concentrate shipping for Kitsault. Gitxsan may be able to capture the attention of CN better than Avanti has been able to accomplish in the past.</p>
352	Letter	02/24/2011	Gitxsan Chief's Office	Avanti	1) Avanti provided a summary of the 11/02/15 meeting with Gitxsan [see ROC0357 for details].
351	E-mail	02/25/2011	Gitxsan Chief's Office	Avanti	1) In lieu of any contribution for Gitxsan accommodation, Gitxsan suggest that the whole area, including non-Gitxsan people, benefit from any contribution Avanti can make [see also ROC0352].
514	Letter	06/21/2011	Gitxsan Chief's Office	Avanti	1) Provided an introduction to Avanti and the Kitsault Project. Avanti is preparing documentation for the EA process and that transportation options may go near or through their traditional territory. Referenced a letter dated 11/04/15 from CEAA's Lisa Wells to the Wilps [see ROC0437]. Provided information about the dAIR and the video on the project which was on the website. Avanti would like to meet to discuss the Project.
<b>Kitselas Band</b>					
ROC#	Event Type	Event Date	Stakeholder List	Team List	Comments
322	Letter	11/19/2010	Gitxaala (Kitkatla) Nation, Lax Kw'alaams First Nation, Metlakatla First Nation, Kitselas Band, Kitsumkalum Band	Avanti	1) Letter introducing the Kitsault Project. Invitation for the First Nation(s) to contact Avanti with questions or comments. Project overview and map attached.

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539	E-mail	04/28/2011	CEAA to Kitselas Band		1) CEAA provided a letter and associated document regarding Kitselas First Nation's participation in the federal environmental assessment for the project [see ROC0540].
540	Letter	04/28/2011	CEAA to Kitselas Band		1) Because of changes to the Project Description, consultation with Kitselas now falls on the low end of the consultation spectrum and will focus on potential impacts of truck traffic along Highway 16. 2) Proposed consultation approach attached. CEAA welcomes comments from Kitselas. 3) Aboriginal Funding Envelope process should conclude shortly and Kitselas will be informed of any new developments as they arise.
511	Letter	06/21/2011	Kitselas Band	Avanti	1) Provided an introduction to Avanti and the Kitsault Project. Avanti is preparing documentation for the EA process and that transportation options may go near or through their traditional territory. Referenced a letter dated 11/04/15 from CEAA's Lisa Wells to the Wilps [see ROC0437]. Provided information about the dAIR and the video on the project which was on the website. Avanti would like to meet to discuss the Project.

**Kitsumkalum Band**

ROC#	Event Type	Event Date	Stakeholder List	Team List	Comments
322	Letter	11/19/2010	Gitxaala (Kitkatla) Nation, Lax Kw'alaams First Nation, Metlakatla First Nation, Kitselas Band, Kitsumkalum Band	Avanti	1) Letter introducing the Kitsault Project. Invitation for the First Nation(s) to contact Avanti with questions or comments. Project overview and map attached.
510	Letter	06/21/2011	Kitsumkalum Band	Avanti	1) Provided an introduction to Avanti and the Kitsault Project. Avanti is preparing documentation for the EA process and that transportation options may go near or through their traditional territory. Referenced a letter dated 11/04/15 from CEAA's Lisa Wells to the Wilps [see ROC0437]. Provided information about the dAIR and the video on the project which was on the website. Avanti would like to meet to discuss the Project.

**Lax Kw'alaams First Nation**

ROC#	Event Type	Event Date	Stakeholder List	Team List	Comments
322	Letter	11/19/2010	Gitxaala (Kitkatla) Nation, Lax Kw'alaams First Nation, Metlakatla First Nation, Kitselas Band, Kitsumkalum Band	Avanti	1) Letter introducing the Kitsault Project. Invitation for the First Nation(s) to contact Avanti with questions or comments. Project overview and map attached.
378	Letter	12/10/2010	Lax Kw'alaams First Nation to CEAA		1) Provided information on the interests and concerns of the Lax Kw'alaams Band Council in relation to the proposed project. [no further details available]
327	E-mail	12/14/2010	Lax Kw'alaams First Nation	Indigenuity Consulting Group	1) Lax Kw'alaams First Nation has concerns about the Project, specifically related to product movement. A meeting to discuss the Project will be set up for January.

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529	Letter	01/04/2011	Lax Kw'alaams First Nation to BC EAO		1) Provided comments on the dAIR relating to the following: (a) land and marine transport routes; (b) marine aquatic resources; (c) marine and land transportation safety issues; (d) Aboriginal rights, title and interests; and (e) decommissioning.
377	E-mail	01/13/2011	Lax Kw'alaams First Nation	Indigenuity Consulting Group	1) Meeting between Avanti and Lax Kw'alaams First Nation set for 11/01/23 in Vancouver.
379	Letter	01/14/2011	CEAA to Lax Kw'alaams First Nation		1) Letter from CEAA responding to Lax Kw'alaam's 10/12/10 letter [see ROC0378]. EA Process Requirements - CEAA will meaningfully consult with Lax Kw'alaams on all important steps in the EA process and the associated decision making. The proposed comprehensive study scope incorporates all project components and activities, including the proposed transportation routes. The scope excludes the Port of Prince Rupert and port operations associated with storage and handling of ore because: (a) no new infrastructure is required, (b) there is sufficient capacity at the port, and (c) potential impacts from activities at the port are regulated by the federal government and subject to review under the applicable legislation. Avanti will be required to evaluate potential impacts from accidents and malfunctions resulting from increased barge traffic. Transportation along the Nisga'a Highway is not included as it is along an established route.
447	Meeting	01/24/2011	Lax Kw'alaams First Nation	Indigenuity Consulting Group, Avanti	1) Project introduction. [no further details available]
341	E-mail	01/25/2011	Lax Kw'alaams First Nation	Avanti	1) Lax Kw'alaams thanked Avanti for the productive meeting yesterday. 2) Will send an idea on the direct award of contracts. 3) Is preparing a letter to address the EA issue of the land portion - from Lax Kw'alaams side; believe they can solve that. 4) Will be talking to Metlakatla later about all of this. 5) Thanked Avanti for the constructive meeting.
382	E-mail	01/26/2011	Lax Kw'alaams First Nation	Avanti	1) Avanti provided answers to questions of 11/01/25 [see ROC0341].
342	E-mail	01/28/2011	Lax Kw'alaams First Nation	Avanti	1) Avanti requested that Lax Kw'alaams work on the quote as a routine piece of commercial work. Suggested discussing the needs of Lax Kw'alaams in the EA process and how discussion can be focused on the transportation issues while somehow recognizing the potential land-based claims but not letting that side track the entire discussion. 2) Lax Kw'alaams will forward information on direct award process for commercial business. Also working on collating more information on the transportation options and the letter to address the land portion of the EA.
345	E-mail	02/05/2011	Lax Kw'alaams First Nation	Avanti	1) Lax Kw'alaams has put considerable work into the transportation issue and thinking of next steps. Requests to meet with Avanti to: (a) Fully review the transportation issue (requested a copy of the feasibility study). (b) Begin to develop an agreement for Lax Kw'alaams participation in the contracting and employment side of the business. Is available between 11/02/17 and 11/03/04, with the exception of the 11/02/21.

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346	E-mail	02/06/2011	Lax Kw'alaams First Nation	Avanti	1) Feasibility study: Available for download on the Avanti website; Lax Kw'alaams will review. 2) Meeting: Set for 11/02/10. 3) Offered to set up a meeting with the Chief Councillors of Lax Kw'alaams and Metlakatla when Avanti is in Prince Rupert.
347	E-mail	02/06/2011	Lax Kw'alaams First Nation	Avanti	1) Lax Kw'alaams wondered if the article [noted below] will change the focus of the transportation from shipping from Vancouver to shipping from Prince Rupert. Media notice: "Avanti Mining Announces Letter of Intent with SeAH Holdings Corp. for Joint Redevelopment of the Kitsault Mine."
348	E-mail	02/07/2011	Lax Kw'alaams First Nation	Avanti	1) Lax Kw'alaams will try to organize a meeting with the two Chiefs in Prince Rupert. 2) The Lax Kw'alaams transportation specialist will also be at the 11/02/10 meeting.
349	E-mail	02/08/2011	Lax Kw'alaams First Nation	Avanti	1) Both parties confirmed meeting attendees. Meeting objective (from Lax Kw'alaams perspective) is to discuss the opportunity to develop a business relationship that includes a range of mutual benefits.
356	Meeting	02/10/2011	Lax Kw'alaams First Nation	Avanti	1) Meeting to discuss project. [details not available]
403	Letter	03/30/2011	Lax Kw'alaams First Nation	Avanti	1) Follow-up to 11/02/11 meeting [see ROC0356]. Thanked Lax Kw'alaams for meeting with Avanti. 2) Confirmed consultation contact for Lax Kw'alaams. 3) The Port of Prince Rupert is not a viable alternative for the Project because no shipping lines presently provide container transportation between Prince Rupert and Chile or Europe. The CEEA determined that the Lax Kw'alaams will be longer be "officially" on the project consultation list while the Metlakatla will continue to be on the consultation list because of their traditional use claim in the mine area.

**Metlakatla First Nation**

ROC#	Event Type	Event Date	Stakeholder List	Team List	Comments
370	Letter	09/01/2010	BC EAO to Metlakatla First Nation		1) Letter from BC EAO to Metlakatla First Nation regarding the Kitsault Mine Project [no details available].
326	E-mail	10/10/2010	Metlakatla First Nation	Avanti	1) Avanti requested a meeting with Metlakatla to discuss the Project; meeting set for 10/12/15. Avanti noted that an issues to be clarified is "confidence" of documents provided in the consultation process.
376	Letter	11/09/2010	BC EAO to Metlakatla First Nation		1) Provided document entitled "Metlakatla: Review of Historical and Ethnographic Sources". This document does not disclose any historical connections to the proposed project area at the legally relevant times (at the time of contact and 1846). 2) BC EAO asked what Metlakatla's asserted Aboriginal rights are relative to the proposed project area. [no further details available]

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322	Letter	11/19/2010	Gitxaala (Kitkatla) Nation, Lax Kw'alaams First Nation, Metlakatla First Nation, Kitselas Band, Kitsumkalum Band	Avanti	1) Letter introducing the Kitsault Project. Invitation for the First Nation(s) to contact Avanti with questions or comments. Project overview and map attached.
324	E-mail	12/08/2010	Metlakatla First Nation	Avanti	1) After review of material, Metlakatla First Nation can confirm that the Kitsault Project falls within their territory. They are interested in beginning a meaningful consultation process on the Project with Avanti and offered to provide a map of their territory.
439	E-mail	12/08/2010	Metlakatla First Nation to BC EAO		1) Further to BC EAO's 10/09/01 letter [see ROC0370], Metlakatla believes the Kitsault Mine Project falls within their traditional territory.
369	E-mail	12/08/2010	Metlakatla First Nation to BC EAO		1) In response to the BC EAO's letter [see ROC0370], Metlakatla believe that the proposed project is within their traditional territory. Metlakatla will be contacting Avanti directly to discuss consultation on the project.
325	E-mail	12/09/2010	Metlakatla First Nation	Avanti	1) Avanti will address Metlakatla comments and concerns, and are looking forward to meaningful consultation. Avanti will send a formal response letter [to ROC0324] soon, and the territory map would be useful.
368	Letter	12/09/2010	Metlakatla First Nation	Avanti	1) Avanti provided a response to Metlakatla's view that the project is in their traditional territory [see ROC0369]. Avanti requested a meeting to discuss on 10/12/15.
328	Meeting	12/15/2010	Metlakatla First Nation	Avanti	1) Meeting held to discuss the Project. [No details available]
375	Letter	01/10/2011	BC EAO to Metlakatla First Nation		1) Follow-up letter from BC EAO to Metlakatla First Nation re: EA for Kitsault Project. Summary of contents: BC EAO previously identified their preliminary assessment as to their duty to consult - limited to the portion of the transportation route associated with the project. 2) Correspondence dated 10/09/01 [see ROC0370] and 10/11/09 [see ROC0376] stated there is no historical connection of the Metlakatla to the project area. Also asked what Metlakatla's asserted Aboriginal rights are relative to the project area; has not received a reply on this. 3) BC EAO will proceed, and advise Avanti to proceed, on the basis that the proposed project area and Alice Arm are not part of the Metlakatla traditional territory; consultation will remain focused on the transportation route. Requested that Metlakatla provide them with any additional information they feel BC EAO should consider.
435	E-mail	01/11/2011	Metlakatla First Nation	Indigenuity Consulting Group	1) Metlakatla First Nation provided a draft of the Capacity Funding Agreement for Avanti's review. Requested a call once the document has been reviewed.

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436	E-mail	01/17/2011	Metlakatla First Nation	Indigenuity Consulting Group	<p>1) Metlakatla will provide Avanti and BC EAO with a hard copy of their map.</p> <p>2) Work that Metlakatla believes is associated with determine potential project impacts: (a) traditional use studies; (b) engagement; and (c) impact benefit negotiations.</p> <p>3) Metlakatla uses existing resources whenever possible.</p> <p>4) Deliverables/outcomes from work to be done during the engagement process would be: (a) an acknowledgement that Avanti provided capacity support that allowed Metlakatla to be adequately consulted; and (b) a letter of comfort that the Avanti can use with regulators.</p> <p>5) Next steps: (a) Avanti and Metlakatla both need to confirm with BC EAO the extent of required engagement. (b) If the BC EAO directs Avanti to consult with Metlakatla on a broader basis than the proposed transportation route, Metlakatla will develop and forward a consultation budget. (c) Avanti will provide Metlakatla with additional project information, including more details on the construction and operating jobs and related business opportunities.</p>
410	Letter	03/10/2011	BC EAO to Metlakatla First Nation		<p>1) Letter from BC EAO to Metlakatla regarding change of scope for the Project. Metlakatla's Aboriginal title and rights concerns on the Project were dismissed because of the change in scope. [no further details available]</p>
438	Letter	03/23/2011	CEAA to Metlakatla First Nation		<p>1) CEAA let Metlakatla know that Avanti has made changes associated with the ore milling rate as well as the transport options that will be used during the construction and operations. Avanti will incorporate the changes in a revised version of the Project Description, which will be made available to the Metlakatla when finalized. Attached a consultation approach document for the EA for the proposed project.</p>
411	Letter	03/28/2011	Metlakatla First Nation to BC EAO		<p>1) Letter from Metlakatla's lawyer to BC EAO expressing Metlakatla's concern that BC EAO is proposing to dismiss Metlakatla's Aboriginal rights and title concerns for the Kitsault Mine Project because of the project description change.</p> <p>2) Requested confirmation from BC EAO by 11/04/05 if they will work with Metlakatla as per the Reconciliation Protocol.</p>
536	Letter	04/19/2011	Metlakatla First Nation to BC Ministry of Aboriginal Relations and Reconciliation		<p>1) Followup to letter of 11/03/28 [see ROC0411] from Metlakatla to BC EAO. Request by the Metlakatla to confirm the Reconciliation Protocol will be honored. Metlakatla would like to meet to discuss. Request that the Section 11 Order not be amended to remove the obligation to consult with the Metlakatla.</p>
480	E-mail	04/26/2011	Metlakatla First Nation	Indigenuity Consulting Group	<p>1) Followup re: if this First Nation is in the consultation group. Avanti will act in accordance with BC EAO's direction.</p>

**New Aiyansh Nation**

ROC#	Event Type	Event Date	Stakeholder List	Team List	Comments
339	Open House	06/03/2010	New Aiyansh Nation	Indigenuity Consulting Group, Avanti, Greenwood Environmental	<p>1) General: (a) Continue to support stewardship. (b) Project will go ahead, no matter what the Nisga'a say. (c) Government decisions consider the corporate world, not citizens. (d) We need to be stewards of our environment. (e) Suthanthian is opening a healing centre. (f) Need to protect land, resources and way of life for future generations.</p>

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					<p>2) Air Quality: (a) Frequency of tailings testing. (b) Amount of acid rain that will be produced.</p> <p>3) Seepage: (a) Concern about tailings seepage into water sources.</p> <p>4) TK/TLU: (a) How collected TK information will be used. (b) Spiritual sites and traditional areas. (c) Effects on traplines.</p> <p>5) Wildlife: (a) Helicopter disturbance of wildlife.</p> <p>6) Ecological Integrity: (a) The land cannot be returned to its pristine state after the mine closes. (b) Effect on food sources. (c) Need to think about long-term effects on the environment.</p> <p>7) Earthquakes: (a) Effect of an earthquake on a large hole in the ground.</p> <p>8) Human Health: (a) Toxic effects of moly dust. (b) Rise in cancer in the area.</p> <p>9) Environmental Standards: (a) Need to be higher than the provincial and federal standards.</p> <p>10) Environmental Assessment: (a) Need to ensure this mine doesn't end up like others out there (major effects on the environment). (b) Nisga'a should gather their own information so they have their own answers. (c) If environmental studies are being done.</p> <p>11) Reclamation: (a) Need to leave it better than it started, not put the onwess on the Nisga'a.</p> <p>12) Roads: (a) Use of existing roads instead of going through new areas.</p> <p>13) Emergencies: (a) Procedure for a major environmental emergency (e.g., fire and evacuation plans).</p> <p>14) Jobs and Training: (a) Size of scholarships. (b) Concern that at the start there will be a number of Nisga'a employed but this will drop off to nothing over time. (c) Provide training for Nisga'a.</p> <p>15) Benefits: (a) Royalties and benefits to Nisga'a. (b) Benefits to community members. (c) Sustainable jobs. (d) Shared ownership.</p> <p>16) Mining Process: (a) Definition for "average" grade of moly. (b) Look of the site when the mine closes, quality of the lakes left behind. (c) Possible use of dry tailings. (d) Recycling of mining products. (e) Monitor a test model of a tailings pond to see how it performs.</p> <p>17) Camp: (a) Why build a camp when there's already a town. (b) Keeping workers out of the town.</p> <p>18) Water Treatment Plant: (a) Should be a must, not an if.</p> <p>19) NGOs: (a) Involvement with NGOs. 20) Taxes: (a) If there is a taxation agreement.</p>
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