

Modernizing Ontario's Mining Act



Ministry of Northern Development, Mines and Forestry

Overview Presentation

Fall 2010

Regulatory Development

- Different sections of the amended Act will be proclaimed in force as relevant details are developed.
- Phased over next 3 to 5 years depending on implementation and transitional requirements:

Phase 1 (Within 1 year) Minimal business process requirements	Phase 2 (2-3 years) Significant business process requirements	Phase 3 (3-5 years) I&IT delivery model and solutions
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- Paper staking in S.Ont
- Criteria to withdraw Crown mineral rights under privately held surface rights in N. Ont.
- Criteria for protection of sites of Aboriginal cultural significance
- Mining tax exemptions and waivers.

- Exploration plans and permits;
- Prospector's awareness;
- Assessment work;
- FN capacity and stewardship;
- Dispute resolution
- Ground proofing for map staking

- Online map staking;
- Mining Act administration.

Timelines



- ✓ **October 2009**
 - Royal Assent of Bill 173
- ✓ **December 2009**
 - Release of Consultation Workbook
- January – September 2010**
 - ✓ • Stakeholder and Aboriginal community workshops
 - Public input through EBR posting
- ✓ **August – November 2010**
 - More focussed input based on initial workbook feedback + ongoing discussions.
- Beginning 2011 and proceeding to 2012, and beyond**
 - FN Community Outreach – capacity, exploration and mining education, Mining Act
 - Industry and Aboriginal organizations will continue to be engaged through ongoing educational and outreach opportunities

Status of Consultations

Initial Consultations

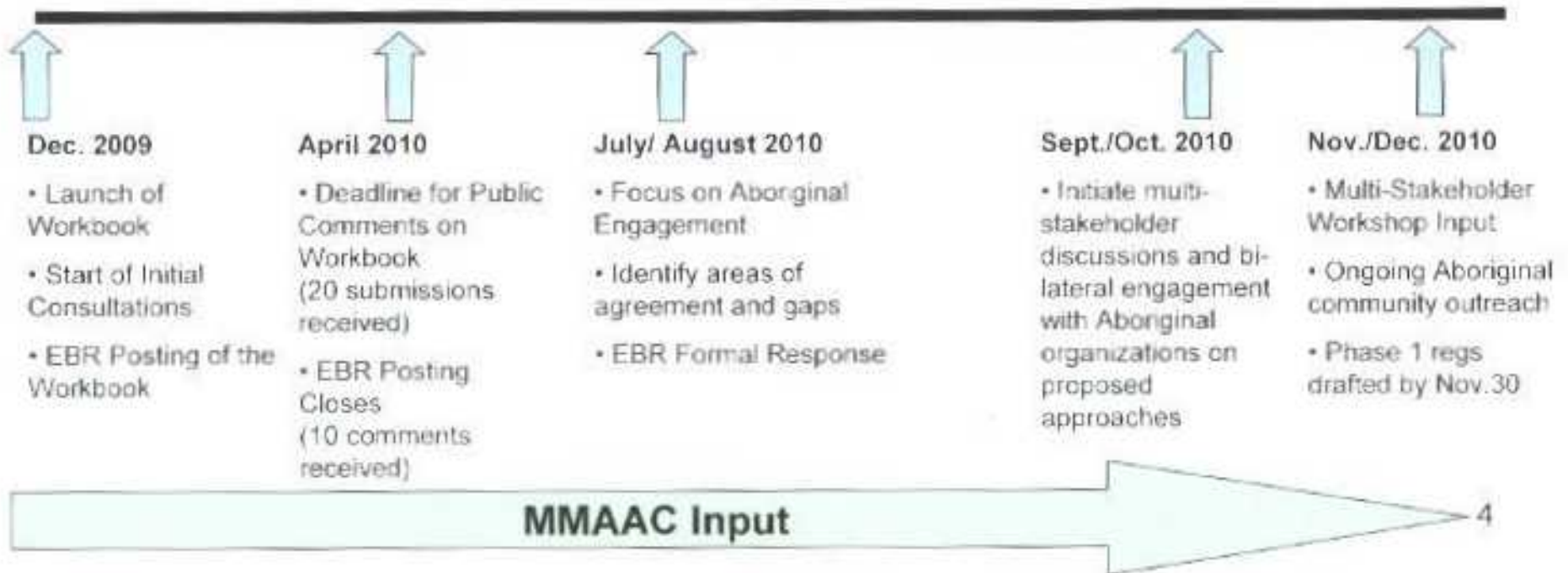
Dec. 2009 – Sept. 2010

Multi-Stakeholder Workshops and First Nations & Métis Engagement

Oct. 2010 – Nov. 2010

As of September
2010

- 20 Orientations
- 12 Workshops
- 500+ Participants



Consultation Workbook

Key issues and options:

1. Prospector's Awareness Program
2. Online Staking
3. Exploration Plans and Permits
4. Assessment Work
5. Protection for Sites of
Aboriginal Cultural Significance
6. Aboriginal Consultation
7. Dispute Resolution
8. Private Surface Rights

Ontario's New Mining Act Workbook on Development of Regulations



Ministry of Northern Development, Mines and Forestry

December 2001

Summary of Feedback

Areas of Common Ground

- Broadening the availability of the **prospector's awareness program** to others involved in the mineral development process.
- Allowing costs related to consultation with Aboriginal communities to be eligible for **assessment credit**.
- Proponents should be **consulting** with Aboriginal communities early in the mineral development process.
- Administration of the **exploration plans and permits** regime through an on-line system would be preferable and enhance transparency.
- Recognition that most Aboriginal communities will require support from the Crown to **build capacity** to participate in the mineral development process and access information.

Summary of Feedback

Areas for Further Discussion

- Classification of exploration activities in the **exploration plans and permitting** regime to reflect impacts on Aboriginal communities and the environment.
- Specific terms or conditions that could be in scope under **exploration permits**.
- Clarity on appropriate **Aboriginal consultation and accommodation** (eg. timelines, level of proponent engagement and accommodation, etc.).
- Criteria regarding the determination of **sites of Aboriginal cultural significance**.
- Mechanisms for **dispute resolution**.