

Britannia Mine Water Treatment Plant

Request for Proposal process

Addendum #2

Date: June 23, 2004

Clarifications:

1. The RFP Proponents are to assume in their Proposals that the Preferred Proponent will be announced by the Province on November 1, 2004 and that design work can be started at that time and run concurrently to negotiations. There will be an agreement in place between the Province and the Preferred Proponent regarding the design costs in the event that negotiations fail.
2. Clarification of Sludge Disposal, Ownership and Permit Requirements
 - a. The Province believes that Clause 35.4 of the Project Agreement is clear. Sub-clause (g) places the responsibility of obtaining all permits and authorizations for handling, storage, transportation and disposal of Sludge on the Operator. It is implicit that this only applies to the extent that the Operator “controls” the sludge. It is not intended to imply that the Operator is responsible for obtaining permits for a disposal facility after the sludge leaves the “control” of the Operator, whether at Jane Basin Glory Hole (Option B) or some off-site location.
 - b. Part of Appendix B, section 3.4.7 of the RFP addresses the placement of sludge in the East Bluff Glory Hole, and states that the Province will accept the long-term risks and liabilities of this option.
 - c. Section 9.9.3.6 of the RFP includes the requirements of a Sludge Management Report for Option B – Placement in Jane Basin Glory Hole, including a commitment by the Operator to provide additional information on the chemical and physical properties of the sludge as may be required to support the application of a Refuse Disposal Permit.
 - d. The Province wishes to clarify that the East Bluff Glory Hole is the more probable location due to the volume available, and that Section 9.9.3.6 of the RFP should have referred to the East Bluff Glory Hole, not the Jane Basin Glory Hole.
 - e. The Province wishes to clarify that if a Proponent elects to propose Option B, the Province will be applying for the permit, and as the holder of the permit it would accept the risks and liabilities associated with the sludge provided that the sludge is placed in accordance with the permit.

Changes and/or Amendments to RFP Documents

Project Agreement changes:

Section 1.1 (tttt) (iv) => Definition for “Total Completion”

Current Wording:

the Project has processed Contaminated Water in accordance with the Performance Requirements and the Standards on a continuous basis for 90 Days during the first April, May and June following the Completion Date, and the Operator’s Consultant has provided a Commissioning Report as required by Section ~~17.5.~~ 18.5.

Revised Wording:

the Project has processed Contaminated Water in accordance with the Performance Requirements and the Standards on a continuous basis for 30 Days following the Completion Date, and the Operator’s Consultant has provided a Commissioning Report as required by Section ~~17.5.~~ 18.5.

Section 18.5 Total Completion

Current Wording:

The Operator’s Consultant will issue a certificate confirming Total Completion when all deficiencies have been completed or corrected and the Project is fully commissioned in accordance with the Commissioning Plan and the requirements to be met in the definition of “Total Completion” have been satisfied in all material respects, including the obligation to provide a Commissioning Report confirming that the Project has processed Contaminated Water in accordance with the Performance Requirements and the Standards on a continuous basis for 90 Days during the first April, May and June following the Completion Date.

Revised Wording:

The Operator’s Consultant will issue a certificate confirming Total Completion when all deficiencies have been completed or corrected and the Project is fully commissioned in accordance with the Commissioning Plan and the requirements to be met in the definition of “Total Completion” have been satisfied in all material respects, including the obligation to provide a Commissioning Report confirming that the Project has processed Contaminated Water in accordance with the Performance Requirements and the Standards on a continuous basis for 30 Days following the Completion Date.

RFP Documents Changes**Appendix B: Section 2.5.3 (Design Review Requirements and Documentation)**

Current Wording:

The next review by the Province will be at the 90% design stage. The Province will review the completed drawings before the Proponent proceeds with construction. This review will assure that the design drawings have been completed in accordance with the approved preliminary design and scope of works. The Province will review these plans within ten (10) business days and obtain sign off before the Proponent may finalize the design and proceed to construction.

Revised Wording:

The next review by the Province will be at the 90% design stage. This review will assure that the design drawings have been completed in accordance with the approved preliminary design and scope of works. The Province will review these plans within ten (10) business days.

It is the intention that the Owner's Engineer and the Operator's Engineer will be in close communication throughout the design and construction phase.