

Ministry of Municipal
Affairs and Housing

Municipal Services Office
North (Sudbury)
159 Cedar Street, Suite 401
Sudbury ON P3E 6A5
Tel: 705-564-0120
Toll-free: 1-800-461-1193

Ministère des affaires
municipales et du logement

Bureau des services aux
municipalités du Nord (Sudbury)
159 rue Cedar, bureau 401
Sudbury ON P3E 6A5
Tél.: 705 564-0120
Sans frais: 1-800-461-1193



July 24, 2026

Carrie Levitt
Blakes Law Firm
4000-199 Bay Street
Toronto, Ontario M5L 1A9
Email: carrie.levitt@blakes.com

via email only

Subject: GRANTING OF PROVISIONAL CONSENT
Location: PINs 73003-0001 and PIN 73003-0012 (severed), PIN 73002-0002, PIN 73002-0008 and PIN 73002-0011 (retained), PIN 73002-0006, PIN 73003-0027, PIN 73003-0028, PIN 73003-0046 and PIN 73003-0048 (benefiting), Township of Leeson, Sudbury District
Owners: Jubilee Gold Exploration Limited
Agent: Carrie Levitt, Blakes Law Firm, Representing Barrick Mining Corporation
MMAH File: 52-C-263416

Dear Carrie Levitt,

Pursuant to Section 53 of the *Planning Act*, a provisional consent is hereby granted in respect of the above-noted application. A list of the conditions that must be fulfilled before consent is given is attached. It is the applicant's and/or agent's responsibility to fulfill the conditions of consent approval within two years of the date of this letter.

Yours truly,

A handwritten signature in blue ink, appearing to read "Cara Holtby".

Cara Holtby
A/Team Lead, Community Planning and Development
Municipal Services Office North (Sudbury)

C: Randy Savela and Shannon Wilson, Law Clerks –
randy.savela@blakes.com; shannon.wilson@blakes.com

Applicants:	Jubilee Gold Exploration Limited Agent: Carrie Levitt, Blakes Law	Date of Decision:	July 24, 2026
File Number:	52-C-263416	Date of Notice:	July 24, 2026
Municipality / Township:	Leeson unincorporated township, District of Sudbury	Last Date of Appeal:	August 13, 2026
Location:	PCL 10093 SEC SWS, PIN 73003-0001 and PCL 10800 SEC SWS, PIN 73003-0012 (severed), PCL 10095 SEC SWS, PIN 73002-0002; PCL 10434 SEC SWS, PIN 73002-0008; and PCL 10806 SEC SWS, PIN 73002-0011 (retained), and PCL 11321 SEC SWS, PIN 73002-0006; PCL 22177A SEC SWS SRO, PIN 73003-0027; PCL 24623 SEC SWS, PIN 73003-0028; PCL28257 SEC SWS SRO, PIN 73003-0046; and PCL 24623 SEC SWS MRO, PIN 73003-0048 (benefiting)		

NOTICE OF DECISION

On Application for Consent Subsection 53(17) of the *Planning Act*

On July 24, 2026, the Minister of Municipal Affairs and Housing gave provisional consent to Application No. 52-C-263416 for a lot addition that would allow for the new owner of the benefitting lot to undertake buttress work and provide additional structural support to the mine tailings storage facility located at their closed mining site in Leeson unincorporated township, District of Sudbury. A copy of the decision is attached.

Who Has Appeal Rights under the *Planning Act*

Other than the applicant, only a “specified person” or “public body”, as defined in s. 1(1) of the *Planning Act*, has the ability to appeal the decision to the Ontario Land Tribunal.

When and How to File a Notice of Appeal

Notice to appeal the decision to the Ontario Land Tribunal must be filed with the Minister of Municipal Affairs and Housing on or before the last date of appeal as noted above.

The notice of appeal should be sent to the attention of Alissa Moenting Edwards, Planner, at the address shown below and it must,

- 1) set out the reasons for the appeal, and
- 2) be accompanied by the fee prescribed under the *Ontario Land Tribunal Act, 2021* in the amount of \$400.00, payable to the Minister of Finance.

How to Receive Notice of Changed Conditions

The conditions of a provisional consent may be changed at any time before the consent is given.

You will be entitled to receive notice of any changes to the conditions of the provisional consent if you make a written request to be notified of changes to the conditions of approval of the provisional consent.

Other Related Applications

N/A

Getting Additional Information

Additional information about the application is available for public inspection during regular office hours at the address shown below.

Mail Address for Notice of Appeal

Ministry of Municipal Affairs and Housing
Municipal Services Office North (Sudbury),
401-159 Cedar Street
Sudbury, ON P3E 6A5
Attention: Alissa Moenting Edwards, Planner
Telephone: (705) 618-5059

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In addition, send a copy of your notice of appeal to the Minister of Environment, Conservation and Parks. You can provide notice by email at minister.mecp@ontario.ca or by mail at:

College Park
5th Floor, 777 Bay Street
Toronto, ON M7A 2J3

Appeal Rights under the Environmental Bill of Rights

The *Environmental Bill of Rights, 1993* provides a separate ability to seek leave to appeal decisions on consent applications that are posted to the Environmental Registry of Ontario (ERO). This appeal must be commenced within 15 days of the notice of decision being posted on the ERO. For more information about this appeal method, refer to the *Environmental Bill of Rights, 1993*, or <https://www.ontario.ca/page/environmental-bill-rights>.

The notice for this application is available to view on the ERO at <https://ero.ontario.ca/notice/026-0182>.



Cara Holtby
A/Team Lead, Community Planning and Development
Municipal Services Office North (Sudbury)

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The Minister’s conditions to the granting of consent for this transaction, **which must be fulfilled within two years from the date of the Notice of Decision**, are set out below. These conditions must be fulfilled prior to the granting of consent.

- | No. | Conditions |
|-----|--|
| 1. | That this approval applies to permit a transfer and consolidation (lot addition) of approximately 24 hectares being PINs 73003-0001 and 73003-0012 from Jubilee Gold Exploration Limited to Barrick Mining Corporation, which owns the adjacent benefiting lands comprised of PINs 73002-0006, 73003-0027, 73003-0028, 73003-0046 and 73003-0048 as described in the above-noted application and identified on Schedule A attached hereto and forming part of the decision. The proposed lands to be retained by Jubilee Gold Exploration Limited, being PINs 73002-0002, 73002-0008 and 73002-0011, are approximately 37 hectares. The lot addition will facilitate mine rehabilitation at Barrick Mining Corporation’s closed Renabie mine site, where buttress work will provide additional structural support to the mine tailings storage facility. |
| 2. | That the following documents are provided for the transaction described in Condition 1: <ul style="list-style-type: none">a. A copy of the application to transfer documents;b. A schedule to application to transfer on which is set out the entire legal description of the parcels in question. The Schedule will include the names of the parties indicated on application to transfer; andc. A reference plan of survey bearing the Land Registry Office registration number and signature as evidence of its deposit therein and illustrating the parcels to which this consent approval relates, <u>or</u> a registerable legal description. |
| 3. | That an application to consolidate the parcels is prepared and an undertaking from the person registering the documents shall be required, agreeing to register the consolidations once the land transfers have been registered. |
| 4. | That, prior to final approval, the Ministry shall receive a letter of acknowledgement from the qualified professional engineer retained for the rehabilitation work described in Condition 1. The letter will include the signatures and contact information of the professional engineer and the mining company and the following statements. See note 3 for more information. <ul style="list-style-type: none">a. Barrick Mining Corporation (or authorized agent thereof) and I have reviewed Canada’s <i>Migratory Birds Convention Act, 1994</i>, the associated Migratory Birds Regulations, 2022, and the related guidelines. The Olive-sided Flycatcher (<i>Contopus cooperi</i>) is a migratory bird protected under the act that occurs in the Renabie mine area: its nesting period is from June 5 to August 15. We acknowledge that it is a federal offense to damage, destroy, remove, or disturb an active nest of a species protected under the act without a federal permit. I would like to advise the Ministry of Municipal Affairs and Housing that:<ul style="list-style-type: none">i. Vegetation clearing (including for trees and shrubs) is not necessary to complete the planned rehabilitation work at the closed Renabie mine site; <u>or</u>ii. Vegetation clearing (including for trees and shrubs) is necessary to complete the rehabilitation work at the closed Renabie mine site, but it can be timed to occur outside the June 5 to August 15 nesting period of the Olive-sided Flycatcher (<i>Contopus cooperi</i>), thereby avoiding the necessity for a nest survey completed by a qualified biologist and a federal permit, if the survey identifies active nests. |

Date of Decision: July 24, 2026

File Number: 52-C-263416

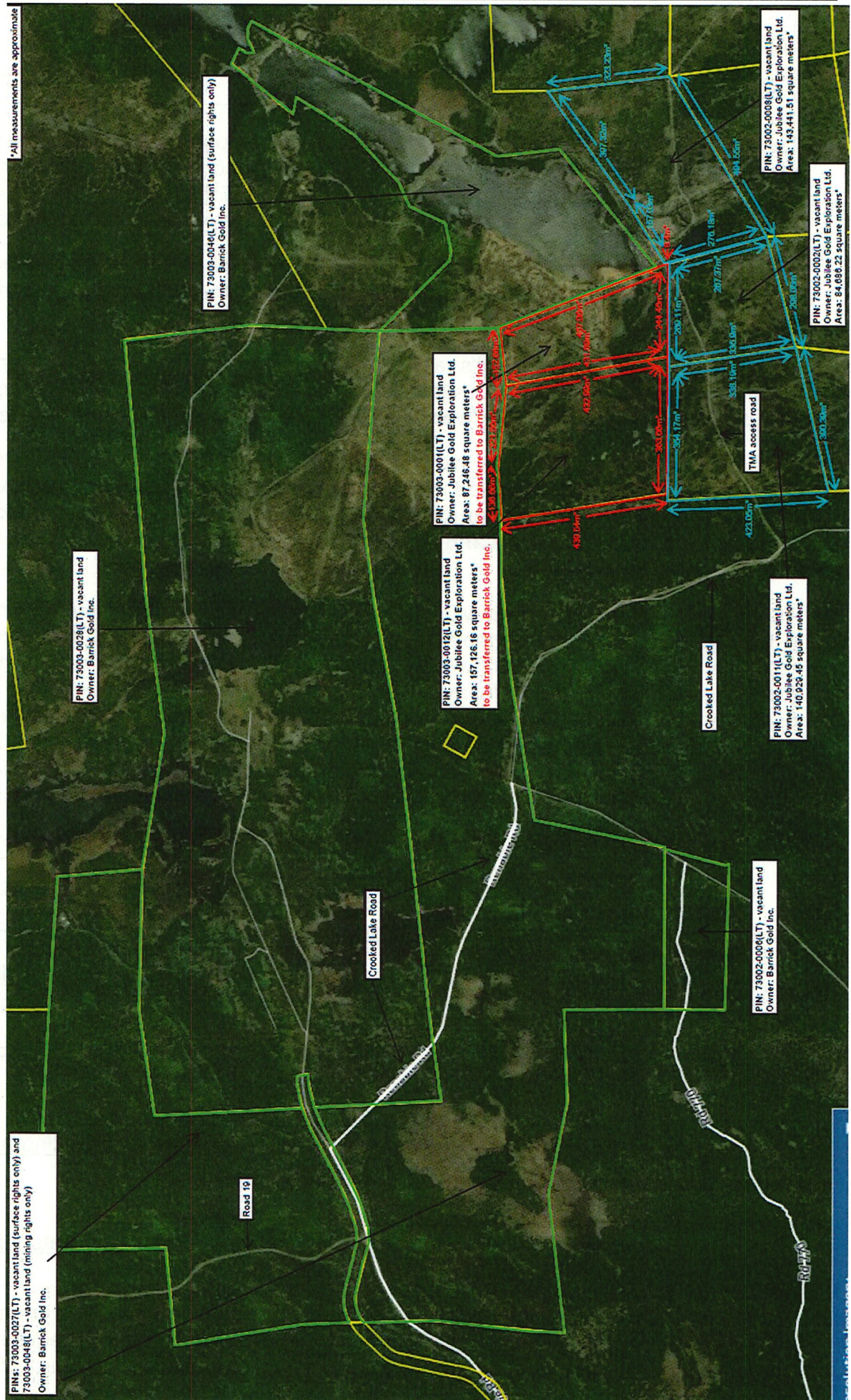
Date of Notice: July 24, 2026

Municipality / Township: Leeson unincorporated township,
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Last Date of Appeal: August 13, 2026

Location: PCL 10093 SEC SWS, PIN 73003-0001 and PCL 10800 SEC SWS, PIN 73003-0012 (severed), PCL 10095 SEC SWS, PIN 73002-0002; PCL 10434 SEC SWS, PIN 73002-0008; and PCL 10806 SEC SWS, PIN 73002-0011 (retained), and PCL 11321 SEC SWS, PIN 73002-0006; PCL 22177A SEC SWS SRO, PIN 73003-0027; PCL 24623 SEC SWS, PIN 73003-0028; PCL28257 SEC SWS SRO, PIN 73003-0046; and PCL 24623 SEC SWS MRO, PIN 73003-0048 (benefiting)

Schedule A



Applicants:	Jubilee Gold Exploration Limited Agent: Carrie Levitt, Blakes Law	Date of Decision:	July 24, 2026
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The following notes are for your information:

- | No. | Notes |
|-----|--|
| 1. | <p>The required Transfer/Deed of Land form and Schedule page shall contain complete and accurate legal descriptions. The Minister's certificate of consent will be affixed to the completed Schedule page. For this reason, the names of the parties also must be set out on the Schedule page, so that the consent may be properly related to the intended conveyance.</p> <p>Inaccuracies or omissions with regard to the legal description in the Transfer/Deed of Land form, the Schedule page or the survey plan will result in the documents being returned without consent.</p> |
| 2. | <p>It is the applicant's and/or agent's responsibility to fulfil the conditions of consent approval within two years of the date of this letter pursuant to Section 53 (41) of the <i>Planning Act</i>. We will issue no further notice or warning of the expiration of the two-year period.</p> <p>If the conditions to consent approval are not fulfilled within two years of the date of this letter and the applicant is still interested in pursuing the proposal, a new application will be required. All documentation required for final approval should be provided to the Ministry of Municipal Affairs and Housing a minimum of one month prior to the lapsing date.</p> |
| 3. | <p>The subject property is located within an area identified as providing habitat for the Olive-sided Flycatcher (<i>Contopus cooperi</i>), a species classified as Special Concern in Ontario. Its habitat is considered significant wildlife habitat. Significant wildlife habitat is a natural heritage feature in or near where development and site alteration shall not be permitted unless it is demonstrated that there will be no negative impacts on the natural heritage feature or its ecological function (Provincial Planning Statement policy 4.1.5 (d), and 4.1.8). Potential negative impacts to this species are regulated under the federal <i>Migratory Birds Convention Act, 2022</i>, which prohibits the damage, destruction, or disturbance of active nests.</p> <p>The federal statute, regulations, and guidelines can be found at the following websites:</p> <ul style="list-style-type: none"> a. <i>Migratory Birds Convention Act, 1994</i>: https://laws-lois.justice.gc.ca/PDF/M-7.01.pdf b. <i>Migratory Birds Regulations, 2022</i>: https://laws-lois.justice.gc.ca/PDF/SOR-2022-105.pdf c. Guidelines to avoid harm to migratory birds: https://www.canada.ca/en/environment-climate-change/services/avoiding-harm-migratory-birds/reduce-risk-migratory-birds.html d. Legal protection of migratory birds: https://www.canada.ca/en/environment-climate-change/services/migratory-birds-legal-protection.html e. Fact sheet: Nest Protection under the Migratory Birds Regulations, 2022: https://www.canada.ca/en/environment-climate-change/services/avoiding-harm-migratory-birds/fact-sheet-nest-protection-under-mbr-2022.html f. Frequently asked questions: Migratory Birds Regulations, 2022: https://www.canada.ca/en/environment-climate-change/services/migratory-bird-permits/faq-migratory-birds-regulations-2022.html#toc4 |

The Ministry is aware that no vegetation clearing (including tree and brush removal) may be required as part of the buttress work, or that vegetation clearing could likely be completed outside the breeding season of the Olive-sided Flycatcher: June 5 to August 15. However, if

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vegetation clearing is necessary for the buttress work and cannot occur outside of the flycatcher's breeding season, the proponent would request the Ministry of Municipal Affairs and Housing to amend Condition 4 of the decision to grant provisional consent for file 52-C-263416. Condition 4 would be deleted, and a new condition would require a consent agreement to be registered on title. The owner of the property would agree to the following process:

- At the proposed time vegetation clearing (including tree and brush removal), a nest survey shall be conducted by a qualified biologist to confirm the presence/absence of active Olive-sided Flycatcher (*Contopus cooperi*) nests.
 - If no nests are identified, then vegetation clearing can proceed.
 - If active nests are identified, and vegetation removal is planned to proceed in the presence of active nests, a federal permit will be required before any vegetation is cleared.

Qualified biologists can find provincial guidance for significant wildlife habitat surveys is provided in the Significant Wildlife Habitat Criteria Schedules for Ecoregion 3E and the Significant Wildlife Habitat Mitigation Support Tool (Index 37) include information on species of Special Concern.

4. It is understood that rehabilitation work associated with a mine closure plan meets safety standards, maintains safe access during emergencies, does not create or worsen hazards, and does not result in negative environmental impacts. The rehabilitation facilitated by this consent application is consistent with the Provincial Planning Statement (policy 4.4.3.1), which states that rehabilitation of mining operations shall be required after extraction and other activities have ceased, with progressive rehabilitation undertaken where feasible.

The Ministry of Energy and Mines (MEM) is aware that Barrick Mining Corporation will be constructing a new buttress at the Renabie Mine site, and that they need to acquire the lands before they can proceed. MEM staff visited Renabie Mine in 2024 and did not identify any concerns. Buttressing is likely to be considered progressive rehabilitation under section 139.1 (2) of the *Mining Act*: after the work is completed, a report may be required to be submitted by Barrick Mining Corporation to MEM.

5. Mine rehabilitation is not likely to result in negative impacts on lands and resources in the traditional territory of local Indigenous communities; on the contrary, it would likely *prevent* negative impacts. Accordingly, owners may wish to engage with Indigenous communities that have interest in this site and the watershed (e.g., Missanabie Cree and Brunswick House First Nations) regarding the rehabilitation work at the closed Renabie Mine site.
6. Where access is via a Crown road, such roads are not maintained by the Ministry and are not intended to provide guaranteed access for private or industrial uses, including mine rehabilitation activities. Where use of a Crown road is required to support rehabilitation work and there is proposed maintenance to the road, a work permit from the MNR will be required if maintenance activities are proposed other than those listed exceptions in MNR Crown Land Management Policies 3.03.04, section 3.1.1.6, under the *Public Lands Act*. Permit requests will be subject to review in accordance with MNR's applicable environmental assessment procedures.

The subject lands are in the Ministry of Natural Resources' (MNR's) Chapleau-Wawa District: the proponent is advised to contact the Chapleau Work Centre at mnrf.chapleau.wawa@ontario.ca regarding any required Crown land work permits.

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7. Where trees are reserved to the Crown, tree removal would require authorization from the MNR, through a work permit under the *Public Lands Act*, which may be subject to conditions related to environmental protection and Crown timber removal. See Note 6 for how to contact the MNR for a permit.
8. The *Forest Fires Prevention Act* applies from April 1 to October 31 and outlines requirements related to burning guidelines. The act can be found at the following link:
<https://www.ontario.ca/laws/statute/90f24>.

The subject lands are located outside of municipal fire protection areas, any applicable wildland fire mitigation measures should be informed by the Wildland Fire Risk Assessment and Mitigation Reference Manual, including vegetation management techniques outlined in Chapter 7. Further information can be found at:
<https://www.ontario.ca/page/firesmart> and <https://www.ontario.ca/page/wildland-fire-risk-assessment-and-mitigation-referencemanual>.