

Agnico Eagle's Proposed ~~Terms and Conditions~~ **Commitments**

1. The Proponent shall conduct a hydrogeological characterization study to validate hydraulic gradients and verify the potential for arsenic diffusion from submerged Whale Tail pit walls. The results of the hydrogeological studies shall be provided for review prior to pit construction.
2. If warranted, the pit design shall be revised and/or appropriate mitigation measures should be developed to incorporate the results from the additional studies. The Proponent shall report the results of the hydrogeological characterization and their implications to the pit design and relevant management plans for review prior to pit construction.
3. Should the results of modelling suggest that arsenic diffusion may result in elevated concentrations in the flooded pit post-closure, the Proponent shall perform detailed hydrodynamic modelling of the flooded pit lake prior to closure to evaluate meromixis and flooded pit lake water quality. The results of the modelling shall be provided for review prior to pit construction.

