

## **SCHEDULE I**

### **I. APPLICATIONS FOR LICENCE AMENDMENT, RENEWAL, ASSIGNMENT OR CANCELLATION.**

1. An Application for an amendment or renewal shall be in the form set out by the Board and shall contain the information identified therein and be accompanied by a deposit equal to any water use fee that would be payable under subsection II (1) in respect of the first year of the licence that is being applied for.
2. The fee payable on the submission of an application for the amendment, renewal, cancellation or assignment of this licence is thirty (30) dollars.
3. An application for authorization for the assignment of the licence shall be submitted to the Board, accompanied by the fee set out in (2), no less than 45 days before the date on which the applicant proposes to assign the licence, and shall:
  - a. Be signed by the assignor and the assignee; and
  - b. Include the name and address of the assignee.
4. An application for cancellation of a licence shall be in writing and shall set out the reason for the requested cancellation and a description of the measures taken or proposed to be taken, prior to cancellation, for abandonment of the appurtenant undertaking.

### **II. WATER USE FEES**

1. The fee payable by the licensee for the right to the use of water, calculated on an annual basis, in respect of an industrial, mining and milling undertaking, is the greater of thirty (30) dollars and the aggregate of:
  - a. For the first 2,000 m<sup>3</sup> per day that is authorized by the licence, \$1 for each 100 m<sup>3</sup> per day,
  - b. For any quantity greater than 2,000 m<sup>3</sup> per day but less than or equal to 4,000 m<sup>3</sup> per day that is authorized by the licence, \$1.50 for each 100 m<sup>3</sup> per day, and
  - c. For any quantity greater than 4,000 m<sup>3</sup> per day that is authorized by the licence, \$2 for each 100 m<sup>3</sup> per day.
2. For the purposes of paragraph (1), where a licence authorizes the use of water on a basis other than a daily basis, the licence fee payable shall be calculated by converting the rate of authorized use to an equivalent daily rate.
3. Where the volume of water is specified in a licence to be total watercourse flow, the licence fee will be calculated using the mean daily flow of the watercourse, calculated on an annual basis.

4. Licence fees are payable only for the portion of the year during which the licence is in effect.
5. The licence fees shall be paid or, in the case of an initial payment, deducted from the deposit:
  - a. In respect of a licence for a term of one year or less, at the time the licence is issued; and
  - b. In respect of a licence for a term of more than one year:
    - i. For the first year of the licence, at the time the licence is issued, and
    - ii. For each subsequent year of the licence, or for any portion of the final year of the licence, in advance, on the anniversary of the date of issuance of the licence.
6. Where the licence fee payable under this section is less than the amount of the deposit remitted under subsection I (1), the difference shall be refunded accordingly.

### **III. SECURITY**

1. The Board may fix the amount of security required to be furnished by the applicant in an amount not exceeding the aggregate of the costs of:
  - a. Abandonment of the undertaking;
  - b. Restoration of the site of the undertaking; and
  - c. Any ongoing measures that may remain to be taken after the abandonment of the undertaking.
2. In fixing an amount of security pursuant to subsection (1), the Board may have regard to:
  - a. The ability of the applicant, licensee or prospective assignee to pay the costs referred to in that subsection; and
  - b. The past performance by the applicant, licensee or prospective assignee in respect of any other licence.
3. Security shall be in the form of:
  - a. A promissory note guaranteed by a bank in Canada and payable to the Receiver General;
  - b. A certified cheque drawn on a bank in Canada and payable to the Receiver General;
  - c. A performance bond approved by the Treasury Board for the purposes of paragraph (c) of the definition “security deposit” in section 2 of the *Government Contract Regulations*;
  - d. An irrevocable letter of credit from a bank in Canada; or
  - e. Cash

4. Security deposits shall be furnished by the licensee:
  - a. In respect of a licence for a term of one year or less, no later than 30 days after the licence is issued; and
  - b. In respect of a licence for a term of more than one year:
    - i. For the first year of the licence, no later than 30 days after the licence is issued, and
    - ii. For each subsequent year of the licence, or for any portion of the final year of the licence, in advance, on the anniversary of the date of issuance of the licence.