

Addendum 1 – June 11, 2004

Appendix A Definitions

For the purposes of this RFP, the expressions set forth below have the meanings ascribed to them in the draft Project Agreement attached as Appendix G, with the following additional meanings set out below:

“Cash Allowance”	means the provision of an amount of money in the Financial Template (Appendix I), which is to be replaced at any time with a Variation.
“Contractual Service Requirements”	means the requirements to be specified in the Project Agreement including, but not limited to, all permits, licenses, and directions of authorities having jurisdiction. The Provincial Guidelines may be more stringent than those permitted in the discharge permit.
“Discharge Permit”	as indicated and described in Appendix C. Discharge Permit Criteria refers to the requirements of the WMA Discharge Permit PE-17469 as indicated in Appendix C.
“Evaluation Team”	means the Ministry of Sustainable Resource Management staff, Partnerships BC staff, community representatives and consultants chosen to evaluate the Proposal’s.
“HAZOP”	a structured hazard and operability study for evaluation of a complex process for the purpose of finding problems associated with the operability and safety of the process.
“Hydraulic Capacity”	means the maximum volume of water that can physically flow through the WTP without overflows, spillage, or damage to the WTP.
“Notice of Award”	means the notification by the Province to the successful Preferred Proponent. Upon receipt of the Notice of Award, the Province will initiate negotiations with the Preferred Proponent.
“Operational Acceptance”	means the acceptance by the Province that the Project has operated on a continuous basis for 30 Days in compliance with the Performance Requirements and the Standards in accordance with the Commissioning Plan and has been so certified by the Operator’s Consultant. Operational Acceptance for the purpose of the RFP is a key element of “Substantial Completion” of the “Work” for the purposes of the Project Agreement.
“Operating Period”	means the operating period, which will initially be set at 20-years, commencing on the date upon which Operational Acceptance will be scheduled to occur in the Project Agreement.
“Preferred Proponent”	means any entity, including the company, firm, consortium of any legal entity the Proponent selected by the Province during the RFP Selection Process to negotiate the Project Agreement.

Addendum 1 – June 11, 2004

“Project Team”	means, the Ministry of Sustainable Resource Management staff, Partnerships BC staff, community representatives and consultants involved in the Britannia Mine Water Treatment Plant Project.
“Proponent”	means any entity, including a company, firm, consortium or any legal entity, which has been invited to the RFP stage.
“Province’s Contact Person”	contact information provided under Section 8.1
“Proponent’s Contact Person”	Identified by the Proponents according to Section 8.5 of the RFP.
“Proposal”	means the proposal submitted by a Proponent under this RFP;
“Restricted Parties”	means those Persons (including their former and current employees) who (a) had, or currently have, direct participation or involvement in the Selection Process, or (b) in the planning or implementation of the Water Treatment Plant Project beyond the feasibility level studies, or (c) have specialized knowledge related to the mine water reservoir or outfall, and who may therefore provide a material unfair advantage or confidential information that is not, or would not reasonably be expected to be, available to other Proponents.
“RFP”	means this Request for Proposals, being that is, the documentation issued by Partnerships British Columbia on behalf of the Ministry of Sustainable Resource Management requesting the submission of proposals and detailing the project requirements;
“RFP Documents”	means collectively this RFP plus Appendixes A to J inclusive, plus any Addenda;
“Selection Process”	means the process pursuant to which the Province solicits Proposals, develops a short list of Proponents to whom the Province will submit the RFP and selects the Preferred Proponent with whom the Province will enter into the Agreement for the WTP.
“Special Waste”	has the meaning as defined in the Special Waste Regulation under the <i>Waste Management Act</i> (British Columbia);
“Submission Deadline”	The Submission Time is no later than 2:00:00 pm Local Time on August 31, 2004.