

Hatch Ltd.

June 14, 2016

## SENT VIA EMAIL

Quincy Leung, Project Manager  
Canadian Environmental Assessment Agency  
701 West Georgia Street, Suite 410  
Vancouver, B.C. V7Y 1C6

Dear Mr. Leung:

**Subject: Kitimat Clean - Response to CEAA's Marine Terminal Letter (from June 9, 2016)**

On behalf of Kitimat Clean Ltd., Hatch Ltd. is responding to the Canadian Environmental Assessment Agency's (the Agency) inquiry regarding ownership and legal right of the proposed marine terminal site for the Kitimat Clean Refinery Project.

The proposed marine terminal site is situated on provincial Crown land in an area zoned as greenbelt in the District of Kitimat. The land has been reserved and withdrawn from disposition under s.16 of the *Land Act* by the Crown Land Opportunities Branch of the Government of BC. For this particular s.16 withdrawal, the Minister does allow for *Land Act* licences for study or investigative purposes, not more than two years in length, and further there are no exclusivity rights associated with this type of tenure (i.e., multiple temporary licenses of occupation can be issued for multiple proponents in the same area) (pers. comm., Maureen Tait; David Francis, Ministry of Forests, Lands and Natural Resource Operations (FLNRO)). At this time, Kitimat Clean Ltd., may submit an application for a temporary license of occupation for the purposes of conducting geotechnical investigative studies for the land within the Marine Terminal Site (Tait, pers.comm).

Kitimat Clean Ltd. plans on initiating discussions with the Haisla Nation to obtain support prior to filing an application with FLNRO for a temporary licence of occupation. At this time, we do not foresee any reason that may prevent FLNRO from issuing a temporary license of occupation for the Kitimat Clean Refinery Project.

We trust that this information clarifies and answers your inquiry. Please contact either myself or the President of Kitimat Clean Ltd., David Black if you have any further questions.

Yours faithfully,

<Original signed by>

Mellissa Winfield-Lesk

MWL:dk

cc: Kristin Worsley (BC EAO), David Black (Kitimat Clean)