

# APPENDIX E

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**From:** Moszynski, Dorothy (MECP) <[Dorothy.Moszynski@ontario.ca](mailto:Dorothy.Moszynski@ontario.ca)>

**Sent:** July 15, 2024 8:48 AM

**To:** Dayna N Scott <<email address removed>>

**Cc:** McLeod, Sasha (MECP) <[Sasha.McLeod@ontario.ca](mailto:Sasha.McLeod@ontario.ca)>

**Subject:** RE: Eagle's Nest Multi-metal Mine

Dear Dayna,

The proposed Eagle's Nest project is currently subject to comprehensive EA requirements under the EA Act. If you have any further questions about the status of the EA, please reach out to Wyloo directly.

Sincerely,  
Dorothy

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**From:** Dayna N Scott <<email address removed>>

**Sent:** Friday, June 28, 2024 4:22 PM

**To:** Moszynski, Dorothy (MECP) <[Dorothy.Moszynski@ontario.ca](mailto:Dorothy.Moszynski@ontario.ca)>

**Cc:** McLeod, Sasha (MECP) <[Sasha.McLeod@ontario.ca](mailto:Sasha.McLeod@ontario.ca)>

**Subject:** Re: Eagle's Nest Multi-metal Mine

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Hi Dorothy

Thanks. OK, what about the question I asked about Ontario? Is Ontario going to require an EA for the proposed mine?

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Dayna Nadine Scott

York Research Chair in Environmental Law & Justice in the Green Economy

Associate Professor, Osgoode Hall Law School and the Faculty of Environmental Studies,  
York University | <personal information removed>

Treaty Lands and Territory of the Mississaugas of the New Credit First Nation and the Dish with One Spoon Wampum

Tel. (<personal information removed>

Fax. (416) 736-5736

<email address removed>

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**From:** Moszynski, Dorothy (MECP) <[Dorothy.Moszynski@ontario.ca](mailto:Dorothy.Moszynski@ontario.ca)>

**Sent:** Friday, June 28, 2024 1:17 PM  
**To:** Dayna N Scott <<email address removed>>  
**Cc:** McLeod, Sasha (MECP) <[Sasha.McLeod@ontario.ca](mailto:Sasha.McLeod@ontario.ca)>  
**Subject:** RE: Eagle's Nest Multi-metal Mine

Dear Dayna,

Apologies for the delay with this response.

Your questions about what is posted on Wyloo's website are best directed toward Wyloo. With respect to your question about timing, once a Terms of Reference has been approved, it is up to the proponent when to prepare and submit its EA.

For questions about how the road proponents, Marten Falls First Nation and Webequie First Nation, are conducting their respective cumulative effects assessments for their EAs, including what information they are considering for those assessments, we encourage you to contact the road proponents.

Thank you. Have a nice long weekend,

Dorothy

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**From:** Dayna N Scott <<email address removed>>  
**Sent:** Wednesday, June 19, 2024 10:10 AM  
**To:** Moszynski, Dorothy (MECP) <[Dorothy.Moszynski@ontario.ca](mailto:Dorothy.Moszynski@ontario.ca)>  
**Cc:** McLeod, Sasha (MECP) <[Sasha.McLeod@ontario.ca](mailto:Sasha.McLeod@ontario.ca)>  
**Subject:** RE: Eagle's Nest Multi-metal Mine

**CAUTION -- EXTERNAL E-MAIL - Do not click links or open attachments unless you recognize the sender.**

Hi Dorothy,  
Just checking in to confirm you received my questions below.  
Thanks  
DNS

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**From:** Dayna N Scott  
**Sent:** June 13, 2024 10:10 AM  
**To:** Moszynski, Dorothy (MECP) <[Dorothy.Moszynski@ontario.ca](mailto:Dorothy.Moszynski@ontario.ca)>  
**Cc:** McLeod, Sasha (MECP) <[Sasha.McLeod@ontario.ca](mailto:Sasha.McLeod@ontario.ca)>  
**Subject:** RE: Eagle's Nest Multi-metal Mine

Thanks Dorothy, I received the file.

Yes, I understand that the proponents of the road projects are required to conduct a cumulative effects

assessment – my difficulty is that if Wyloo has not updated the publicly available information about their plans for the mine (ie this TOR represents the plan, officially), then those cumulative impacts assessments won't be able to effectively take into account the expected impacts.

Are Wyloo's current plans (which are posted to their website), going to be officially considered in the cumulative effects assessment? And will we know whether Ontario is going to require an EA for the mine before the NRL assessment closes for comments?

D

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**From:** Moszynski, Dorothy (MECP) <[Dorothy.Moszynski@ontario.ca](mailto:Dorothy.Moszynski@ontario.ca)>  
**Sent:** June 12, 2024 3:54 PM  
**To:** Dayna N Scott <<email address removed>>  
**Cc:** McLeod, Sasha (MECP) <[Sasha.McLeod@ontario.ca](mailto:Sasha.McLeod@ontario.ca)>  
**Subject:** RE: Eagle's Nest Multi-metal Mine

Dear Dayna,

We can certainly send you a copy of the approved Terms of Reference. We will send you a subsequent email from our secure file transfer service since the document may be too large to send via email.

In regard to your question, the timing of when to initiate the EA phase is up to the proponent.

Regarding cumulative effects, the proponents of the three road projects are required to conduct a cumulative effects assessment for their respective project. These assessments are expected to consider information on past, present and reasonably foreseeable projects, such as mineral exploration and mining development projects. The road proponents discuss how they plan to assess cumulative effects in their approved Terms of Reference (available on their project websites). The proponents are also consulting with Indigenous communities, the public and agencies on their respective cumulative effects assessments as part of the EA processes. We encourage you to continue to participate in any consultation opportunities offered by the proponents of the three road projects.

Thank you for your email,

Dorothy and Sasha

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**From:** Dayna N Scott <<email address removed>>  
**Sent:** Wednesday, May 29, 2024 9:33 AM  
**To:** McLeod, Sasha (MECP) <[Sasha.McLeod@ontario.ca](mailto:Sasha.McLeod@ontario.ca)>; Moszynski, Dorothy (MECP) <[Dorothy.Moszynski@ontario.ca](mailto:Dorothy.Moszynski@ontario.ca)>

**Subject:** Eagle's Nest Multi-metal Mine

**CAUTION -- EXTERNAL E-MAIL - Do not click links or open attachments unless you recognize the sender.**

Dear Sasha and Dorothy,

Can you please send me an electronic version of the approved TOR for this project?

If I may ask, do you know when the TOR is expected to be amended in accordance with the new plans that Wyloo has publicized for this site? I have heard that the company only plans to do so after the roads have been approved, but I don't understand how participants are supposed to conduct an effective analysis of the cumulative effects of the roads without a clear sense of what is planned for the mine.

Can you clarify?

Thanks,

DNS

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**Dayna Nadine Scott**

**York Research Chair in Environmental Law & Justice in the Green Economy, 2018-2023**

Associate Professor, Osgoode Hall Law School and the Faculty of Environmental & Urban Change,  
York University | <personal information removed>

*Treaty Lands and Territory of the Mississaugas of the Credit and the Dish with One Spoon Wampum*

Tel. <personal information removed>

Fax. (416) 736-5736

<personal information removed>

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