

ENVIRONMENTAL PROTECTION AND ENHANCEMENT ACT
BEING CHAPTER E-12 R.S.A 2000 (the “Act”)

Amendment No. 2

ENVIRONMENTAL PROTECTION ORDER NO. EPO-2013/34-CR

VIA E-MAIL ONLY

Coal Valley Resources Inc.
c/o Registered Office
2900, 10180 101 Street
Edmonton AB T5J 3V5
 (“CVRI”)
E-mail: jschadan@westmoreland.com

and

Sherritt International Corporation
c/o Registered Office
1133 Yonge Street
Toronto, ON M4T 2Y7
 (“Sherritt”)
E-mail: smccaughan@sherritt.com

(collectively, CVRI and Sherritt are hereinafter referred to as “the Parties”)

WHEREAS on November 19th, 2013, Environment Protection Order No. EPO-2013/34-CR (the “Environment Protection Order”) was issued to the Parties;

WHEREAS the Environment Protection Order was amended on November 25, 2013;

WHEREAS section 243(1) of the *Act* states that the Regulator may amend a term or condition of, add a term or condition to or delete a term or condition from an environmental protection order;

THEREFORE, I, Brian Olson, the Manager, Enforcement & Surveillance Coal (Mining), pursuant to section 243(1) of the *Act*, do HEREBY AMEND or ADD to the Environment Protection Order, as follows:

1. In Clause 21, delete “weekly” and replace with “monthly”.
2. After Clause 21, add:

21A. Any water sampling or monitoring data that results from activities conducted under the Long-Term Sampling and Monitoring Plan shall be, on a weekly basis, posted directly to the Obed website (www.obed.ca) and provided to the Director, until otherwise authorized in writing by the Director.

3. In Clause 39, delete “on the first day” and replace with “no later than the seventh day”.

DATED at the City of Grande Prairie in the Province of Alberta, this 30th day of June 2015.



Brian Olson
Manager, Enforcement & Surveillance Coal (Mining)
Environment & Operational Performance Branch

Notwithstanding the above requirements, the Parties shall obtain all necessary approvals in complying with this Order.

Take notice that this Order is a remedial tool only, and in no way precludes any enforcement action being taken regarding this matter in the *Act* or any other provincial or federal legislation, or by any other regulator having jurisdiction.

Under the *Responsible Energy Development Act*, an eligible person may file a request for a regulatory appeal on an appealable decision. Eligible persons and appealable decisions are defined in section 36 of the *Responsible Energy Development Act* and section 3.1 of the *Responsible Development Act General*

Regulation. If you wish to file a request for regulatory appeal, you must submit your request in the form and manner and within the timeframe required by the AER. You can find filing requirements and forms on the AER website, www.aer.ca, under Applications & Notices: Appeals.