

PREVIOUSLY FILED DOCUMENTS



Relying on Previously Filed Documents

S.3.5 - Exception for Written Disclosure Already Filed

- Sections 3.2 and 3.3 and paragraphs 3.4 (a), (c) and (d) do not apply if the issuer includes in the written disclosure a reference to the title and date of a previously filed document that complies with those requirements.
- Includes any document filed on SEDAR

Can't Refer To Previous Filing For:

- S. 2.2 and 3.4(b) - Tonnes and grade of each category of mineral resources and reserves
- S.2.3 - Cautionary and required statements
 - Exploration targets
 - Preliminary assessments
- S.2.4 and 4.2(2) Required disclosure for historical estimates

Can't Refer To Previous Filing For:

- S.3.1 Naming qualified person
- S.3.4(e) Caution regarding mineral resources used in economic analysis
- S.6.2(2) Required statements if delay in site visit
- S.9.2 Required statements for limited exemption for royalty interests



Grandfather is Getting Old

What do we mean by “grandfathering” clause?

- Transition allowance when NI 43-101 first came into effect?
- Issuers could rely on disclosure in previously filed documents.
- There were conditions to this allowance.

Grandfather is Getting Very Old

Which NI 43-101 requirements had a “grandfather” provision?

- Section 4.2(1) Technical Reports triggered by
 - (a) a Preliminary Short Form Prospectus
 - (f) an Annual Information Form



For Most - Grandfather is Dead

What were the conditions?

- No new material scientific and technical disclosure since what was disclosed in:
 - Annual Information Form
 - Prospectus
 - Material Change Report
- Filed before February 1, 2001

Relying on Previously Filed Technical Report - Section 4.2(8)

- You don't have to file a new technical report under Section 4.2(1) if:
 - Have previously filed a report on property
 - Report meets the requirements of s.5.3(1), if applicable
 - Report is still current
 - File updated certificates and consents of each QP