

2002 BCSECCOM 1044

Headnote

Mutual Reliance Review System for Exemptive Relief Applications - relief granted from the requirement in National Instrument 43 -101 to have a qualified person inspect a property that is the subject of a technical report – property is an early stage diamond exploration property and site visit would not affect the recommended work program

Applicable British Columbia Provisions

National Instrument 43-101 *Standards of Disclosure for Mineral Projects*, ss. 6.2 and 9.1

IN THE MATTER OF THE SECURITIES LEGISLATION OF BRITISH COLUMBIA AND ALBERTA

AND

IN THE MATTER OF THE MUTUAL RELIANCE REVIEW SYSTEM FOR EXEMPTIVE RELIEF APPLICATIONS

AND

IN THE MATTER OF MIRANDA DIAMOND CORP.

MRRS DECISION DOCUMENT

- ¶ 1 WHEREAS the local securities regulatory authority or regulator (the “Decision Maker”) in each of British Columbia and Alberta (the “Jurisdictions”) has received an application from Miranda Diamond Corp. (the “Filer”) for a decision under the securities legislation of the Jurisdictions (the “Legislation”) that the requirement contained in the Legislation that at least one qualified person preparing or supervising the preparation of a technical report inspect the property that is the subject of the technical report (the “Personal Inspection Requirement”) will not apply to the Filer;
- ¶ 2 AND WHEREAS under the Mutual Reliance Review System for Exemptive Relief Applications (the “System”), the British Columbia Securities Commission is the principal regulator for this application;
- ¶ 3 AND WHEREAS, unless otherwise defined, the terms herein have the meaning set out in National Instrument 14-101 *Definitions*;
- ¶ 4 AND WHEREAS the Filer has represented to the Decision Makers that:

2002 BCSECCOM 1044

1. the Filer is incorporated under the British Columbia *Company Act* and has its head office in British Columbia;
2. the Filer is a reporting issuer under the Legislation of each Jurisdiction and is not in default of any requirements of the Legislation;
3. the authorized capital of the Filer consists of 100,000,000 common shares without par value, of which 5,121,760 common shares were issued and outstanding as of November 12, 2002;
4. the Filer's common shares are listed on the TSX Venture Exchange;
5. on September 10, 2002, the Filer entered into agreements to acquire three diamond exploration properties, comprising a total of 412 mineral claims covering 51,485 acres, located in the Otish Mountains region of Québec (the "Properties");
6. the Properties are material properties to the Filer;
7. the Properties are early stage diamond exploration properties that have had no exploration work performed on them;
8. the Filer has engaged the services of Jim Chapman, BSc., P.Geo., to prepare a technical report on the Properties (the "Report") in the form prescribed by National Instrument 43-101 *Standards of Disclosure for Mineral Properties* ("NI 43-101");
9. Mr. Chapman is a "qualified person", as defined in NI 43-101, has extensive experience with the exploration of diamond properties, including diamond exploration on properties in the same region as the Properties, and is familiar with the area where the Properties are located;
10. the Report recommends a work program involves an airborne geophysical survey; any anomalies generated by the airborne survey will then be evaluated and categorized, with the intention of following with field evaluation through prospecting and a ground based magnetic survey to define the size, shape and exact location of the anomaly, followed by detailed till sampling (the "Work Program");
11. the Filer has received regulatory approval to acquire the Properties; and
12. a site visit of the Properties would not affect the Work Program recommended in the Report for the following reasons:

2002 BCSECCOM 1044

- (a) the recommended exploration is geophysics and preliminary surface sampling, and
 - (b) no previous exploration has been conducted on the properties, so there are no specific targets to examine on the ground until the airborne survey contemplated in the Work Program is completed.
- ¶ 5 AND WHEREAS under the System, this MRRS Decision Document evidences the decision of each Decision Maker (collectively, the “Decision”);
- ¶ 6 AND WHEREAS each of the Decision Makers is satisfied that the test contained in the Legislation that provides the Decision Maker with the jurisdiction to make the Decision has been met;
- ¶ 7 THE DECISION of the Decision Makers under the Legislation is that the Personal Inspection Requirement shall not apply to the Filer in respect of the Report, provided that:
 - (a) the Report, the certificate to the Report, and any document that includes disclosure based on the Report include a statement that the qualified person, as defined in NI 43-101, has not conducted a personal inspection of the Properties, the reasons why the personal inspection was not conducted, and that the Filer has been exempted from the Personal Inspection Requirement; and
 - (b) the qualified person conducts a site visit and re-files the Report and certificate to the Report as soon as the Work Program changes.
- ¶ 8 DATED December 19, 2002

Brenda Leong
Director