

ORDER

SECTION 35, THE MINING ACT, R.S.O. 1990

ORDER NO. W-TB-38/21

WHEREAS pursuant to subsection 35(1) of the Mining Act, the Minister may, by order signed by him or her, withdraw from prospecting, mining claim registration, sale and lease any lands, mining rights or surface rights that are the property of the Crown, and the lands, mining rights or surface rights shall remain withdrawn until reopened by the Minister;

AND WHEREAS the Minister's authority to make an order under subsection 35(1) of the Mining Act has been delegated to staff of the Ministry of Northern Development, Mines, Natural Resources and Forestry including to the Assistant Deputy Minister, Mines and Minerals Division;

AND WHEREAS Biigtigong Nishnaabeg has asserted an Aboriginal title claim in respect of territory including, without limitation, the areas described below;

AND WHEREAS, although this withdrawal order will continue unless and until it is revoked by an order made pursuant to subsection 35(4) of the Mining Act, the ministry intends to review the withdrawal within three years of the date of this Order to ascertain whether it is appropriate to maintain the withdrawal in light of the status of efforts by Ontario, Canada and Biigtigong Nishnaabeg to resolve the Aboriginal title claim;

I HEREBY ORDER:

Pursuant to subsection 35(1) of the Mining Act, that the SURFACE AND MINING RIGHTS of the areas outlined in red on the map attached as Schedule "A", situated in the Townships of Coldwell, McCoy, and Pic, and in the Areas of Mussy Lake and Henrick Lake, Thunder Bay Mining Division, containing 1456.4 hectares more or less, are WITHDRAWN from prospecting, mining claim registration, sale and lease.

This order does not affect pre-existing mining rights and tenure such as mining claims, mining leases or licenses of occupation, located in the areas outlined in red on Schedule "A", provided however that should any of those mining rights and tenure revert to the Crown by forfeiture, expiry, termination or otherwise, they shall, upon the reversion, be withdrawn as part of this Order.

This order comes into effect upon signing.

Date: October 12, 2021

Time: 3:07

Smith

for Susan Capling, Assistant Deputy Minister
Mines and Minerals Division

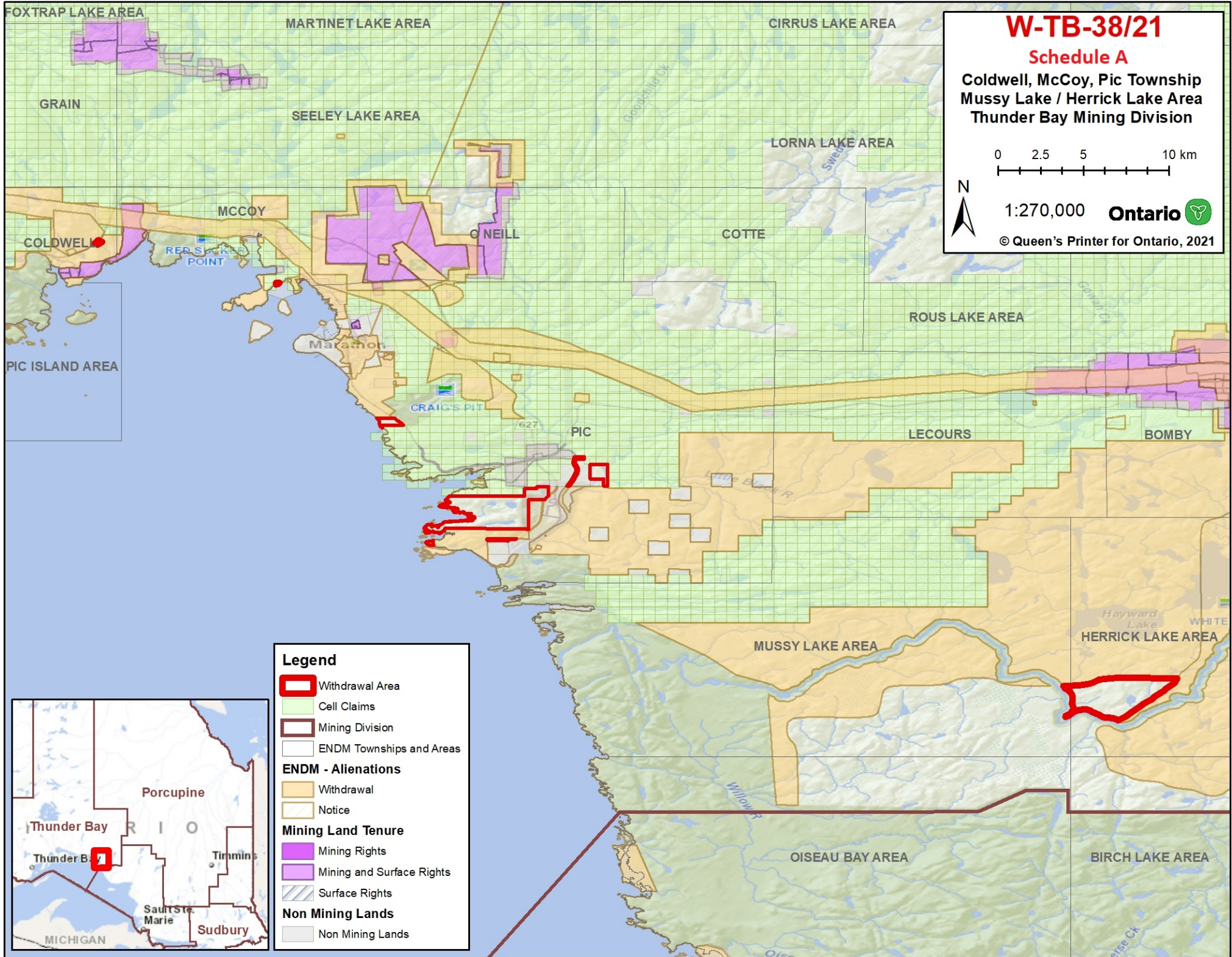
Copies:

Provincial Mining Recorder, MNDMNRF

Senior Manager, Mining Lands Section, MNDMNRF

Director, Indigenous Consultation and Partnerships Branch, MNDMNRF

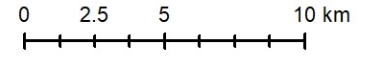
Provincial Lands Specialist, Crown Land Registry, MNDMNRF



W-TB-38/21

Schedule A

Coldwell, McCoy, Pic Township
 Mussy Lake / Herrick Lake Area
 Thunder Bay Mining Division



1:270,000 **Ontario**

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Legend

- Withdrawal Area
- Cell Claims
- Mining Division
- ENDM Townships and Areas

ENDM - Alienations

- Withdrawal
- Notice

Mining Land Tenure

- Mining Rights
- Mining and Surface Rights
- Surface Rights

Non Mining Lands

- Non Mining Lands

