



INTERNATIONAL CYANIDE MANAGEMENT INSTITUTE

2019

Signatory Application Form

For The International Cyanide Management Code

www.cyanidecode.org

The International Cyanide Management Code (hereinafter “the Cyanide Code”), this document, and other documents or information sources referenced at www.cyanidecode.org are believed to be reliable and were prepared in good faith from information reasonably available to the drafters. However, no guarantee is made as to the accuracy or completeness of any of these other documents or information sources. No guarantee is made in connection with the application of the Cyanide Code, the additional documents available or the referenced materials to prevent hazards, accidents, incidents, or injury to employees and/or members of the public at any specific site where gold or silver is extracted from ore by the cyanidation process. Compliance with the Cyanide Code is not intended to and does not replace, contravene or otherwise alter the requirements of any specific national, state or local governmental statutes, laws, regulations, ordinances, or other requirements regarding the matters included herein. Compliance with the Cyanide Code is entirely voluntary and is neither intended nor does it create, establish, or recognize any legally enforceable obligations or rights on the part of its signatories, supporters or any other parties.

CYANIDE CODE SIGNATORY APPLICATION INSTRUCTIONS

1. Applicant Qualifications. Applicant must own, control, or operate: (a) an active mining operation or advanced development project that uses or will use cyanide for gold and/or silver extraction, (b) a facility that produces cyanide for use in gold and silver mining, or (c) an operation transporting cyanide for use in gold or silver mining (including a consignor operating one or more cyanide supply chains).

2. Operations Description on Part II. Applicant's mines, cyanide production facilities and cyanide transport operations that fall within the scope of the International Cyanide Management Code must be described in Part II, regardless of how owned or whether such operations are to be certified. If a mine, production facility, or transport operation is operated by a contractor or separate operating company, the name of the contractor or company must be provided in Part II. The mailing address and physical location (latitude and longitude to the nearest minute) should be provided for each mining operation. Use the "additional information/comments" section of Part II to explain the rationale not to pursue certification of a specific mine, production facility or transport operation.

Signatory transporters that are consignors must list in Part II each supply chain to be certified and identify each entity in each supply chain that manages cyanide (e.g., each trucking company, railway and rail terminal, shipping company and port). Consignors must structure their supply chains such that all rail lines, ocean carriers and ports utilized by the signatory to transport cyanide to certified mines are included.

3. Execution Instructions; Website Information. An owner or officer of the Applicant that owns, controls, or operates the mine, cyanide production facility or cyanide transport operation must sign the application. Submission of this Application constitutes permission to post the information provided in Part II of the application on the Cyanide Code website. However, upon the written request of a signatory consignor, the initial listing of this information on the transporter's ICMI signatory web page will include only a general description of the supply chain (e.g., "from the X sodium cyanide manufacturing facility to mines in South America"); the identity of each individual cyanide carrier and the country or countries in which they operate will be added only after the supply chain has been certified.

4. Annual Fee. The annual Signatory Fee in U.S. dollars or equivalent must accompany this Application. (See fee schedule at <http://www.cyanidecode.org/become-signatory/signatory-fees>.)

5. Applicant's Duty to Provide Current Information. Applicant agrees to keep the application information current and to file an amended Application as necessary to indicate closure of operations or other events that significantly affect the information contained in this Application in a timely manner. Gold and silver production information must include all sources, including joint ventures, which accrue to the Applicant's benefit.

6. Notification to ICMI: Applicant agrees to notify ICMI of the occurrence of a significant cyanide incident at any of its operations listed in Part II of this application. Notification to ICMI is encouraged if there is any doubt regarding the significance of the incident. Applicant also agrees to notify ICMI if any of its certified mining operations can no longer receive “certified cyanide” (i.e., cyanide that was produced and transported by a certified producer or transporter), and must arrange for an alternate producer and/or transporter that is not certified in compliance with the Cyanide Code. Signatory transporters that are consignors agree to notify ICMI of the addition or substitution of an individual carrier in a certified supply chain.

A written notification is to be submitted by e-mail or facsimile to ICMI at info@cyanidecode.org and +1-202-835-0155. The information will not be posted on the ICMI web site, but will be used by ICMI to refer inquiries it may receive to the designated company representative.

Initial notification of a significant incident is requested within 24 hours of its occurrence, and should include the date and nature of the incident, and the name and contact information of a company representative to respond to requests for additional information. If such information is not available at that time, the initial notification should be submitted with the available information and updated as soon as practicable but preferably no later than 72 hours after the incident.

Notification of an agreement for purchase or transport of “non-certified” cyanide is requested to be within 72 hours of making such an agreement, and should include the reason for using a “non-certified” cyanide producer or transporter, the time anticipated until a certified cyanide supply can be re-established, and contact information of a company representative to respond to requests for additional information.

Notification of a change in carriers included in consignor’s certified supply chain is requested to be within 72 hours of the new carrier initiating its activities.

7. Time Period for Certification. All active mines, production facilities, or transporters listed in Part II for which Cyanide Code certification is intended must be audited to verify their compliance with the Cyanide Code within three (3) years of being designated for certification. This requirement is met if the site inspection portion of the audit has been conducted by the applicable deadline. A certified operation must have the site inspection portion of its next audit conducted within three years of the effective date of its previous audit, which is the date the Institute posts its Summary Audit Report and announces its certification on the Cyanide Code website.
8. Supplemental Information-Part II. Use additional pages, or an alternate format for Part II, to provide supplemental information.
9. Where to file your application. By mail to 1400 I Street, NW, Suite 550, Washington, DC 20005 USA.

PART I – APPLICANT INFORMATION

Type of Operation: Mine Cyanide Production Cyanide Transporter

Type of Application: Original Application Revised Application

Name of Applicant: _____

Address: _____

(City) (State) / (Province) (Postal Code) (Country)

Name of Person Responsible for Completing the Application: _____

Phone: _____ Fax: _____ E-mail: _____

ANNUAL SIGNATORY FEES

Annual Fee for Cyanide Producers: \$6,300

Annual Fee for Cyanide Transporters: \$1,100

Annual Fee for Mining Companies: \$0.042/ounce of gold produced by signatory’s primary gold mine(s), and \$0.042/ounce of gold equivalent ounces produced by signatory’s primary silver mine(s) in 2018

- Includes production by cyanidation at all of a company’s operations in 2018, including those not designated for certification
- Includes percentage (%) of production from joint ventures
- A minimum fee of \$2,000 applies regardless of the signatory company's 2018 production
- A mine’s primary metal is defined as the metal that contributes the greatest percentage of revenue
- “Gold equivalent ounces” is defined as silver production expressed in equivalent gold units using the most recent published London spot market price

Total _____ ounces of gold x US\$0.042 per ounce = US\$_____

Filing Authorization, Release of Information, and Applicant’s Indemnity. The undersigned is authorized to file this Application on behalf of the Applicant. Upon the acceptance of the Applicant as a Cyanide Code Signatory, the Applicant authorizes the posting of information in Part II of this Application on the Cyanide Code website. The Applicant and the Applicant’s corporate affiliates under common control with the Applicant hereby agree to indemnify and protect the International Cyanide Management Institute, its officers, directors, and employees (collectively, the “Indemnitees”), from and against any and all loss, claims, damages, or liabilities arising from any and all claims (including reasonable legal expenses), demands, actions, suits, or proceedings in which the Indemnitees may be involved, as a party or otherwise,

by reason of, or as a consequence of, the mining, cyanide production, or cyanide transportation operations owned, controlled, or operated by the Applicant.

Applicant's Agreement to Hold Harmless and to Participate in the Dispute Resolution Process.

The Applicant hereby agrees to hold the International Cyanide Management Institute, and its officers and directors, harmless with regard to the Institute's denial of certification, conditional certification, certification, or decertification of any of the Applicant's operations. The Applicant further agrees to hold the Institute, and its officers and directors, harmless for all of the Institute's other activities in administering the International Cyanide Management Code and in fostering the goals of the Cyanide Code. The Applicant also agrees to abide by the Cyanide Code's Dispute Resolution Procedure, which will be used for resolution of all disputes regarding administration of the Cyanide Code.

Specifically, the Applicant hereby understands and agrees that: (1) the Applicant will be bound by the Dispute Resolution Procedure; (2) that the outcome of the Procedure is final; and (3) the Applicant will hold the International Cyanide Management Institute, and its officers and directors, harmless in connection with the resolution of any dispute pursuant to the Procedure.

Name: _____ Title: _____

Signature: _____ Date: _____

Phone: _____ Fax: _____ E-mail: _____

(Must be signed by owner/corporate officer.)

