International Mining Law Short Course

This three-and-one-half-day international mining law short course, with an optional tour of an active mining operation and World Heritage Site mining town, is intended to provide international mining law practitioners, company managers, and related professionals with a solid foundation in the legal concepts, key agreements, and social and sustainability issues that are essential for anyone involved in mining projects or advises clients in international or cross-border mining or mining-related transactions.

The diverse faculty are highly esteemed and widely experienced practitioners and academics from 11 countries who are known for their expertise in mining tenure systems, transactions, development, operations, agreements, and sustainability. The short course is ideal for early- to mid-career professionals, but more experienced attendees will also benefit from the course, which will address both legal “nuts and bolts” aspects and more advanced concepts, taking into account core industry contractual relations encountered and the practical and social realities of successful mining activities within the context of their broader societal benefits and impacts.

September 21-24, 2020
InterContinental Hotel, Santiago, Chile

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DAY 1: Monday, September 21, 2020

Morning: Preliminary Topics

7:30 am – 9:00 am: Registration

9:00 am – 9:30 am: Introduction and Welcomes
ALEX RITCHIE, Executive Director, Rocky Mountain Mineral Law Foundation, Westminster
STUART R. BUTZIER, Program Co-Chair; Modrall Sperling, Santa Fe; President-Elect, Rocky Mountain Mineral Law Foundation
PATRICIA NUNEZ, Program Co-Chair; Nunez, Munoz & Cia Ltda., Abogados, Santiago

9:30 am – 11:00 am: International Tenure Systems and State Involvement
• Nature of the mining tenure system
• Applying for and obtaining rights
• Granting and administrative authority
• State agreements and hybrid systems
• Laws, regulations and license conditions
• Environmental evaluations
• Financial assurance and reclamation
ANA ELIZABETH BASTIDA, University of Dundee, Dundee, Scotland
MILTON MONTOYA, Universidad Externado de Colombia, Bogota

11:00 am – 11:30 am: Hosted Refreshment Break

11:30 am – 1:00 pm: Introduction to Cross-Border Transactions
• Civil law versus common law jurisdictions
• Developed and undeveloped resource-rich regions of the world
• Foreign direct investment/bilateral and multilateral investment treaties
• Tax issues and stabilization agreements
• Importance of default, remedies, and dispute resolution clauses
• Repatriation of investment and profits/foreign exchange regulations
• Expropriation, nationalization, and political risks
IGNACIO J. RANDLE, Estudio Randle, Buenos Aires
JOEL O. BENSON, Davis Graham & Stubbs LLP, Denver

1:00 pm – 2:30 pm: Lunch – On Your Own

Afternoon: Key Agreements

2:30 pm – 4:00 pm: Preliminary Negotiations and Agreements
• Confidentiality agreements
• Term sheets/letters of intent/memoranda of understanding
• Due diligence exchanges and file access
• Disclosure obligations
FRANCE M. TENAILLE, Gowling WLG (Canada) LLP, Toronto
RAFAEL VERGARA, Carey y Cia Ltda., Santiago

4:00 pm – 4:30 pm: Hosted Refreshment Break

4:30 pm – 6:00 pm: Venture Agreements
• Confidentiality agreements
• Term sheets/letters of intent/memoranda of understanding
• Due diligence exchanges and file access
• Disclosure obligations
DARRELL PODOWSKI, Cassels Brock, Vancouver
CARLOS VILHENA, Pinheiro Neto Advogados, Brasilia

DAY 2: Tuesday, September 22, 2020

Morning: Key Agreements (cont.)

9:00 am – 11:00 am: Venture Agreements
• Confidentiality agreements
• Term sheets/letters of intent/memoranda of understanding
• Due diligence exchanges and file access
• Disclosure obligations
DARRELL PODOWSKI, Cassels Brock, Vancouver
CARLOS VILHENA, Pinheiro Neto Advogados, Brasilia

11:00 am – 11:30 am: Hosted Refreshment Break

11:30 am – 1:00 pm: Venture Agreements
Continued

1:00 pm – 2:30 pm: Lunch – On Your Own

Afternoon: Key Agreements (cont.)

2:30 pm – 4:00 pm: Financing Agreements and Documentation
• Identifying and evaluating financing sources
• Loan agreements
• Agreements facilitating non-passive involvement
• Security documentations
• Hedging and related tools
BARRY IRWIN, Allen & Overy, Singapore (invited)
CYNTHIA E. URDA-KASSIS, Shearman & Sterling LLP, New York

4:00 pm – 4:30 pm: Hosted Refreshment Break

4:30 pm – 6:00 pm: Royalty Agreements and Streaming Agreements
• History and current uses
• Royalty/stream concepts and types
• Economic effects of royalties/streams
• Royalties and streams as financing vehicles
RANDY SHEFMAN, Royal Gold, Inc., Denver (invited)
JAN N. STEIERT, EMX Royalty Corporation, Littleton

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DAY 3: Wednesday, September 23, 2020

Morning: Key Agreements (cont.)

9:00 am – 10:00 am:  Procurement and Construction Agreements
• RFPs, evaluation of bids
• EPC and EPCM agreements
• Other construction agreements
OSCAR AITKEN, Carey Abogados, Santiago (invited)

10:00 am – 11:00 am:  Operations Agreements
• Drilling agreements
• Contract mining agreements
• Equipment agreements
• Blasting and explosives contracts
EDUARDO PASETA, Minsur S.A., Lima (invited)

11:00 am – 11:30 am:  Hosted Refreshment Break

11:30 am – 12:15 pm:  Offtake and Smelting Agreements
JAN N. STEIERT, EMX Royalty Corporation, Littleton

12:15 pm – 1:00 pm:  Product Marketing and Sales Agreements
CARLA ARAYA PIZARRO, Antofagasta Minerals S.A., Santiago

1:00 pm – 2:30 pm:  Lunch – On Your Own

Afternoon: Sustainability and Social License Issues

2:30 pm – 3:30 pm:  Linkages to Development and Sustainable Development
• Sustainable development contributions
• Impacted communities
• Local goods and services
FLORENCIA HEREDIA, Allende & Bream, Buenos Aires
PATRICIO LEYTON, Ferrada Nehme Ltda., Santiago

3:30 pm – 4:00 pm:  Hosted Refreshment Break

4:00 pm – 5:30 pm:  Indigenous Populations and Rights
• Free, prior, and informed consent/UNDRIP
• Other key international instruments
• Cultural resources sensitivity and protections
• Human rights implications of mining activities
XENNIA FORNO, Rubio Leguia Normand, Lima
SUSAN A. JOYCE, On Common Ground Inc., Vancouver

9:00 am – 10:30 am:  Community Agreements and Social License
• Sustainable development concepts
• Community notice and public involvement
• Infrastructure considerations
• Long-term energy opportunities
OSCAR BENAVIDES, Rodrigo, Elias & Medrano Abogados, Lima
MARIA PAZ PULGAR, Philippi Prietocarrizosa, Ferrero DU & Uria, Santiago (invited)

10:30 am – 11:00 am:  Hosted Refreshment Break

DAY 4: Thursday, September 24, 2020

Morning: Sustainability and Social License Issues (cont.)

• Revenue sharing
OSCAR BENAVIDES, Rodrigo, Elias & Medrano Abogados, Lima
MARIA PAZ PULGAR, Philippi Prietocarrizosa, Ferrero DU & Uria, Santiago

11:00 am – 12:30 pm:  Ethics, CSR, and Anti-Corruption
FERNANDO G. AGUIRRE, Bufete Aguirre, Quintanilla, Soria & Nishizawa Soc Civ., La Paz
CÉSAR ZUMARRAGA, Tobar ZVS Spingarnz, Quito

12:30 pm – 1:00 pm:  Course Adjournment and Thanks
STUART BUTZIER, Modrall Sperling, Santa Fe
PATRICIA NUNEZ, Núñez, Muñoz & Cía Ltda., Abogados, Santiago

1:00 pm:  Adjournment

COURSE MATERIALS
All available papers, PowerPoint presentations, and speaker biographies will be accessible to registrants via email starting two weeks before the course. After the program, the online materials will be updated and the full set of materials will be made available to download in a single file. If you wish to obtain a hard copy of these materials in our typical looseleaf format, it will be available at cost plus shipping a few weeks after the conference.

If you have any questions, please email us at: info@rmmlf.org.
Field Trip to Chilean Mine and Mining Town

Visit the state owned underground copper mine, El Teniente, near the town of Sewell. It is reported to be the world’s biggest underground copper mine and is operated by Codelco, the largest copper producing company in the world.

Visit Sewell, the mining town built in the early 1900s by the Braden Copper Company to house workers of the El Teniente copper mine. Known as the City of Staircases because of its large central staircase rising from the railway station that brought supplies in, this town had more than 16,000 inhabitants at its peak. After ownership of El Teniente mine was relinquished to the Chilean government, the uninhabitants were moved out of Sewell and the town became inhabited. UNESCO designated Sewell a World Heritage Site in 2006.

More information on the field trip will be available soon!

Note: The fieldtrip is not being conducted by the Rocky Mountain Mineral Law Foundation. Arrangements related to the fieldtrip are the responsibility of conference registrants. The Rocky Mountain Mineral Law Foundation shall have no liability arising out of or relating to the fieldtrip. Participation in the fieldtrip is at the sole risk of participants.
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Av Vitacura 2885
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Online: [https://tinyurl.com/santiago-rooms](https://tinyurl.com/santiago-rooms)
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(block code RMM)

Single/Double
King Business - $150/$170
King Bed Deluxe Room - $170/$190

Other things to do in and around Santiago*

- Visit Cerro San Crisóbal, Santiago’s largest green space. This park provides the best views of Santiago and includes the Jardín Botánico Mapulemu, a botanical garden, the Zoológico Nacional, and Jardín Japonés, a Japanese Garden.
- Enjoy traditional music in Santiago at El Huaso Enrique, where artists perform their national dance, a handkerchief-wielding ritual that imitates the courtship of a rooster and hen.
- Visit the Centro Gabriela Mistral, a cultural and performing-arts center that has concerts and performances most days and includes a rotating art exhibit.
- Explore Municipal de Santiago, the most prestigious performing-arts venue in the city. This theatre houses the Ópera Nacional de Chile as well as ballet and classical music. Guided tours of the theatre are available.
- Shop at La Vega Central, a local market in Santiago where you can find fresh fruits and foods that are grown locally in Chile.
- Try local Santiago cuisine including Mote con huesillo, pastel de choclo, arrollado de huaso, chorrillana, paila marina, caldillo de congrio, and churrasco sandwiches.

*Participation in pre- or post-conference travels or other activities is at the sole risk of participants.
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Primary Occupation:  □ Attorney □ Landman □ Management
□ Consultant □ Student □ Other (please specify): ___________________________

First year in practice in the legal or natural resources field (for students, year you will graduate): ___________________________

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3. Materials format – Please select one

□ DOWNLOAD ONLY ($0)
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Manual will be shipped to you after program
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International Mining Law Short Course
September 21-24, 2020  InterContinental Hotel, Santiago, Chile

General Information

Room Reservations: See information inside.

Registration Fees: Include electronic course materials, refreshments, and hosted functions as listed in this brochure. These fees do not include hotel costs or transportation. Registrations will be accepted only when accompanied by a check, money order, government purchase order or training form, credit card information, or wiring information. No registrations can be processed without payment.

Registration Cancellations: Refunds, less a $100 administrative fee, will be given for cancellations received by 3:00pm on Friday, August 21, 2020. No refunds will be given thereafter, although substitution of attendees may be made by contacting the Foundation. Cancellations must be made in writing or email to info@rmmlf.org. Registrants not entitled to a refund will receive a link to the written materials in electronic format. For questions on refunds, complaints, and/or program cancellations, please contact our office at 303-321-8100.

CLE Credit: This course consists of approximately 16.25 hours of continuing education, including 1 ethics credit, depending on your jurisdiction. You must let us know, at least 45 days in advance of the program, the states or organizations for which you will need credit (see registration form). Credit hours for states will vary and are subject to each state's approval and credit rounding rules. Foundation conferences are typically accredited by all mandatory CLE states and Canadian provinces, NADOA, NALTA, and other professional organizations. Attorneys from certain states may be required to pay an additional fee. The Foundation is a State Bar of California MCLE-approved provider.

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