

This page sets out the instructions for completing the Prescribed Form: Access Rights Declaration (Capacity).

All capitalized or italicized terms used in these instructions and the Prescribed Form: Access Rights Declaration (Capacity), unless otherwise stated, have the meanings ascribed to them in the LLT(c) RFP.

### **INSTRUCTIONS APPLICABLE TO ALL PRESCRIBED FORMS:**

- a. The first page of a Prescribed Form should be marked with the name of the LLT Capacity Project that is the subject of the Proposal. The Proponent should use the name given to the LLT Capacity Project in the Prescribed Form: Proponent Information, Declarations and Workbook (Capacity).
- b. This instruction page is not required to be submitted as part of the completed Prescribed Form.
- c. The Prescribed Form is required to be submitted electronically via email to the IESO at [LLT.RFP@ieso.ca](mailto:LLT.RFP@ieso.ca).
- d. Information provided in each Prescribed Form should be consistent with the information provided in the Proposal.
- e. If a field in the Prescribed Form is pre-populated with "As indicated in the Proposal Workbook", the Proponent is not to input any further information in such pre-populated field.
- f. Where the Prescribed Form has multiple pages, the pages of the Prescribed Form should be kept together in the Proposal in sequential order.
- g. Where a blank field for a section/page reference is provided in a Prescribed Form, enter the section/page reference of the Proposal where the substantiating evidence for that particular item can be found.
- h. Apart from the completion of any blanks, drop down lists, check boxes or similar uncompleted information in a Prescribed Form, no amendments may be made to the wording of a Prescribed Form.
- i. Each Prescribed Form must be completed in its entirety. Fields marked <if applicable> must be completed if applicable to the Proposal. If not applicable, they should be marked "Not Applicable".

- j. If a signature is required for a Prescribed Form, the Prescribed Form must be signed by a person with authority to bind the Proponent. The Prescribed Form may be printed, signed and scanned, or may be signed digitally through Adobe (Digital ID, or Fill and Sign), Apple Preview or DocuSign.
- k. With the exception of this instruction page, instructions within a Prescribed Form will be enclosed in brackets.

**[THE REMAINDER OF THIS PAGE HAS BEEN INTENTIONALLY LEFT BLANK]**

LEGAL WORKING COPY

Capitalized terms not defined herein have the meanings ascribed to them in the LLT(c) RFP.

**Section 1 – Information of the Proponent and LLT Capacity Project:**

|    |   |                                       |
|----|---|---------------------------------------|
| a. | Unique Project ID of the LLT Capacity Project:<br><insert Unique Project ID>  |                                       |
| b. | Legal name of the Proponent:<br><insert legal name of the Proponent>  |                                       |
| c. | Name of the LLT Capacity Project:<br><insert name of the LLT Capacity Project>  |                                       |
| d. | Property description (Property Identification Number(s)) of the Project Site and documented owners of the Property or Properties (other than any Provincial Crown Land or Federal Crown Land) included in the Project Site: | As indicated in the Proposal Workbook |
| e. | Provincial Crown Land or Federal Crown Land site description (legal description and/or GPS coordinates):  | As indicated in the Proposal Workbook |
| f. | If the proposed Project Site is the subject of AOR Held Lands the Applicant of Record ID # is:  | As indicated in the Proposal Workbook |

**[THE REMAINDER OF THIS PAGE HAS BEEN INTENTIONALLY LEFT BLANK]**

**Section 2 – Requirements for LLT Capacity Projects except where the Project Site is entirely located on Provincial Crown Land or Federal Crown Land (if applicable):**

|           |   |   |
|-----------|---|---|
| <p>a.</p> | <p>For all LLT Capacity Projects, except where the Project Site is entirely located on Provincial Crown Land or Federal Crown Land:</p> | <p>The Proponent submitted the following:</p> <p>(A) Attached to Exhibit A of this Prescribed Form, one or more Ontario land parcel registers (or equivalent for Properties not registered on the Ontario land titles system) in respect of the Properties included in the Project Site, other than any Federal Crown Lands or Provincial Crown Lands dated no earlier than the RFP Effective Date, evidencing the registered owners of such Properties included in the Project Site as indicated in the Prescribed Form: Proponent Information, Declarations and Workbook (Capacity) .</p> <p>AND (if Applicable)</p> <p>(B) Where title to one or more Properties included in the Project Site, other than any Federal Crown Lands or Provincial Crown Lands, is not in the name of the Proponent (including where title is held by an Affiliate of the Proponent) as reflected in the parcel register(s), attached to Exhibit A of this Prescribed Form, a letter addressed to the IESO signed by the documented title holder of such Property stating that the Proponent has:</p> <p>(i) the contractual right to acquire such Properties; or</p> <p>(ii) contractual rights to build, operate and maintain the LLT Capacity Project on such Properties, if it is selected as a Selected Proponent.</p> <p>Such title holder’s statement shall not otherwise be qualified or conditional.</p> <p>AND</p> <p>(C) Attached to Exhibit B to this Prescribed Form, an electronic copy of a map of the</p> |
|-----------|---|---|

|  |  |  |
|--|--|--|
|  |  | Project Site with a single scale (using tools such as Google Earth or other mapping tools) showing the outer boundary of the Project Site. |
|--|--|--|

**Section 3 – Requirements for Provincial Crown Land Projects (if applicable):**

|    |   |   |
|----|---|---|
| a. | Where the Project Site is located in whole or in part on Provincial Crown Lands | <p>The Proponent submitted the following:</p> <p>(A) An electronic copy of the MNR Confirmation Letter in Adobe PDF format, substantially consistent with the template attached to Exhibit C of this Prescribed Form: Access Rights Declaration (Capacity) attached as Exhibit E.</p> <p>AND</p> <p>(B) A Provincial Crown Land Shapefile establishing a single polygon shape representing the outline of the boundary of the Project Site as well as a separate polygon mapping the boundary of the Project Site of any included Proposal PQ Alternates, and that is consistent with the Project Site information included in the Public Land Site Report Form, by email together with this Prescribed Form: Access Rights Declaration (Capacity).</p> <p>AND</p> <p>(C) An attestation, in the form set out in Exhibit D to this Prescribed Form: Access Rights Declaration (Capacity) is attached to this Prescribed Form, confirming that:</p> <p>(iii) the Project Site information contained in the Provincial Crown Land Shapefile is consistent in all material respects with the Project Site information included in the Proponent's Public Land Site Report Form; and</p> <p>(iv) the Project Site (and the Project Site of any associated Proposal PQ</p> |
|----|---|---|

|  |  |  |
|--|--|--|
|  |  | <p>Alternate(s)), as reflected in the Provincial Crown Land Shapefile(s) submitted in accordance with Section 2.1(c)(viii) of the LLT(c) RFP does not overlap with or use any of the same Provincial Crown Lands as any AOR Held Lands for which the Proponent is not the Applicant of Record.</p> |
|--|--|--|

**Section 4- Requirements for Federal Crown Land Projects (if applicable):**

|           |  |   |
|-----------|--|---|
| <p>a.</p> | <p>Where the Proposal is in respect of a Federal Crown Land Project that is subject to a Survey Permit or Priority Permit:</p> | <p>The Proponent submitted the following:</p> <p>(A) An electronic copy of a Survey Permit or Priority Permit (as applicable) in Adobe PDF format, attached as Exhibit F.</p> <p>AND</p> <p>(B) A Federal Crown Land Shapefile establishing a single polygon shape representing the outline of the boundary of the portions of the Project Site that are located on Federal Crown Land as well as a separate polygon mapping the boundary of the portions of the Project Site that are located on Federal Crown Land of any included Proposal PQ Alternates, and that is consistent with the Project Site information included in the Survey Permit or Priority Permit (as applicable), has been submitted by email together with this Prescribed Form: Access Rights Declaration (Capacity).</p> <p>AND</p> <p>(C) An attestation, in the form set out in Exhibit G to this Prescribed Form: Access Rights Declaration (Capacity) is attached to this Prescribed Form, confirming that:</p> <p>(i) the Project Site information contained in the Federal Crown Land Shapefile is consistent in all material respects with the Project Site information</p> |
|-----------|--|---|

|    |  |   |
|----|--|---|
|    |  | <p>included in the Proponent's Survey Permit or Priority Permit (as applicable); and</p> <p>(ii) the Survey Permit or Priority Permit (as applicable) is valid.</p>   |
| b. | <p>Where the Proposal is in respect of a Federal Crown Land Project that is not subject to a Survey Permit or Priority Permit:</p> | <p>The Proponent submitted the following:</p> <p>(A) A valid executed lease in favour of the Proponent in respect of the applicable lands, attached as Exhibit F;</p> <p>(B) Electronic copies of a map of the Project Site with a single scale (using tools such as Google Earth or other mapping tools) showing the outer boundary of the Project Site, attached to Exhibit B; and</p> <p>(C) Attached to Exhibit A, one or more Ontario land parcel registers (or equivalent for Properties not registered on the Ontario land titles system) in respect of the applicable Federal Crown Lands dated no earlier than the RFP Effective Date, evidencing the registered owner of such Properties included in the Project Site as indicated in the Prescribed Form: Proponent Information, Declarations and Workbook (Capacity).</p> |

**Section 5 - Acknowledgement:**

The Proponent acknowledges that the development, construction and operation of the LLT Capacity Project may i) require the Proponent to obtain access rights beyond the Project Site, including with respect to riparian land, and ii) impact existing rights to access water bodies within and adjacent to the Project Site. As a result, the development of the LLT Capacity Project may require the Proponent to acquire access rights beyond those required under this RFP.

I hereby confirm that I am an individual with the authority to bind the Proponent and that, if applicable, by signing this form using electronic signature, I agree to the content, terms and conditions set out in the document on behalf of the Proponent.

**PROPONENT NAME:** \_\_\_\_\_

Per: \_\_\_\_\_

Print Name:

Print Title:

(I have authority to bind the Proponent)

Date Signed:

LEGAL WORKING COPY

---

**EXHIBIT A**  
**SUPPORTING CONFIRMATION OF ACCESS RIGHTS**

*Note: Please provide the required parcel registers and, if applicable, the statement from the title holder(s) as confirmation of access rights to the Project Site as set out in Section 2 or Section 4b. of this Prescribed Form. Please do not include copies of contractual documents such as purchase agreements, purchase options, leases, lease options, subleases or sublease options. Such documents will not be reviewed by the IESO.*

LEGAL WORKING COPY

**EXHIBIT B  
PROJECT SITE**

*Note: For all LLT Capacity Projects, except where the Project Site is entirely located on Provincial Crown Lands or Federal Crown Lands that are subject to a Survey Permit or Priority Permit, Proponent must submit a map of the Project Site with a single scale showing the outer boundary of the Project Site.*

LEGAL WORKING COPY

**EXHIBIT C  
FORM OF MNR CONFIRMATION LETTER**

Month, Year

[Proponent] Contact Info

**Subject: Ministry of Natural Resources (MNR) Confirmation Letter regarding MNR's Review of Public Land Site Report (PLSR) <insert internal PLSR number; insert Applicant of Record identification number if applicable>**

Dear <insert Proponent legal name>:

Thank you for submitting a Public Land Site Report (PLSR) to the Ministry on <insert date PLSR submitted> for the Long-Lead Time (LLT) <stream> Request For Proposal (RFP) in respect of <insert name of proposed project>, using <insert energy type> technology, proposed to be located <insert geographic coordinates or township>.

As indicated in the Independent Electricity System Operator's (IESO's) LLT RFP, an MNR Confirmation Letter is a mandatory requirement for a complete bid application for projects proposed in whole or in part on public land. This letter is provided as contemplated within Section [5(i)] of the Minister of Energy and Mines Directive <insert date>.

Based on the Ministry's review, we find your PLSR to be complete. As such, this letter is an MNR Confirmation Letter within the meaning of IESO's LLT RFP.

This letter should not be relied on as in any way validating or supporting the declarations or information submitted in the PLSR. The Ministry makes no representations or warranties about the availability or suitability of the proposed project site. Further, this letter does not authorize any activity, work or undertaking and does not provide any right, title, tenure, interest, or guarantee of any MNR approvals or authorizations or that public lands will be available for the proposed project.

If you have any questions about the contents of this letter, please feel free to contact me at <insert phone number of Land Use Planning Supervisor (xxx)xxx-xxxx> or <insert email address of Land Use Planning Supervisor xxx@ontario.ca>.

Sincerely

Land Use Planning Supervisor  
Regional Operations Division

**EXHIBIT D**

**FORM OF ATTESTATION IN RESPECT OF PROVINCIAL CROWN LAND SHAPEFILE**

**ATTESTATION IN THE MATTER OF** the Proposal under the IESO's LLT(c) RFP for *<insert legal name of proponent>* \_\_\_\_\_ (the "**Proponent**"), in relation to the following LLT Capacity Project:

|  |                                       |
|--|---------------------------------------|
| Name of the LLT Capacity Project:<br><i>&lt;input name of the LLT Capacity Project&gt;</i>                           |                                       |
| Unique Project ID of the LLT Capacity Project:<br><i>&lt;input Unique Project ID of the LLT Capacity Project&gt;</i> |                                       |
| Provincial Crown Land site description (legal description and/or GPS coordinates):                                   | As indicated in the Proposal Workbook |
| If the proposed Project Site is the subject of AOR Held Lands the Applicant of Record ID # is:                       | As indicated in the Proposal Workbook |

Capitalized terms not defined herein have the meanings ascribed to them in the LLT(c) RFP.

I, *<insert name of attestor>* \_\_\_\_\_, of the *<insert City/Town etc.>* \_\_\_\_\_ of *<insert name of City/Town>* \_\_\_\_\_ in *<insert name of Province/ State>* \_\_\_\_\_ on behalf of the Proponent attest to the following information:

1. I am the / an *<insert office held>* \_\_\_\_\_ of the Proponent and have knowledge of the matters herein described and have the authority to bind the Proponent for the purposes of the subject matter of this attestation.
2. The Project Site information contained in the Provincial Crown Land Shapefile provided with the Proposal is consistent in all material respects with the Project Site information included in the Proponent's Public Land Site Report Form referenced in the MNR Confirmation Letter.
3. The Project Site (and the Project Site of any associated Proposal PQ Alternate(s)), as reflected in the Provincial Crown Land Shapefile(s) submitted in accordance with Section 2.1(c)(viii) of the LLT(c) RFP does not overlap with or use any of the same Provincial Crown Lands as any AOR Held Lands for which the Proponent is not the Applicant of Record.

**[SIGNATURE PAGE FOLLOWS]**

I confirm that I make this attestation conscientiously believing it to be true. I acknowledge and agree that the IESO may rely on this attestation for purposes of the LLT(c) RFP.

**PROPONENT NAME:** \_\_\_\_\_

Per: \_\_\_\_\_

Print Name:

Print Title:

(I have authority to bind the Proponent)

Date Signed:

**Name of Witness:** \_\_\_\_\_

Per: \_\_\_\_\_

Date Signed:

LEGAL WORKING COPY

**EXHIBIT E**  
**ISSUED MNR CONFIRMATION LETTER**

*Note: Attach the issued MNR Confirmation Letter.*

LEGAL WORKING COPY

---

**EXHIBIT F**  
**ISSUED SURVEY PERMIT/PRIORITY PERMIT/EXISTING EXECUTED LEASE**

*Note: Attach a copy of the issued Survey Permit or Priority Permit or valid executed lease of Federal Crown Lands (as applicable).*

LEGAL WORKING COPY

**EXHIBIT G  
FORM OF ATTESTATION IN RESPECT OF FEDERAL CROWN LAND SHAPEFILE**

**ATTESTATION IN THE MATTER OF** the Proposal under the IESO's LLT(c) RFP for *<insert legal name of proponent>* \_\_\_\_\_ (the "**Proponent**"), in relation to the following LLT Capacity Project:

|  |                                       |
|--|---------------------------------------|
| Name of the LLT Capacity Project:<br><i>&lt;input name of the LLT Capacity Project&gt;</i>                           |                                       |
| Unique Project ID of the LLT Capacity Project:<br><i>&lt;input Unique Project ID of the LLT Capacity Project&gt;</i> |                                       |
| Federal Crown Land site description (legal description and/or GPS coordinates):                                      | As indicated in the Proposal Workbook |

Capitalized terms not defined herein have the meanings ascribed to them in the LLT(c) RFP.

I, *<insert name of attester>* \_\_\_\_\_, of the *<insert City/Town etc.>* \_\_\_\_\_ of *<insert name of City/Town>* \_\_\_\_\_ in *<insert name of Province/ State>* \_\_\_\_\_ on behalf of the Proponent attest to the following information:

1. I am the / an *<insert office held>* \_\_\_\_\_ of the Proponent and have knowledge of the matters herein described and have the authority to bind the Proponent for the purposes of the subject matter of this attestation.
2. The Survey Permit or Priority Permit (as applicable) is valid.
3. The Project Site information contained in the Federal Crown Land Shapefile provided with the Proposal is consistent in all material respects with the Project Site information included in the Proponent's Survey Permit or Priority Permit (as applicable).

**[SIGNATURE PAGE FOLLOWS]**

I confirm that I make this attestation conscientiously believing it to be true. I acknowledge and agree that the IESO may rely on this attestation for purposes of the LLT(c) RFP.

**PROPONENT NAME:** \_\_\_\_\_

Per: \_\_\_\_\_

Print Name:

Print Title:

(I have authority to bind the Proponent)

Date Signed:

**Name of Witness:** \_\_\_\_\_

Per: \_\_\_\_\_

Date Signed:

LEGAL WORKING COPY