December 27, 2018

Dear Applicant:

Re: Your request for access to information under Part II of the Access to Information and Protection of Privacy Act FLR/122/2018

On November 27, 2018, the Department of Fisheries and Land Resources (FLR) received your request for access to the following records:

“Correspondence between the department and representatives of Active Energy or Timberlands or other affiliated companies. Request includes records in any and all formats, including paper and electronic. Date range of request is Nov. 1, 2018 to the present.”

Please be advised that a decision has been made by the Deputy Minister for FLR to provide access to the requested information. Redactions have been made under Section 40(1) – Personal Privacy of the Access to Information Protection of Privacy Act, 2015. You will find a copy of responsive material attached.

Please be advised that you may appeal this decision and ask the Information and Privacy Commissioner to review the decision to provide partial access to the requested information, as set out in section 42 of the Act (a copy of this section of the Act has been enclosed for your reference). A request to the Commissioner must be made in writing within 15 business days of the date of this letter or within a longer period that may be allowed by the Commissioner. Your appeal should identify your concerns with the request and why you are submitting the appeal.

The appeal may be addressed to the Information and Privacy Commissioner as follows:

Office of the Information and Privacy Commissioner
2 Canada Drive
P.O. Box 13004, Stn. A
St. John’s, NL. A1B 3V8

Telephone: (709) 729-6309
Toll-Free: 1-877-729-6309
Facsimile: (709) 729-6500

You may also appeal directly to the Supreme Court Trial Division within 15 business days after you receive the decision of the public body, pursuant to section 52 of the Act (a copy of this section of the Act has been enclosed for your reference).

Please be advised that this letter will be published following a 72 hour period after the response is sent electronically to you or five business days in the case where records are mailed to you. It
is the goal to have the responsive records posted to the Office of Public Engagement's website within one business day following the applicable period of time. Please note that requests for personal information will not be posted online.

If you have any further questions, please contact me by telephone at 709-729-3730 or by email at HollyWarford@gov.nl.ca.

Sincerely,

Holly Warford
ATIPP Coordinator

**Right of access**

8. (1) A person who makes a request under section 11 has a right of access to a record in the custody or under the control of a public body, including a record containing personal information about the applicant.

   (2) The right of access to a record does not extend to information excepted from disclosure under this Act, but if it is reasonable to sever that information from the record, an applicant has a right of access to the remainder of the record.

   (3) The right of access to a record may be subject to the payment, under section 25, of the costs of reproduction, shipping and locating a record.

**Access or correction complaint**

42. (1) A person who makes a request under this Act for access to a record or for correction of personal information may file a complaint with the commissioner respecting a decision, act or failure to act of the head of the public body that relates to the request.

   (2) A complaint under subsection (1) shall be filed in writing not later than 15 business days

   (a) after the applicant is notified of the decision of the head of the public body, or the date of the act or failure to act; or

   (b) after the date the head of the public body is considered to have refused the request under subsection 16 (2).

   (3) A third party informed under section 19 of a decision of the head of a public body to grant access to a record or part of a record in response to a request may file a complaint with the commissioner respecting that decision.

   (4) A complaint under subsection (3) shall be filed in writing not later than 15 business days after the third party is informed of the decision of the head of the public body.

   (5) The commissioner may allow a longer time period for the filing of a complaint under this section.
(6) A person or third party who has appealed directly to the Trial Division under subsection 52 (1) or 53 (1) shall not file a complaint with the commissioner.

(7) The commissioner shall refuse to investigate a complaint where an appeal has been commenced in the Trial Division.

(8) A complaint shall not be filed under this section with respect to

(a) a request that is disregarded under section 21;

(b) a decision respecting an extension of time under section 23;

(c) a variation of a procedure under section 24; or

(d) an estimate of costs or a decision not to waive a cost under section 26.

(9) The commissioner shall provide a copy of the complaint to the head of the public body concerned.

**Direct appeal to Trial Division by an applicant**

52. (1) Where an applicant has made a request to a public body for access to a record or correction of personal information and has not filed a complaint with the commissioner under section 42, the applicant may appeal the decision, act or failure to act of the head of the public body that relates to the request directly to the Trial Division.

(2) An appeal shall be commenced under subsection (1) not later than 15 business days

(a) after the applicant is notified of the decision of the head of the public body, or the date of the act or failure to act; or

(b) after the date the head of the public body is considered to have refused the request under subsection 16 (2).

(3) Where an applicant has filed a complaint with the commissioner under section 42 and the commissioner has refused to investigate the complaint, the applicant may commence an appeal in the Trial Division of the decision, act or failure to act of the head of the public body that relates to the request for access to a record or for correction of personal information.

(4) An appeal shall be commenced under subsection (3) not later than 15 business days after the applicant is notified of the commissioner's refusal under subsection 45 (2).
Thanks Christopher for feedback.

Yes, I have twice informed her no pellet mill, once in person, but that she should focus on Forestry in 18 and potentially sawmill (hopefully subject to Holson finding a way forward).

St Anthony I met with Mayor in person also and explained, he was fine, containers only.

I continue to follow your lead and will deal with any flak as and when. Frankly I’m surprised that she is not picking up on the positive benefits in her community and the Peninsula as a whole preferring to push the one change that makes no sense to anyone.

You and Steve needed to know, I shared.

I’m staying quiet until after Thursday as much as possible.

Best
Richard

Sent from my iPhone

> On Nov 27, 2018, at 23:29, Mitchelmore, Christopher <CMitchelmore@gov.nl.ca> wrote:
> 
> Dear Richard,
> 
> I have been out of cellular coverage all day. My communications team is working with FLR, who is leading this matter for media advisory and news release, tomorrow and Thursday, respectively. I have submitted a quote.
>
> I can not speak for FLR and them providing such details to the Mayor. She may have learned about matters as well through the Town of Hawke’s Bay, given speculation, shares on social media and her Municipal connection. However, you have informed me that you already advised Mayor Fitzgerald that Roddickton would see a sawmill but not the plant. As you also advised St Anthony that shipping of containers would happen in their town.
>
> I look forward to the official announcement on Thursday afternoon.
>
> Best Regards,
>
> Christopher Mitchelmore, MHA
> St. Barbe-L’Anse aux Meadows
>
> Minister of Tourism, Culture, Industry and Innovation Minister
> Responsible for Francophone Affairs
> 
> > t. 709.454.2633
> > e. cmitchelmore@gov.nl.ca
> >
> >
> >> On Nov 27, 2018, at 5:12 PM, Richard Spinks <RGS@aegplc.com> wrote:
> >>
> >> >> Hi Chris
> >>
> >> >> For all my, successful, attempts to adhere to no details till GNL PR and keep this under wraps for Thursday it seems FLR have today informed Sheila it’s Pellet Mill in Hawkes Bay not Roedickton already.
> >>
> >> >> I’ll call her tomorrow and speak to sawmill and logging community benefits. Explain logistics issues (costs) and legal issues surrounding Holson.
> >>
> >> >> Well, I kept my word and now I guess I get to pay the price.
> >>
> >> >> This will be in the press tomorrow so we’d best be prepared.
> >>
> >> >> Wish me luck!
> >>
> >> >> Best
> >> >> Richard
> >>
> >>
> >>
> >> <Image-1.png>
> >>
> >>
> >>
> > Sent from my iPhone
> > 
> >
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Article reads that details of the plan will be release in the coming week... I’m eager to hear if your plan has already be developed and where you intend to put that plant

Just spoke with FLR and been told plant is going to hawks bay. We’re going to lose it all ... I’m feeling so played. I was the voice fighting for AEG and locals and instead everything went to Hawks Bay

Official announcement Thursday in hawks bay
Dear Stephen,

Thank you for your email yesterday.

As Michael may have mentioned the announcement has been embellished following some discussions with the London Stock Exchange.

As such I attach what we expect to be the final version which should be going out in the next hour at the latest.

Any queries please let me know at your earliest convenience.

Kind regards,

David

From: Balsom, Stephen [mailto:StephenBalsom@gov.nl.ca]
Sent: 25 November 2018 13:12
To: David Hignell <DHignell@northlandcp.co.uk>
Cc: Gerry Beaney <GBeaney@northlandcp.co.uk>; Michael Rowan <michael.rowan@aegplc.com>
Subject: Re: AEG - Updated Announcement

David

Thanks for the opportunity for final review. Everything looks good.

Sent from my iPhone

On Nov 25, 2018, at 9:35 AM, David Hignell <DHignell@northlandcp.co.uk> wrote:

Dear Mr Balsom,

Gerry Beaney and I are in the process of finalising the announcement for release to the London market tomorrow morning. I attach what we consider to be the final version, subject to any final comments from AEG.

The only change from the version that you saw on Friday evening is Michael Rowan’s quote that has been added as the regulator at the London Stock Exchange specifically requested that we include
reference to the fact that the CTPs were agreed in principle ahead of the announcement dated 19th November, but that at that time they were still subject to final approval.

Should you have any final queries please do not hesitate to contact us as soon as possible.

Kind regards,

David

From: Gerry Beaney  
Sent: 25 November 2018 12:58  
To: David Hignell <DHignell@northlandcp.co.uk>  
Subject: FW: AEG

From: Balsom, Stephen <mailto:StephenBalsom@gov.nl.ca>  
Sent: 23 November 2018 20:59  
To: Gerry Beaney <GBeaney@northlandcp.co.uk>  
Subject: Re: AEG

Looks good.

Sent from my iPhone

On Nov 23, 2018, at 5:10 PM, Gerry Beaney <GBeaney@northlandcp.co.uk> wrote:

Stephen,

How’s this?

Gerry

From: Balsom, Stephen <mailto:StephenBalsom@gov.nl.ca>  
Sent: 23 November 2018 20:02  
To: Gerry Beaney <GBeaney@northlandcp.co.uk>  
Cc: Michael Rowan <michael.rowan@aegplc.com>; David Hignell <DHignell@northlandcp.co.uk>  
Subject: RE: AEG

Gerry,

Minister Byrne will not be providing a quote. Also, I would indicate that there are two permits being issued that total 100,000m3 annually. It reads that there are two issued permits for 100,000m3 which may lead to an interpretation of 200,000m3 annually.

Thanks

Steve
Dear Stephen,

I understand that you may not have received a draft of the proposed announcement that will be made to the London market at 7am Monday 26 November.

Regards

Gerry

Sec 40(1)

Draft announcement as requested.

This is subject to further review and amendment.

Gerry
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D: +44 (0)20 3861 6626 | M: [redacted]
E: GBeaney@northlandcp.co.uk | W: www.northlandcp.co.uk

DAVID HIGNELL | Director, Corporate Finance
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Active Energy Group Plc
(‘Active Energy’ or the ‘Company’)

Restoration of Trading and Grant of Commercial Timber Permits

Active Energy, the London quoted international biomass based renewable energy and forestry management business, announces that further to its announcements of 19 November 2018 and 22 November 2018, trading in the Company’s ordinary shares on AIM will resume with effect from 1.00 p.m. today (Monday 26 November 2018).

The Board of Active Energy confirms that its subsidiary, Timberlands International (‘Timberlands International’) through its local operating company Timberlands International (Newfoundland and Labrador) Inc (‘Timberlands Newfoundland’), was formally issued two five-year Commercial Timber Permits (‘CTPs’) for Forestry Management Areas 17 and 18 by the Ministry of Fisheries and Land Resources of the Crown Province of Newfoundland and Labrador (the ‘Ministry’) on Friday 23 November 2018. The CTPs are issued with a five-year revolving renewal facility relating to a total Annual Allowable Cut (‘AAC’) of 100,000 cubic metres per annum, which equates to 500,000 cubic metres over five years. In addition, the CTPs specify certain standard conditions including the species, class and volume of timber that may be cut and the locations from where such timber may be cut.

The Ministry had approval to grant the CTPs on 16 November 2018. At that time, Timberlands Newfoundland had not been granted the CTPs as their issue was still subject to the formal acceptance by Timberlands Newfoundland of certain standard conditions relating to the CTPs. Following meetings between representatives of the Company and the Ministry last week, the details relating to the formal grant of the CTPs (including acceptance of the standard permit conditions) were then finalised on Friday 23 November 2018.

Active Energy Chief Executive Officer, Michael Rowan, said, “The Board of Active Energy is delighted with this outcome and we are looking forward to working with the Ministry in Newfoundland. Further announcements will be made as appropriate.”

This announcement contains inside information for the purposes of Article 7 of Regulation (EU) 596/2014 (MAR).

**ENDS**

For further information visit www.aegolc.com or follow on Twitter: @aegolc
| Active Energy Group Plc | Michael Rowan  
Chief Executive Officer | info@aegplc.com |
|------------------------|-------------------------|-----------------|
| Northland Capital      | David Hignell / Gerry   
Partners Limited        | Beaney / Domile   
Nominated Adviser       | Andruskeviciute    |
|                        |                        | +44 (0)20 3861 6625 |
| Optiva Securities Ltd  | Jeremy King / Ed        
Broker                  | McDermott         |
|                        |                        | +44 (0)20 3137 1902 |
| St Brides Partners     | Susie Geliher / Gaby    
Financial PR Adviser    | Jenner            |
|                        |                        | info@stbridespartners.co.uk |
|                        |                        | +44 (0) 20 7236 1177 |

About Active Energy Group:
Active Energy Group Plc (AIM: AEG) is a London Stock Exchange-listed international renewable energy business based upon forestry assets. Its model is focussed on capturing the entire forestry value chain through sourcing, utilising and commercialising assets, and setting a new standard in the sustainable management and optimisation of timber resources.

The Company is led by a highly technical and commercial team with the experience to execute its defined growth strategy and build its visibility, primarily as a London-listed timber opportunity with a revolutionary biomass fuel technology.
Thank you for your assistance today.

Best Wishes

Michael

On 25 Nov 2018, at 13:25, David Hignell <DHignell@northlandcp.co.uk> wrote:

Thank you Michael.

We will now set this up for release at 7am tomorrow and let AIM Regulation know so that they can manage the restoration process at their end.

Kind regards,

David

From: Michael Rowan [mailto:michael.rowan@aegplc.com]
Sent: 25 November 2018 13:20
To: Balsom, Stephen <StephenBalsom@gov.nl.ca>
Cc: David Hignell <DHignell@northlandcp.co.uk>; Gerry Beaney <GBeaney@northlandcp.co.uk>; Simon Melling <simon.melling@aegplc.com>
Subject: Re: AEG - Updated Announcement

Dear All

This is approved by me.

Regards

Michael Rowan

On 25 Nov 2018, at 13:12, Balsom, Stephen <StephenBalsom@gov.nl.ca> wrote:

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David

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Cc: Michael Rowan <michael.rowan@aegplc.com>; David Hignell <DHignell@northlandcp.co.uk>
Subject: RE: AEG

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Thanks

Steve

Stephen Balsom, RPF
Assistant Deputy Minister
Department of Fisheries and Land Resources
Forestry and Wildlife Branch
P.O. Box 2006, Fortis Building
Corner Brook, Nl Canada, A2H 6JE
t 709.637.2199
c 709.640.1330
f /09.637.7461
c stephenbalsom@gov.nl.ca

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E: GBeaney@northlandcp.co.uk | W: www.northlandcp.co.uk

From: Gerry Beaney [mailto:GBeaney@northlandcp.co.uk]
Sent: Friday, November 23, 2018 3:58 PM
To: Balsom, Stephen
Cc: Michael Rowan; David Hignell
Subject: FW: AEG

Dear Stephen,

I understand that you may not have received a draft of the proposed announcement that will be made to the London market at 7am Monday 26 November.

Regards

Gerry

From: Gerry Beaney
Sent: 23 November 2018 18:56
To: 'RGS@aegplc.com' <RGS@aegplc.com>
Cc: 'Michael Rowan' <michael.rowan@aegplc.com>; David Hignell
<DHignell@northlandcp.co.uk>; 'domile andruskevichiute'
@dhignell@gmail.com
Subject: AEG

Draft announcement as requested.
This is subject to further review and amendment.

Gerry

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Okay. I'll be there at 14:30, 6th Floor.

Alone or with Tom?

On 23 Nov 2018, at 13:35, Balsom, Stephen <StephenBalsom@gov.nl.ca> wrote:

Richard,

Please meet me in my office at 2:30pm this afternoon.

Steve

Stephen Balsom, RPF
Assistant Deputy Minister
Department of Fisheries and Land Resources
Forestry and Wildlife Branch
P.O. Box 7006, Fortis Building
Connel Brook, NL Canada, A2T 6L8
T 709.637.2199
C 709.640.1330
F 709.637.2461
C stephenbalsom@gov.nl.ca

From: Richard Spinks [mailto:richard.spink@gmail.com]
Sent: Friday, November 23, 2018 1:23 PM
To: Balsom, Stephen
Subject: Re: Timberlands Int'l NL

Hi Steve

I am

Leaving 03:00 tomorrow

R
Sent from my iPhone

On Nov 23, 2018, at 13:18, Balsom, Stephen <StephenBalsom@gov.nl.ca> wrote:

Richard,

Are you available this afternoon?
Steve

Stephen Balsom, RPF
Assistant Deputy Minister
Department of Fisheries and Land Resources
Forestry and Wildlife Branch
P.O. Box 2056, Fortis Building
Corner Brook, NL Canada, A2H 6J8
t 709.637.2199
c 709.640.1330
t 709.637.2461
e stephenbalsom@gov.nl.ca

From: Richard Spinks [mailto:RichardSpinks@gmail.com]
Sent: Thursday, November 22, 2018 2:12 PM
To: Balsom, Stephen
Cc: Michael Rowan
Subject: Re: Timberlands Int’l NL

With due respect Steve you only need to speak to AEG’s Nomad if you are issuing the permits today.

If not you have nothing to discuss with them.

If anything you are exposing the Minister to the UK regulatory environment.

Richard
Sent from my iPhone

On Nov 22, 2018, at 14:08, Balsom, Stephen <StephenBalsom@gov.nl.ca> wrote:
We have requested that we can contact the Nomad directly.

Stephen Balsom, RPF
Assistant Deputy Minister
Department of Fisheries and Land Resources
Forestry and Wildlife Branch
P.O. Box 2056, Fortis Building
Corner Brook, NL Canada, A2H 6J8

t 709.637.2199
c 709.640.1330
t 709.637.2461
e stephenbalsom@gov.nl.ca

From: Richard Spinks [mailto:RichardSpinks@gmail.com]
Sent: Thursday, November 22, 2018 2:07 PM
To: Michael Rowan
Cc: Balsom, Stephen; Carroll, Colin
Subject: Re: Timberlands Int’l NL

I have since spoken to Steve who is arranging a call with the Minister now.

Nomad may not be necessary to involve depending on the outcome of that call with me.

Regards
Richard
Sent from my iPhone
On Nov 22, 2018, at 13:55, Michael Rowan <michael.rowan@aegplc.com> wrote:

Stephen

As requested the NOMAD is on standby to discuss with Minister Byrne.

Regards

Michael Rowan

On 22 Nov 2018, at 17:10, Balsom, Stephen <StephenBalsom@gov.nl.ca> wrote:

Michael,

Our department has reviewed your application for a commercial cutting permit and as stated previously we are now in a position to move forward with an outline of the permit conditions that must be met in order to maintain the permit. Once we have acknowledgment by Timberlands International NL that you will abide by the permit conditions, and all provincial and federal laws pertaining to timber harvesting within the province we can then issue the permits.

Since providing TILNL with the information above, AEG through its RNS has stated that “each permit is issued with a five-year revolving facility” which indicated to the media that the commercial permits had been issued. Minister Byrne has confirmed with the media that this statement is incorrect. AEG has since chosen to request its shares be suspended from trading to discuss permit approval.

Please be advised that once the suspension of trading has been lifted, our department will commence permit approval discussions with your team in the province.

Stephen Balsom, RPF
Assistant Deputy Minister
Department of Fisheries and Land Resources
Forestry and Wildlife Branch
P.O. Box 2006, Fortis Building
Corner Brook, NL Canada, A2H 6J8
t 709.637.2199
t 709.640.1339
t 709.637.2463
e stephenbalsom@gov.nl.ca

From: Michael Rowan [mailto:michael.rowan@aegplc.com]
Sent: Thursday, November 22, 2018 1:25 PM
To: Richard Spinks
Cc: Balsom, Stephen; Carroll, Colin
Subject: Re: Timberlands Int'l NL

Dear All

I am interacting with the AIM team on an hourly basis.
Suspension can be lifted at any time upon receipt of the permits and a statement that the permits have been granted.

Can you please inform me what is going to happen as my next call is in 6 minutes?

Regards

Michael Rowan

On 22 Nov 2018, at 16:48, Richard Spinks <redacted@gmail.com> wrote:
When you issue today permits, now.

Or;

When you confirm today you are not issuing them.

Or;

You de facto don’t issue them today.

AEG will lift its SELF IMPOSED PROTECTIVE suspension of equity trading.

For the avoidance of doubt AEG suspended trading in its own stock to protect its shareholders from further damage than had already been created by the NorPen journalist, yesterday afternoon.

You seem to be under the misapprehension that AEG ‘was suspended’ from trading as a punitive measure which is absolutely not the case.

Again.

Permits issued now we stay friends we move on, big reveal next week NorPen never happened AEG resume trading at 07:00 tomorrow.

Best

Richard

Sent from my iPhone

On Nov 22, 2018, at 13:09, Balsom, Stephen <StephenBalsom@gov.nl.ca> wrote:

Richard,

When will the suspension from trading be lifted?

Stephen Balsom, RPF
Assistant Deputy Minister
Department of Fisheries and Land Resources
Forestry and Wildlife Branch
P.O. Box 2006, Fortis Building
Corner Brook, NL Canada, A2H 6B8

t 709.637.7199
c 709.640.1330
f 709.637.7461
Hi Colin

I have spoken with Michael just now.

He confirmed he has released no details to the press, he has spoken to no one in/from the press, he has not been interviewed by any journalist.

The journalist can only have picked this up from a short mention with no detail in a mixed regulatory statement that Michael made in line with LSE rules stating coordination with government required before further details could be disclosed.

Journalists often make incorrect comments and statements based on limited or conflicting information that may or may not be available from time to time and on this occasion it appears this is likely the case.

Retraction implies insertion. We cannot retract what was not placed. I have no idea whatsoever who this person is. Additionally I can’t correct his error obviously.

I myself have gone to great lengths to not discuss or disclose any details despite being pressured constantly to disclose details around our plans. There are however inevitably many individuals who at any time possess a small piece of the puzzle and any one of them could speak to or be contacted by a journalist also.

I apologise to the Minister for any embarrassment this article may have caused and am keen to ensure that such situations do not arise again, where this is within my ability to do so or control, which on this occasion was not the case.

Due to inclement weather on the GNP I will be in Corner Brook tonight before driving to meet with Burton’s Cove around lunchtime tomorrow and if necessary I could come and see you in the morning.

Alternatively Michael could contact you directly and clarify the situation.

Kind Regards
Richard
Sent from my iPhone

On Nov 21, 2018, at 16:09, Carroll, Colin <Colin.Carroll@gov.nl.ca> wrote:

We need the apology and the retraction and correction of the article(s).
Thanks

Colin
Hi Colin,

Heading over to you for 13:00 tomorrow, Tuesday, and bringing Tom Harty with me.

Steve is apparently joining us also.

See you tomorrow.

Best,
Richard

On 16 Nov 2018, at 20:21, Carroll, Colin <ColinCarroll@gov.nl.ca> wrote:

Your welcome and thanks for your patience.
I'm around Monday and Tuesday. Whatever works best. I'm tied up 1030am to 1130am Tuesday is all.
I can also provide contacts for Burton cove.
Colin

Sent from my iPhone

On Nov 16, 2018, at 4:55 PM, Richard Spinks <RGS@aegplc.com> wrote:

Hi Colin,

Thank you very much for getting this done for me.

I am in Corner Brook all day Monday and if needed can be with you or the team there, perhaps to brief Eric and Steve if required, up to you all.

Otherwise Tom Harty and I are able to be with you on Tuesday, if convenient for you? We would like also to meet with Burton if you can make the introduction when I arrive?

Much appreciated and I look forward to seeing you again shortly.

Best,
Richard

Richard Spinks
ms@aegplc.com
On 16 Nov 2018, at 20:20, Carroll, Colin <ColinCarroll@gov.nl.ca> wrote:

Here is the letter. This is what was approved.
Do not panic about provisions, they are from our Forestry Act.

Colin

Colin Carroll, RPF
Director of Regional Services
Department of Fisheries and Land Resources
Forestry and Wildlife Branch
P.O. Box 2006
Corner Brook, NL Canada A2H 6J8
T 709.637.2410
F 709.637.2403


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From: Legge, Marilyn
Sent: Friday, November 16, 2018 4:47 PM
To: Carroll, Colin <ColinCarroll@gov.nl.ca>
Subject: Letter to Richard Spinks from Steve

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Warford, Holly

From: Gerry Beaney <GBeaney@northlandcp.co.uk>
Sent: Friday, November 23, 2018 12:24 PM
To: Balsom, Stephen
Subject: RE: Active Energy Group plc ("AEG")

Thank you for the very swift response. Good news!

Gerry

From: Balsom, Stephen [mailto:StephenBalsom@gov.nl.ca]
Sent: 23 November 2018 15:50
To: Gerry Beaney <GBeaney@northlandcp.co.uk>
Subject: RE: Active Energy Group plc ("AEG")

Gerry,

We are drafting the permit for signature and expect to have it ready for review by Timberlands International this afternoon and if all conditions are agreeable we will issue the permits. I will be contacted Richard and Tom shortly to make the arrangements for this afternoon.

Steve

Stephen Balsom, RPF
Assistant Deputy Minister
Department of Fisheries and Land Resources
Forestry and Wildlife Branch
P.O. Box 2006, Torr's Building
Corner Brook, NL Canada, A2H 6J8
p: 709.637.2199
c: 709.640.1330
t: 709.637.2461
email: stephenbalsom@gov.nl.ca

GERRY BEANEY | Head of Corporate Finance
NORTHLAND CAPITAL PARTNERS LIMITED
40 Gracechurch Street, 2nd Floor, London, EC3V 0BT
D: +44 (0)20 3861 6626 | M: [redacted]
S: +44 (0)20 3861 6625
E: GBeaney@northlandcp.co.uk | W: www.northlandcp.co.uk

From: Gerry Beaney [mailto:GBeaney@northlandcp.co.uk]
Sent: Friday, November 23, 2018 12:17 PM
To: Balsom, Stephen
Cc: Michael Rowan; David Hignell
Subject: Active Energy Group plc ("AEG")

Dear Mr Balsom,

It was good to speak to you yesterday.
Could you provide a brief update as to the status of the permits that were the subject of our conference call yesterday? Specifically, will the permits be granted formally and issued during business hours today? If not can you provide a timetable for the formal grant and issue?

Depending on the answer to this question I will provide a draft of an announcement that AEG will make to the market for release at 7am on Monday 26 November 2018 (London time) which I would ask you to approve.

I would be grateful for a swift response as I have promised to update the London Stock Exchange within the next hour as to progress.

Very best wishes

Gerry

GERRY BEANEY | Head of Corporate Finance
NORTHLAND CAPITAL PARTNERS LIMITED
40 Gracechurch Street, 2nd Floor, London, EC3V 0BT
D: +44 (0)20 3861 6626 | M [Redacted]
S: +44 (0)20 3861 6625
E: GBeaney@northlandcp.co.uk | W: www.northlandcp.co.uk

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solicitation or offer to buy or sell any securities or related financial instruments. Information contained in this message may be subject to legal, professional or other regulatory privilege. E-mail transmission cannot be guaranteed to be secure or error-free as information could be intercepted, corrupted, lost, arrive late or be incomplete. We therefore do not accept liability for any errors or omissions in the contents of this message which may arise as a result of e-mail transmission. The contents of this message or its attachment(s) if any may contain software viruses which could damage your own computer system. Whilst we have taken reasonable steps to minimise this risk, we cannot accept liability for any damage which you sustain as a result of such software viruses. We reserve the right to monitor all e-mail messages passing through our network.

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From: Gerry Beaney <GBeaney@northlandcp.co.uk>
Sent: Friday, November 23, 2018 8:27 AM
To: frlminister <frlminister@gov.nl.ca>; Balsom, Stephen <StephenBalsom@gov.nl.ca>
Cc: MacGowan, Gordon <GordonMacGowan@gov.nl.ca>; Michael Rowan <michael.rowan@aegplc.com>; David Hignell <DHignell@northlandcp.co.uk>
Subject: Active Energy Group plc (or "the Company")

Dear Minister Byrne and Assistant Deputy Minister Balsom,

Firstly, thank you both for your time yesterday, we thought that it was a constructive call.

As requested, we wish to confirm that at present Active Energy is in a good regulatory standing and is not the subject of any investigations by either the London Stock Exchange, the UK Financial Conduct Authority or any other UK based regulator.

Furthermore, as the Company's Nominated Adviser pursuant to the AIM Rules for Companies (the 'AIM Rules'), we are satisfied that all of the RNS notifications that the Company has made regarding its proposed operations in the Province of Newfoundland and Labrador have been fully compliant with the AIM Rules.

We very much hope that any outstanding issues relating to the grant of the Commercial Timber Permits ('CTPs') can be satisfied today so that the Company is in a position to announce the formal grant of the CTPs, along with the restoration of its securities to trading on AIM, at market open (UK time) on Monday 26th November 2018.

Should you have any further queries in relation to Active Energy's compliance with the AIM Rules, please do not hesitate to contact myself or David Hignell.

Yours sincerely,
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Hi Steve

This is not acceptable.

We have already been through all of this process this week and you should be fully aware of the same as you were in the meeting with your directors on Tuesday at 13:00.

Additionally, Tom Harty and I also spent all day yesterday with George Gibbons and his planning and operations people, including his Administrator in line with regulatory requirements and your departments instructions.

Furthermore we just cancelled due to your delaying permit issuance the mutually agreed meeting with Burton’s Cove which you and your entire team were fully supportive of and encouraged us to pursue.

Issue the permits or don’t please. It’s binary.

Your call.

Thanks.

Best
Richard
Sent from my iPhone

On Nov 22, 2018, at 13:40, Balsom, Stephen <StephenBalsom@gov.nl.ca> wrote:

Michael,

Our department has reviewed your application for a commercial cutting permit and as stated previously we are now in a position to move forward with an outline of the permit conditions that must be met in order to maintain the permit. Once we have acknowledgment by Timberlands International NL that you will abide by the permit conditions, and all provincial and federal laws pertaining to timber harvesting within the province we can then issue the permits.

Since providing TILNL with the information above, AEG through an RNS has stated that “each permit is issued with a five-year revolving facility” which indicated to the media that the commercial permits had been issued. Minister Byrne has confirmed with the media that this statement is incorrect. AEG has since chosen to request its shares be suspended from trading to discuss permit approval.

Please be advised that once the suspension of trading has been lifted, our department will commence permit approval discussions with your team in the province.

Stephen Balsom, RPF
From: Michael Rowan [mailto:michael.rowan@aegplc.com]
Sent: Thursday, November 22, 2018 1:25 PM
To: Richard Spinks
Cc: Balsom, Stephen; Carroll, Colin
Subject: Re: Timberlands Int'l NL

Dear All

I am interacting with the AIM team on an hourly basis.

Suspension can be lifted at any time upon receipt of the permits and a statement that the permits have been granted.

Can you please inform me what is going to happen as my next call is in 6 minutes?

Regards

Michael Rowan

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When you issue today permits, now.

Or;

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Or;

You de facto don't issue them today.

AEG will lift its SELF IMPOSED PROTECTIVE suspension of equity trading.

For the avoidance of doubt AEG suspended trading in its own stock to protect its shareholders from further damage than had already been created by the NorPen journalist, yesterday afternoon.

You seem to be under the misapprehension that AEG 'was suspended' from trading as a punitive measure which is absolutely not the case.

Again.
Permits issued now we stay friends we move on, big reveal next week NorPen never happened AEG resume trading at 07:00 tomorrow.

Best
Richard
Sent from my iPhone

On Nov 22, 2018, at 13:09, Balsom, Stephen <StephenBalsom@gov.nl.ca> wrote:

Richard,

When will the suspension from trading be lifted?

Stephen Balsom, RPF
Assistant Deputy Minister
Department of Fisheries and Land Resources
Forestry and Wildlife Branch
P.O. Box 7006, Fortis Building
Corner Brook, NL Canada, A2H 6B8
☎ 709.637.2199
c 709.640.1380
fax 709.637.2661
c stephenbalsom@gov.nl.ca

Sec 40(1)

From: Richard Spinks [mailto:Richard.Spinks@gmail.com]
Sent: Wednesday, November 21, 2018 4:59 PM
To: Carroll, Colin
Cc: Balsom, Stephen
Subject: Re: Timberlands Int'l NL

Hi Colin

I have spoken with Michael just now.

He confirmed he has released no details to the press, he has spoken to no one in/from the press, he has not been interviewed by any journalist.

The journalist can only have picked this up from a short mention with no detail in a mixed regulatory statement that Michael made in line with LSE rules stating coordination with government required before further details could be disclosed.

Journalists often make incorrect comments and statements based on limited or conflicting information that may or may not be available from time to time and on this occasion it appears this is likely the case.

Retraction implies insertion. We cannot retract what was not placed. I have no idea whatsoever who this person is. Additionally I can't correct his error obviously.

I myself have gone to great lengths to not discuss or disclose any details despite being pressured constantly to disclose details around our plans. There are however inevitably many individuals who at any time possess a small piece of the puzzle and any one of them could speak to or be contacted by a journalist also.

I apologise to the Minister for any embarrassment this article may have caused and am keen to ensure that such situations do not arise again, where this is within my ability to do so or control, which on this occasion is/was not the case.
Due to inclement weather on the GNP I will be in Corner Brook tonight before driving to meet with Burton’s Cove around lunchtime tomorrow and if necessary I could come and see you in the morning.

Alternatively Michael could contact you directly and clarify the situation.

Kind Regards
Richard
Sent from my iPhone

On Nov 21, 2018, at 16:09, Carroll, Colin <ColinCarroll@gov.nl.ca> wrote:
Use this number 709-640-5776

We need the apology and the retraction and correction of the article(s).
Thanks

Colin

From: Richard Spinks <richard.spinks@gmail.com>
Sent: Monday, November 19, 2018 5:39 PM
To: Carroll, Colin <ColinCarroll@gov.nl.ca>
Subject: Timberlands Int’l NL

Hi Colin,

Heading over to you for 13:00 tomorrow, Tuesday, and bringing Tom Harty with me.

Steve is apparently joining us also.

See you tomorrow.

Best,
Richard

On 16 Nov 2018, at 20:21, Carroll, Colin <ColinCarroll@gov.nl.ca> wrote:

Your welcome and thanks for your patience.
I’m around Monday and Tuesday. Whatever works best. I’m tied up 1030am to 1130am Tuesday is all.
I can also provide contacts for Burton cove.

Colin

Sent from my iPhone

On Nov 16, 2018, at 4:55 PM, Richard Spinks <RGS@aegpic.com> wrote:
Hi Colin,
Thank you very much for getting this done for me.

I am in Corner Brook all day Monday and if needed can be with you or the team there, perhaps to brief Eric and Steve if required, up to you all.

Otherwise Tom Harty and I are able to be with you on Tuesday, if convenient for you? We would like also to meet with Burton if you can make the introduction when I arrive?

Much appreciated and I look forward to seeing you again shortly.

Best,
Richard

Richard Spinks
ros@aecplc.com

On 16 Nov 2018, at 20:20, Carroll, Colin <ColinCarroll@gov.nl.ca> wrote:

Here is the letter. This is what was approved.
Do not panic about provisions, they are form our Forestry Act.

Colin

Colin Carroll, RPF
Director of Regional Services
Department of Fisheries and Land Resources
Forestry and Wildlife Branch
P.O. Box 2006
Corner Brook, NL Canada A2H 5J8
t 709.637.2410
f 709.637.2403


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From: Legge, Marilyn
Sent: Friday, November 16, 2018 4:47 PM
To: Carroll, Colin <ColinCarroll@gov.nl.ca>
Subject: Letter to Richard Spinks from Steve
Warford, Holly

From: Richard Spinks <redacted@gmail.com>
Sent: Thursday, November 22, 2018 10:26 AM
To: Balsom, Stephen; Mitchelmore, Christopher; Carroll, Colin
Cc: redacted@hotmail.com
Subject: Fwd: Letter of agreement in principle.

FYI
Best
Richard

Sent from my iPhone

Begin forwarded message:

From: Garcien Plowman <redacted@hotmail.com>
Date: November 22, 2018 at 10:16:11 GMT-3:30
To: redacted@gmail.com" <redacted@gmail.com>
Subject: Letter of agreement in principle.

Sent from my Bell Samsung device over Canada's largest network.
Nov 22nd, 2018

Mr. Richard Spinks:

**Motion 18-170**
The town of Hawke's Bay has agreed in principle with the company Timberland International NL Inc. to sell up to 14 hectares of land located at the Old Zine Mine loading site to be used to construct and operate a Bio-mass Pellet Plant. This will allow the company to store wood, process and load its product at this site. Failure to construct the plant in Hawke's bay will result in this agreement being non-binding.

_Sec 40(1)_

Mayor, Garcien Plowman
Good Morning Steve

I'll be waiting in your lobby at 08:30 today.

I trust that you will be able to meet me.

Regards
Richard

Sent from my iPhone
Perfect

We have and will give NO DETAIL WHATSOEVER until we have coordinated messaging.

To do so will simply amplify confusion which I hope to remove following our meeting tomorrow.

One missing piece I currently have is Burtons Cove meeting perhaps on Wednesday on way North or Friday on the way back. We should discuss this tomorrow also I hope.

Best
Richard

Sent from my iPhone

> On Nov 19, 2018, at 11:36, Balsom, Stephen <StephenBalsom@gov.nl.ca> wrote:
  >
  > Thanks Richard
  >
  > We are preparing our messaging now and it would be best to coordinate. Also, I can meet with you on Tuesday when you and Colin get together to review the permit conditions.
  >
  >
  > -----Original Message-----
  > From: Richard Spinks [mailto:RGS@aegplc.com]
  > Sent: Sunday, November 18, 2018 6:11 PM
  > To: Balsom, Stephen
  > Subject: Re: 1CF94275-81EA-40B9-B176-0110C81E8EA6.pdf
  >
  > Hi Steve
  >
  > I have explained this to Michael in London at AEG and asked him to remove all quotes and limit to the very minimum until GNLR have given guidance on messaging which I have insisted we should “follow” and until next week when I have finished tomorrow/Tuesday with FLR and then with the people, communities (Hawkes Bay, Roddickton, St Anthony etc), Burton’s Cove, the 18 loggers, the list chasing me is endless; all to be clear this week face to face.
  >
  > I’m meeting lawyers at 10:00 and have people driving from Central at midday but clearly meeting you is my priority.
  >
  > I had agreed 13:00 with Colin Carroll for myself and Tom Harty as instructed in your letter also, before heading up GNP with Tom Meeting George Gibbons whilst I dealt with Sheila, Ted, Trevor et al.
  >
  > What time is convenient for you tomorrow or Tuesday (if Tom attending is required)?
  >
> Best
> Richard
>
> > Sent from my iPhone
>
> >> On Nov 18, 2018, at 12:16, Balsom, Stephen <StephenBalsom@gov.nl.ca> wrote:
> >>
> >> Richard. We would appreciate any announcements be held until we have the minister sign the permit. Let’s sit down Monday and fill out the permit. Once signed we can discuss announcements.
> >>
> >> > Sent from my iPhone
> >> 
> >>> On Nov 16, 2018, at 5:17 AM, Richard Spinks <RGS@aegplc.com> wrote:
> >>>
> >>> Good Morning Colin,
> >>>
> >>> Michael needs the short confirmation letter first thing your time please, it’s very urgent.
> >>>
> >>> We clearly understand the next steps to be holding the physical permits next week.
> >>>
> >>> It may not appear so from GNL end but not receiving this as I explained to Steve and Minister Byrne when we met some weeks ago perpetuates the impression, outside the Province, of no relationship with NL, something they assured me they would help me to avoid and understood.
> >>>
> >>> I intend, weather permitting, to arrive on Sunday in Deer Lake to work with FLR and George on formalities from Monday. My flight is booked out of London via Halifax for tomorrow afternoon.
> >>>
> >>> Additionally I must meet with the local GNP stakeholders to outline the facts under our agreed strategy.
> >>>
> >>> I’d like to introduce Tom Harty to the process also next week as we move forward with ISO, operational planning et al. Checking his availability as it’s important that he is with me in all FLR meetings now and going forward.
> >>>
> >>> So you understand the ‘holding letter’ confirming approval of permits is a regulatory requirement for AEG and avoids having to say no “permit” today then “permit” next week which makes us look at best incompetent and at worst manipulative. It’s that important.
> >>>
> >>> Your support is as always much appreciated!
> >>>
> >>>> Best
> >>>> Richard
> >>>> 
> >>>>> On Nov 15, 2018, at 22:23, Carroll, Colin <ColinCarroll@gov.nl.ca> wrote:
> >>>>
> >>>>> Not yet
> >>>>
> >>>>> Sent from my iPhone
> >>>>
> >>>>>> On Nov 15, 2018, at 6:50 PM, Richard Spinks <RGS@aegplc.com> wrote:
> >>>>>>
> >>>>>>
> >>>>>>> Any joy Colin!
On Nov 15, 2018, at 12:39, Carroll, Colin <ColinCarroll@gov.nl.ca> wrote:

Richard
This is great thanks.
Now will a letter confirming the issuance of two 5 year permits suffice today? You see George is away and we need payment of permit fees, and you need to be trained in our iso before actual permit cb be printed. George is off till next week.

But I can get you a letter confirming that we will issue the permits.

Will this work?
Colin

Sent from my iPhone

On Nov 15, 2018, at 6:46 AM, Richard Spinks <RGS@aegplc.com> wrote:

Sent from my iPhone

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>
November 16, 2018

Timberlands International Newfoundland and Labrador

RE: Five Year Commercial Permit – Nov. 2018 – Dec 31, 2022

This is to acknowledge that the Department of Fisheries and Land Resources (FLF) has approval to issue two Five-year commercial cutting permits to Timberlands International (Newfoundland and Labrador) Inc. starting in November 2018. Permits will total 100,000 cubic meters annually, which equates to 500,000m3 over 5 years. Issuance of the commercial cutting permits will be contingent upon Timberlands International Newfoundland and Labrador agreeing to the following provisions of the permit:

1. the species, class and volume of timber which may be cut or removed
2. the location where the timber shall be cut
3. the location where the timber shall be piled for scaling and inspection
4. the safeguarding and protection of the environment in the immediate area where the trees are to be cut under the permit
5. the payment of timber royalties; and
6. that 25% of the permit volume will be made available in sawlogs with first offer of sale to the local industry

Please contact Mr. Colin Carroll, Director of Regional Operations at your earliest convenience to finalize details around permit acquisition, harvest operations, block allocation, and Environmental Certification training.

Section 27(7) of *The Forestry Act* provides the Crown with the authority to cancel this permit at any time if any of the permit conditions are violated.

As always, staff at this office is available if you have any concerns or issues.

Regards,

[Signature]

Stephan Balsom, RPF
Assistant Deputy Minister
Forestry and Wildlife Branch

c. George Gibbons
15 November 2018

Honourable Gerry Byrne,
Minister of Fisheries and Land Resources,
Petten Building,
30 Strawberry Marsh Road,
P.O. Box 8700,
St. John’s, NL,
A1B 4J6,
Canada

Re: Application for Commercial Timber Licenses for Forestry Management Districts 17 and 18

Dear Minister Byrne,

We confirm that that as part of this application, there is no request by Active Energy Group plc or Timberlands International Limited or any of each of their subsidiaries or affiliates now or at any time in the future to the Government of Newfoundland or the Ministry of Fisheries and Land Resources, for any form of financial assistance towards infrastructure components of these projects, including any potential upgrade to shipping port facilities and/or other wharf facilities.

Yours faithfully,

Signed on behalf of the board of directors by:

[Redacted]

Richard Spinks
Director of Timberlands International Limited

Sec 40(1)
Good Morning Gentlemen,

I hope your trip was positive.

We had a very productive trip and with the help of your team we have progressed to a final position which I hope the Minister can now sign off.

If you are back it would be appreciated if we could have a summary call based on the past couple of weeks at the earliest opportunity.

We are now positioned to move forward upon permit issuance and would ask you to support us in this now.

Thanks and kind regards,
Richard

Sent from my iPhone
Good Morning Eric

I've made very significant progress this past week on many fronts particularly following my meeting with George regarding the GNP strategy which brought a level of detail and efficiencies that we have not had under the original proposal.

These changes significantly improve the financial and logistical/operational feasibility of the 17/18 project.

In addition the proposal would reduce 'political risk' at the local GNP level with communities in 17 being included now rather than feeling excluded, which I feel is a significant improvement.

It is very important before I arrange final meeting with The Tri-City Council in Hawkes Bay, probably on Monday afternoon and thereafter submit additional changes that I discuss with FLR and therefore I ask that I meet with your colleagues in Corner Brook on Monday morning to walk through and confirm that we are all in agreement.

Bearing in mind that the proposed improvements dramatically improve the model that you have already submitted to TCII I wonder whether we don't let them sign off on the existing model and that we then make the improvements with FLR at the operational level as any business would going forward?

I would also like to ask that George is authorized to assist with an economic assessment in detail which I understand should not take more than a few days to complete which would provide a much more detailed financial model on the harvesting and transporting for the first ten years of operations based on the forestry planning process already completed and underway.

In short I'm most encouraged with progress and need guidance from FLR to get this completed and submitted before I depart to speak with my investors mid-week.

Best
Richard

Sent from my iPhone

> On Nov 2, 2018, at 14:19, Young, Eric M. <emyoung@gov.nl.ca> wrote:
> 
> Hello Richard. Steve is traveling this afternoon and I am not sure of his availability for Monday (I am out of province till Wednesday next week). TCII are reviewing BP and shall provide some high level comments for the note I have prepared. If you have amendments to what we discussed this week which may impact your BP please let me know and I will include in the note.
> 
> Thanks ey.
> 
> Sent from my iPhone
On Nov 2, 2018, at 12:26 PM, Richard Spinks <RGS@aegplc.com> wrote:

Good Afternoon Gentlemen,

It's been a very busy and productive week, many kilometers travelled.

Would a meeting be useful on Monday?

Have you now submitted our application and TCII responded to the review of numbers?

Best
Richard

Sent from my iPhone

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Hello Richard. Steve is traveling this afternoon and I am not sure of his availability for Monday (I am out of province till Wednesday next week). TCII are reviewing BP and shall provide some high level comments for the note I have prepared. If you have amendments to what we discussed this week which may impact your BP please let me know and I will include in the note.

Thanks ey.

Sent from my iPhone

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> Good Afternoon Gentlemen,
> It's been a very busy and productive week, many kilometers travelled.
> Would a meeting be useful on Monday?
> Have you now submitted our application and TCII responded to the review of numbers?
> Best
> Richard
> Sent from my iPhone
Running a few minutes late George but nearly there

Apologies

Richard

Sent from my iPhone

> On Oct 30, 2018, at 09:35, Gibbons, George <georgegibbons@gov.nl.ca> wrote:
> 
> Hi Eric/Richard,
> 
> I will be in Roddickton tomorrow and would look forward to having a discussion with Richard. I can meet you at the Forestry office at 1:30 pm if this is acceptable.
> 
> Thanks
> 
> George Gibbons

-----Original Message-----
> From: Young, Eric M.
> Sent: Tuesday, October 30, 2018 8:33 AM
> To: 'Richard Spinks'
> Cc: Gibbons, George
> Subject: RE: TILNL Commercial Cutting Permits
> 
> Thanks Richard;
> 
> I emailed George and gave him your contact info. Hopefully he is available around these times.
> 
> -----Original Message-----
> From: Richard Spinks [mailto:RGS@aegplc.com]
> Sent: Tuesday, October 30, 2018 7:28 AM
> To: Young, Eric M. <emyoung@gov.nl.ca>
> Cc: Forward, Gary <gforward@gov.nl.ca>; Balsom, Stephen <StephenBalsom@gov.nl.ca>
> Subject: TILNL Commercial Cutting Permits
> 
> Good Morning Eric,
> 
> Thanks for your time yesterday during which we hopefully gave you all of the clarification required to proceed to issuing of our Permits.
> 
> I'm in St. Anthony today and Roddickton-Bide Arm tomorrow and would like to meet with George as discussed, preferably any time after midday tomorrow or Thursday morning.
If he's not available in Roddickton specifically I'm happy to drive to meet him at his location.

Please keep me abreast of the progress to Permit so I can begin to execute on our plan.

I'm back in Corner Brook next Monday.

Best
Richard

Sent from my iPhone

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