

RAILWAY ACT
CHAPTER 395 R.S.B.C. 1996

WHEREAS Certificate No. 6529 dated May 11, 2005 was issued to **NEMI Northern Energy & Mining Inc.**, with respect to its industrial railway operation, at Trend near Tumbler Ridge, British Columbia;

AND WHEREAS the industrial railway operation on the loop track has been transferred to **Peace River Coal Inc.**, registered under the Company Act (# BC0743711) in the Province of British Columbia;

NOW THEREFORE pursuant to Section 3(2) of the "Railway Act" being Chapter 395 of the "Revised Statutes of British Columbia" 1996;

1. The following provisions of the "*Railway Act*" are hereby declared to apply to the railway operations of **Peace River Coal Inc.**,

Part 1

Parts 12 to 14 inclusive

Parts 24 to 26 inclusive

Part 32

Part 37

Part 46

Certificate 6550 cont.

2. **Peace River Coal Inc.** is the holder of all current outstanding Certificates issued to **NEMI Northern Energy & Mining Inc.** under the "*Railway Act*", as if **Peace River Coal Inc.** was named in such Certificates and shall be subject to all conditions and obligations whatsoever contained in such Certificates,
3. The company **NEMI Northern Energy & Mining Inc.** is deemed to be no longer the holder of the foregoing Certificates but nothing contained in this Certificate shall affect any liability or obligation of **NEMI Northern Energy & Mining Inc.** incurred under or in respect of such Certificates up to the date of November 30, 2006,
4. That Certificate No. 6529 is herewith cancelled, and
5. This Certificate becomes effective on November 30, 2006.

for 12/07
Date


Minister of Transportation

The applicant is also subject to provisions of *the Railway Safety Act*, C. 8, SBC 2004, and should contact the Registrar of Railway Safety, Ministry of Forests and Range and Minister Responsible for Housing, Province of British Columbia, telephone 250-387-9192 to determine approvals required under the *Act*.