

MR. ROGERS, EXAM. BY MR. MERRICK

1 between the Government of Canada and the Government of
2 Nova Scotia with respect to commitments and contractually
3 -- the equivalent -- contractual commitments on the
4 amount of coal to be taken from Devco. And here we are,
5 almost six months later, with the same issues on the
6 table.

7 Q. Had you had an opportunity to have seen the
8 contracts by that point -- or the, not the contracts, but
9 the Power Corporation contract and the take-or-pay
10 agreement?

11 A. I can't be sure, but I assume I have, or if not,
12 shortly after this.

13 Q. Your --

14 A. But as you can tell, this project was still not on
15 the rails, and it was because there were still a number
16 of open issues, of which three are listed here in this
17 letter and --

18 Q. Can you just summarize them for me?

19 A. Yes. The first was a contractual agreement as
20 regards future volumes and prices for DEVCO coal
21 purchases by N.S.P.C.

22 Second, that there would be no attempt by the Nova
23 Scotia Government to replace DEVCO coal with the take-or-
24 pay coal from Westray. Now this requires a little
25 explanation.