



Dear sirs and madams,

Kicking Horse Mountain Resort has a new Master Plan and a new Master Development Agreement, developed through our strong working relationship with the provincial government. A comprehensive Master Plan, including an "avalanche assessment", was submitted in April 1999 by Pheidias Project Management and subsequently signed off in a Master Development Agreement in 2000 by the provincial government and Kicking Horse. All structural components of the resort were assessed and stamped by a Professional Engineer. The Master Plan contains extensive topographic mapping, Digital Elevation Model mapping and site analysis.

Kicking Horse has an established Avalanche Program, developed by qualified avalanche experts and built upon industry best practice. In 2003, our avalanche control plan went through a very successful external audit by a leading industry expert. The explosives avalanche control plan was submitted to and accepted by the Worker's Compensation Board in 2000. We have always had a close working relationship with the Worker's Compensation Board and our most recent audit was done very successfully in January 2007.

Currently, Kicking Horse employs seven Level 2 graduates of the Canadian Avalanche Association's Industry Training Program, five of whom are Professional Members of the Canadian Avalanche Association; one professional member has successfully completed the Snow Avalanche Mapping Level 1. The rest of our avalanche control workers are Level 1 graduates of the Canadian Avalanche Association's Industry Training Program.

Kicking Horse supports policies set out by WorkSafe BC which protects workers. Kicking Horse does not believe that the proposed amendments concerning avalanches set out under Part 4.1.2 adequately accounts for the safety of workers in "avalanche hazard areas".

Assessment and mitigation of unacceptable avalanche risk (including monitoring of snow pack data, weather and other temporal changes, or employing passive and/or active control measures) is an involved process which requires much expertise and extensive experience. All of our top level employees possess the necessary knowledge and experience to perform an avalanche assessment and identify avalanche hazard areas. Kicking Horse does not believe that all qualified registered professionals have the

necessary skills to perform the tasks outlined in proposed amendment 4.1.2., and have no right describing what an avalanche control program looks like.

If Part 4.1.2 proposed amendments are accepted, there are concerns regarding the number of qualified registered professionals available to complete the tasks in a timely, adequate manner. There is also concern regarding the timeline in which the tasks are to be completed.

We believe that Kicking Horse staffs a strong team of qualified avalanche experts. Kicking Horse requests that under Part 4.1.2 avalanche risk assessments be done by qualified avalanche experts. Kicking Horse also requests that any avalanche risk assessments involving structures and an active avalanche control plan, employ the expertise of a qualified registered professional in conjunction with a qualified avalanche expert.

In the past, most of this work has been done by members of the Canadian Avalanche Association, creating strong industry best practice. Kicking Horse fully supports any recommendations put forward by the Canadian Avalanche Association. Kicking Horse Mountain Resort is committed to working with WSBC and other stakeholders to ensure proposed regulations are suitable.

Thank you for this opportunity to speak to these issues on behalf of Kicking Horse Mountain Resort.

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