



APPROVAL OF EXPLOITATION PLAN AND CLOSURE  
PLAN REGARDING [NON-]EXCLUSIVE LICENCE NO.  
20[...]/[...] FOR EXPLOITATION OF [ICE AND/OR WATER]

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**APPROVAL OF THE LICENSEE'S EXPLOITATION PLAN AND CLOSURE PLAN REGARDING LICENCE NO. 20[...]/[...] FOR EXPLOITATION OF [ICE AND/OR WATER]**

Pursuant to the Ice and Water Act and Licence no. 20[...]/[...] for exploitation of [ice and/or water], the Greenland Government hereby grants its approval to the Licensee under the Licence of the Licensee's Exploitation Plan for all exploitation activities under the Licence and the Licensee's Closure Plan for closure of the activities under the Licence. This Approval is subject to the provisions of the Ice and Water Act, provisions set out under the Ice and Water Act, the terms of the Licence and any amendments to the Licence and this Approval.

[Before granting the Approval of the Licensee's Exploitation Plan and Closure Plan, the references in the Approval to the Licensee's Licence shall be controlled and amended to the extent relevant in accordance with the Licence. The references to the model licence in the Approval are highlighted with yellow colour.]

## Article 1 Definitions

101. For the purpose of this Approval, the following terms and expressions shall have the following meanings, unless otherwise stated or apparent from the context:

- (a) "Approval" means this approval and its appendices granted by the Greenland Government to the Licensee of the Licensee's Exploitation Plan for all exploitation activities under the Licence and the Licensee's Closure Plan for closure of the activities under the Licence.
- (b) "Closure Plan" means a plan for the closure of the activities under the Licence.
- (c) "DCE" means DCE, the Danish Centre for Environment and Energy, University of Aarhus.
- (d) "Exploitation Plan" means a plan for all exploitation activities under the Licence.
- (e) "Exploitation Resource" means the ice resource and/or water resource comprised by the Licence.
- (f) "Ice and Water Act" means the Greenland Parliament Act No. 11 of 27 November 2018 on commercial exploitation of ice and water with any subsequent amendments and subsequent acts replacing the said Act.
- (g) "Licence" means [non-]exclusive licence no. 20[...]/[...] for exploitation of [ice and/or water] [at/in] [area], including its appendices and any amendments thereto.
- (h) "Licensee" means the licensee under the Licence.
- (i) "Product" means an exploited Exploitation Resource which, unprocessed or after processing, is intended for consumption, including as a beverage, for cooking, food preparation or other household purposes etc.

## **Article 2 The Licensee's Licence and this Approval**

201. In [insert month and year when the Licence was granted, e.g. March 2018], the Licensee was granted [non-]exclusive licence no. 20[...]/[...] for exploitation of [ice and/or water] (Licence).
202. This Approval comprises the licence area and the activities under the Licence.
203. The Licence and this Approval shall lapse without notice if the Licensee has not commenced exploitation of the Exploitation Resource on or before [insert day, month and year as stated in the Licence for the latest date when the exploitation shall commence]. Sections 2302-2305 of the Licence shall apply correspondingly in relation to such possible lapse of the Licence and this Approval. Among other matters, it may therefore follow from section 2302 or section 2303 of the Licence that the Licence and this Approval shall not lapse if the Licensee has not commenced exploitation of the Exploitation Resource due to circumstances comprised by the section 2302 or section 2303 of the Licence.
204. This Approval shall lapse simultaneously with the Licence. However, to the extent it is provided in the terms of this Approval that they shall survive and be in force after termination or lapse of this Approval, the said terms shall not cease to apply on termination or lapse of this Approval. Further, the Licensee's obligations under this Approval shall not cease to apply on termination or lapse of this Approval to the extent that such obligations have not been fulfilled at that point in time.
205. The Licensee shall at any time comply with and fulfil its obligations under the Ice and Water Act, provisions set out under the Ice and Water Act and the terms of the Licence and this Approval. See section 206.
206. In any period in which the Licensee does not comply with and fulfil its obligations under the Ice and Water Act, provisions set out under the Ice and Water Act and the terms of the Licence and this Approval, the Licensee shall not have any right to exploit the Exploitation Resource under the Licence. The Greenland Government may make a decision to that effect and set relevant terms in relation thereto.

### **Article 3    Quality requirements and self-control**

301.    The Licensee shall ensure that the activities under the Licence and this Approval are performed under safe and proper sanitary conditions.
302.    The Licensee shall comply with and fulfil the provisions on food production undertakings in force in Greenland at any time. At this point of time, the relevant provisions are set out in the Greenland Self-Government's Executive Order No. 21 of 27 July 1998 on food production undertakings.
303.    The Licensee shall prepare and apply a self-control programme to ensure and control the safe and sanitary performance of the activities, including the production, processing, making, treatment, storage and transport of the Product. The self-control programme shall be adjusted to and formulated to reflect the activities under the Licence and this Approval. The Licensee shall keep written records of the self-control programme, including by using relevant self-control forms. The self-control programme shall be audited and updated regularly and at least once a year.
304.    The Licensee shall ensure that the Product complies with the quality requirements applicable in Greenland at any time. This applies regardless of whether the production, processing, making or treatment etc. of the Product takes place in Greenland or outside Greenland, and regardless of whether the Product is circulated, including sold, in Greenland or exported. At this point of time, the applicable quality requirements are set out in the Greenland Self-Government's Executive Order No. 7 of 17 March 2008 on water quality and supervision of water supply facilities.
305.    The Licensee shall further ensure that a Product which is exported complies with the quality requirements applicable at any time in the country or countries where the Product is circulated, including sold.
306.    The Greenland Government may request the Licensee to submit information on and documentation of the Product's compliance with the quality requirements under this Approval, regardless of whether the production, processing, making or treatment etc. of the Product takes place in Greenland or outside Greenland.

307. The provisions of this Article 3 shall generally be understood and applied in the context of the provisions on control and supervision in Article 6.

#### **Article 4 Processing facilities etc.**

[Section 408 on basis of dimensioning is only to be included in the final Approval if terms regarding a minimum exploitation volume and/or a maximum exploitation volume are set out in Article 7 of the Licence. If there are no terms regarding a minimum exploitation volume and/or a maximum exploitation volume in Article 7 of the Licence, section 408 is to be deleted.]

[The basis of dimensioning concerns the dimensions and the calculations of dimensions between various parts of a facility which is used in relation to exploitation and production of ice and water. If the dimension of 1 or more parts of a facility is too small relative to the other parts of the facility and the exploitation volumes required, the capacity of the total facility may be limited. Such limitation may have as a consequence that the Licensee is unable to exploit the minimum exploitation volume and/or maximum exploitation volume required. For example, this could be the clear-water reservoir or the pipelines being too small to accommodate and carry the volumes of water which the Licensee shall exploit or is entitled to exploit.]

401. Processing facilities and other facilities used in relation to production, processing, making or other treatment of the Product, shall be established, fitted out, operated and maintained to ensure proper and appropriate processing of the Exploitation Resource at any time, including in relation to the individual sub-processes of the processing.

402. The Licensee shall prepare a process description of the sub-processes and the total processes after the processing facilities and other facilities have been established and taken into use. The process description and the drawings in relation thereto shall be available for inspection or at the request of the Greenland Government at any time.

403. The Licensee shall ensure that the Licensee's employees are provided with the necessary guidance and supplementary training etc. on a regular basis in order to ensure proper and appropriate operation and maintenance of facilities, including processing facilities, and proper and appropriate processing and handling of the Product.

404. The Licensee shall prepare a user-friendly operating manual for its processing facilities and other facilities for the use of the Licensee's employees and others who are to perform

activities using such facilities and the supervisory authorities. The Licensee and others who perform activities under the Licence shall use and follow the operating manual when processing facilities or other facilities have been taken into use. If requested by the Greenland Government, the Licensee shall submit a copy of the operating manual to the Greenland Government.

405. The Licensee shall prepare and apply instructions to manage the sanitary conditions regarding activities performed under the Licence before the activities under the Licence are commenced. The Licensee shall ensure that the instructions are followed and complied with. If requested by the Greenland Government, the Licensee shall submit a copy of the instructions to the Greenland Government.
406. Discharge of rinse water from activities performed under the Licence may not result in pollution, odour, environmental nuisance, unhygienic conditions or deterioration of the quality of water, meltwater or ice etc. in or outside the licence area. The rinse water shall be discharged in accordance with the directions of the Greenland Government and the municipality.
407. The Greenland Government may request that the Licensee submits information on and documentation of any matters of operation which have impacted, are impacting or may impact the quality of the Product.
408. The Licensee shall ensure an appropriate basis for dimensioning for processing facilities and other facilities etc. which are used in relation to the activities under the Licence. The basis of dimensioning shall ensure that the [minimum exploitation volume and/or maximum exploitation volume] required in the Licence can be exploited. The Licensee shall submit a copy of the basis of dimensioning to the Greenland Government before the activities under the Licence are commenced.
409. The Licensee shall ensure that any facilities, including processing facilities used in relation to the activities under the Licence, comply with the requirements stated in this Article 4, regardless of whether the facilities are located in Greenland or outside Greenland. The Greenland Government may request that the Licensee submits information on and documentation of the compliance of any facilities being used with the requirements of this Approval.



## **Article 5 Buildings and other facilities etc.**

501. All buildings regarding activities under the Licence, including technical installations inside and outside buildings, shall be established, fitted out and maintained in accordance with the legislation and guidelines applicable in Greenland at any time.
502. All buildings and facilities etc. for storage of the Product, including for example containers, and other buildings and facilities etc., including for example flushing facilities and processing facilities, shall be locked off and secured from burglary and vandalism.
503. All facilities in relation to exploitation, production and transport etc. inside and outside the licence area which have been established for activities under the Licence, including facilities stated in Article 4, pipelines for transport of water, including meltwater from ice, harbour installations, harbour facilities and bottling facilities etc. shall be established, fitted out and maintained in accordance with the legislation and guidelines applicable in Greenland at any time.
504. All electrical installations, including electrical cabling and machinery etc., shall be established, fitted out and maintained in accordance with the legislation and guidelines applicable in Greenland at any time and shall comply with all terms, provisions and guidelines set out by Nukissiorfiit.
505. Facilities, including flushing facilities, processing facilities, water tanks and containers etc., shall be inspected, cleaned and maintained on a regular basis as part of the Licensee's self-control under Article 3.

## **Article 6 Control and supervision**

601. The Licensee shall comply with and fulfil the requirements on control frequency and control programmes etc. regarding the Product in accordance with the provisions thereon in force in Greenland at any time. At the granting of this Approval, the relevant provisions on control frequency and control programmes are set out in the Greenland Self-Government's Executive Order No. 7 of 17 March 2008 on water quality and supervision of water supply facilities.

602. The Licensee shall take out test samples, including samples for physical-chemical analysis of the Product. The Licensee shall provide information on and documentation of the test results and the quality of the Product in the Licensee's self-control activities under Article 3. In addition, the Licensee shall submit test results and information thereon, including on the quality of the Product, to the Greenland Government. The Greenland Government may decide that test results and information thereon shall be sent to DCE.
603. The Greenland Government may decide that the Licensee shall take out a new test sample of the Product and send the sample and information thereon to the Greenland Government or DCE, when this is considered relevant by the Greenland Government.
604. The Licensee shall ensure that the supervisory authorities have access to take out samples of the Exploitation Resource and the Product for bacteriological analysis in accordance with the rules of supervision and control applicable in Greenland at any time.
605. The Licensee shall inspect buildings and facilities etc. as stated in Article 4 and Article 5 on a regular basis, including when analyses, test results or information thereon makes it possible that such inspection is necessary or appropriate.
606. The Licensee shall ensure that an operation log is maintained for the use of processing facilities and other facilities for the production, processing, making, storage or other treatment of the Product. The operation log shall, among other matters, include information on and results of analyses made with equipment, test results, inspections made, maintenance measures carried out, the date and hour of clean-up of facilities and other measures carried out. The operation log shall be kept at the processing facilities or the other facilities in Greenland or at the Licensee's address in Greenland and shall, on request, be made available to the supervisory authorities. A copy of the operation log shall be included in the annual reporting to the Greenland Government under Article 14.

## **Article 7 Food authorisation**

701. The Licensee shall at any time be authorised and registered as a primary producer and a food production undertaking in Greenland.

702. The authorisation as a primary producer and the food authorisation are separate documents and attached as Appendix 1 to this Approval.

## **Article 8 Certification and marketing**

801. The Licensee shall ensure that each marketing stage, including a consumer, can relate the Product to the part of Greenland where the Product is produced, processed, made or otherwise treated. For example, this could be ensured by stating the name of the relevant source or glacier etc. on the Product packaging material, container or bottle.
802. The Licensee shall, through agreements with and ongoing control of the Licensee's direct customers and indirect customers, ensure that the term set out in section 801 is complied with.
803. If the Licensee or the Licensee's customers fail to comply with the term set out in section 801, the Greenland Government may revoke this Approval in accordance with Article 23 of the Licence and Article 15 of this Approval.
804. The Greenland Government may set further provisions on a certification scheme including specification of quality categories for ice and water exploited in accordance with licences granted under the Ice and Water Act.

## **Article 9 Product traceability**

901. The Licensee shall document the quantities of the Product which have been circulated, including sold, in Greenland, and how the Product has been used. The Licensee shall also document the quantities of the Product which have been exported, and how the exported Product has been used. To the extent possible, the Licensee shall document where the Product has been exported to.
902. The documentation under section 901 shall be included in the Licensee's reporting to the Greenland Government under Article 14.

## **Article 10 Amendment of Exploitation Plan and Closure Plan**

1001. The Licensee shall update and amend the Exploitation Plan and the Closure Plan to any relevant extent in relation to substantial changes in the exploitation activities or related activities or other matters of importance to the Exploitation Plan and/or the Closure Plan or their implementation, including, for example, environmental, social or financial matters. Furthermore, the Licensee shall update and amend the Exploitation Plan and the Closure Plan to any relevant extent in relation to amendments to 1 or both of the plans or amendments to the Licence or this Approval.
1002. Any amendment of the Exploitation Plan and the Closure Plan shall be made in an updated version of the Exploitation Plan and the Closure Plan or in an addendum to the Exploitation Plan and the Closure Plan. Any amendment of the Exploitation Plan and the Closure Plan shall be submitted to the Greenland Government in the said form and is subject to the approval of the Greenland Government. The Greenland Government may, at a notice of 3 months, request the Licensee to submit an updated and amended version of the Exploitation Plan and/or the Closure Plan to the Greenland Government for its approval.
1003. The Greenland Government may set specific terms in relation to the approval of an updated and amended Exploitation Plan and Closure Plan.

## **Article 11 Payment of royalties and fees, reimbursement of administrative costs and expenses and reporting thereon etc.**

[In the final Approval, section 1105 is only to be included if Article 17 on the provision of financial security is included in the Approval.]

1101. The Licensee shall pay all royalties and fees and reimburse the Greenland Government for all costs and expenses incurred in relation to case processing and other administrative work in accordance with the terms thereon in Article 11 of the Licence.
1102. For each quarter and no later than on 10 of the month following the quarter, the Licensee shall submit a quarterly report to the Greenland Government for use in relation to the calculation and determination of the Licensee's obligation to pay royalties. The quarterly report shall include information on the volume of the Exploitation Resource which have

been exploited in the quarter, the Licensee's revenue in the quarter and the royalties for the quarter calculated in accordance with the terms thereon in the Licence. For each quarter and no later than on 10 of the month following the quarter, the Licensee shall pay the royalties payable under the Licence to the Greenland Government.

1103. For each year and no later than [2] months after the last day of any year, the Licensee shall submit an annual report to the Greenland Government including information on the Licensee's revenue in the year, the volume of the Exploitation Resource which have been exploited in the year and the royalties for the year calculated in accordance with the terms thereon in the Licence.
1104. For its reporting under sections 1102 and 1103, the Licensee shall use the royalty reporting form. The royalty reporting form is a separate document and attached as Appendix 2 to this Approval.
1105. The Greenland Government may, for example, use the financial security provided by the Licensee under Article 17 to cover the Licensee's non-payment of royalties, fees and/or reimbursement of costs and expenses incurred by the Greenland Government in relation to case processing and other administrative work under the Licence and this Approval.

## **Article 12 Liability and insurance**

[In the final Approval, sections 1206 and 1207 are only to be included if a ship or other vessel is used in relation to the Licensee's exploitation activities. Sections 1206 and 1207 are not to be included if the Licensee only uses a ship or other vessel for transport of the final Products from Greenland to a customer country or for transport of the Product in general. Thus, the sections are generally only to be included in the Approval if the Licence is granted for an offshore area or for an offshore area and an onshore area.]

1201. The Licensee's liability under the relevant provisions of the Ice and Water Act and the Licence shall be covered by insurance at any time. The insurance company, the insurance cover and the sum insured are subject to the Greenland Government's approval. See section 1203. At the granting of this Approval, the Greenland Government has approved that the sum insured at any time is at least DKK [amount].

1202. The Licensee shall pay compensation for any damage and loss comprised by the Licensee's liability under the relevant provisions of the Ice and Water Act and the Licence, even where such compensation exceeds the sum insured or is not covered by the insurance.
1203. The Licensee shall submit a copy of the insurance policy to the Greenland Government.  
[The insurance cover and the sum insured shall be approved by the Greenland Government before the Approval is granted. See section 1201.]
1204. At the end of each calendar year, or at the Greenland Government's request, the Licensee shall inform the Greenland Government on the insurance policies in force and the main insurance terms. The Greenland Government may require the Licensee to state and document all insurance terms.
1205. The Greenland Government may require the Licensee to take out additional insurance cover at any time.
1206. The Licensee shall ensure the following matters and fulfil and comply with the following terms etc. regarding ships and other vessels which are used in relation to an exploitation activity under the Licence:
- (a) Ships and vessels used in relation to an exploitation activity under the Licence shall, while in the Greenland territorial sea and the Greenland continental shelf area, meet, observe and comply with all national and international regulations, provisions and agreements regarding ships and vessels engaged in international operation of a gross tonnage exceeding 500 gross tonnage, including the IMO International Code for Ships Operating in Polar Waters.
  - (b) The managing owner of the ship or vessel shall take out and maintain insurance coverage ("P & I insurance" or similar insurance) for the shipping company's liability for any damage and loss arising from or in relation to the operation and/or use of the ship or vessel and/or with the salvage and/or the removal, destruction and/or the demolition of the ship or vessel, its equipment and/or cargo and/or other objects which have been on board. The liability insurer shall be a member of the International Group of P & I Clubs, unless the Greenland Government approves departure from this requirement. The insurance cover shall be customary and on complete terms.

(c) The managing owner or operator of the ship or vessel shall have a valid certificate or similar document showing that the above liability insurance ("P & I insurance" or similar insurance) has been taken out and is effective.

1207. The Licensee shall pay compensation for any damage or loss arising from or in relation to 1 or more of the above terms not being fulfilled and complied with.

### **Article 13 Activities under the Licence**

1301. Any activity under the Licence and activities in relation thereto shall be performed in accordance with the Ice and Water Act, other relevant legislation and provisions set thereunder, the Licence, this Approval and any order issued by the Greenland Government. Among other matters, this includes the Greenland Parliament Act No. 29 of 18 December 2003 on nature protection (the nature protection act) and the Greenland Parliament Act No. 9 of 22 November 2011 on environmental protection (the environmental protection act) with subsequent amendments and the Greenland Self-Government's executive orders set out under the 2 acts.

1302. The Licensee shall ensure that activities under the Licence and activities in relation thereto are performed in a proper and appropriate manner in relation to all relevant matters, including, among other matters, technical matters and matters regarding water quality, and regarding safety, health, environment, resource exploitation and social sustainability.

1303. The Licensee shall take all necessary measures to ensure that an activity under the Licence and activities in relation thereto do not create a risk of damage to persons or third-party property. Furthermore, the Licensee shall take all necessary measures to ensure that the risk of pollution or other harmful effects on the environment, climate and nature, both in and outside the Licence Area, is reduced as much as possible.

1304. If, in the assessment of the Greenland Government, an activity under the Licence or an activity in relation thereto creates a risk of damage to persons or third-party property or a risk of pollution or other harmful effects on the environment, climate and nature, the Greenland Government may order the Licensee to perform the activity in another and more appropriate manner or to suspend the activity within an appropriate time limit set by the Greenland Government. Furthermore, the Greenland Government may order the Licensee

to discontinue the activities under the Licence or the activities in relation thereto in whole or in part until the Licensee has remedied the situation in order to comply with the Greenland Government's order. The issue of such order shall not entitle the Licensee to any compensation for damage or loss or any other claims or remedies against the Greenland Government or to exemption from or a reduction in royalties or fees etc. under Article 11.

#### **Article 14 Reporting**

[In the final Approval, section 1404 is only to be included if Article 17 on the provision of financial security is included in the Approval.]

1401. Each year, the Licensee shall submit a report to the Greenland Government on the activities performed under the Licence and results during the past year in accordance with the relevant terms of the Licence. When reporting, the Licensee shall apply the form for reporting on activities performed under the Licence and results during the past year. The form for the annual reporting is a separate document and attached as Appendix 3.
1402. All reports shall be submitted in accordance with the relevant provisions in force at any time. At the granting of this Approval, the applicable provisions are set out in the Licence and the Executive Order No. [...] of [day] [month] 2018 issued by the Greenland Government on case processing and other administrative work relating to activities comprised by the Ice and Water Act and on reimbursement of costs and expenses incurred by the Greenland Government in relation to case processing and other administrative work under the Ice and Water Act.
1403. The Licensee's report shall include, among other matters, financial statements for the accounting period, an operation log under section 606, product traceability information and documentation in relation thereto under Article 9 and the royalty reporting form. The report shall also include information on and documentation of the volumes of the Exploitation Resource which have been exploited in the past year.
1404. Furthermore, the report shall contain information on and documentation of the amounts provided for and deposited under Article 17.



1405. The Greenland Government may at any time request the Licensee to submit additional information, documentation, data and reports etc. to the extent this is considered relevant by the Greenland Government.
1406. All reports shall be made in the English or Danish language.
1407. All reports shall be sent to the Greenland Government by ordinary mail accompanied by a USB memory stick containing an electronic copy of the reports or by electronic mail (e-mail).
1408. All costs and expenses for the preparation and submission of reports etc. shall be borne by the Licensee.

#### **Article 15 Revocation of this Approval**

1501. The Greenland Government may revoke this Approval in accordance with the terms in Article 23 of the Licence.
1502. The Licensee's obligations under Article 16 shall survive revocation of this Approval.

#### **Article 16 Continuous clean-up etc. and clean-up on termination of activities**

1601. The Licensee shall continuously carry out clean-up after activities performed under the Licence, including continuously rectify damage caused to terrain and vegetation as a result of activities performed under the Licence.
1602. Termination or lapse of the Licence and/or this Approval shall not release the Licensee from its obligations under the Ice and Water Act, other relevant legislation and provisions set thereunder, the Licence, this Approval and orders issued by the Greenland Government.
1603. On termination of activities under the Licence, the Licensee shall do and ensure the following:
- (a) The Licensee shall remove all buildings and facilities etc. inside and outside the Licence Area which have been established in relation to activities under the Licence, unless the non-removal of such buildings and facilities etc. has been approved by the

Greenland Government in this Approval, see section 1605, and/or in another written approval.

- (b) The Licensee shall carry out final and full clean-up and rectification of any damage or impact in the affected areas. The clean-up and rectification are subject to the approval of the Greenland Government.
- (c) The Licensee shall subsequently monitor the affected areas for an appropriate period of time. The Greenland Government may make a decision to that effect and set the relevant terms in relation thereto.
- (d) The Licensee shall perform any such other activities as the Greenland Government considers relevant in relation to termination of the activities, including also after the termination of the activities. The Greenland Government may make a decision to that effect and set relevant terms in relation thereto.

1604. If buildings and facilities etc. have served their purpose before termination or lapse of the Licence, the measures set out in sections (a)-(d) shall be taken for these buildings and facilities etc. and the affected areas, immediately on termination of use. The above-mentioned measures shall be taken in accordance with the terms of the Licence and this Approval.

1605. [If any buildings and/or facilities etc. are not to be removed (kept), this part of the term is to be applied. If all buildings and facilities etc. are to be removed, this part of the term is to be deleted.] The following buildings and facilities etc. which are to be or have been established in relation to activities comprised by the Licence, shall not be removed on termination of the activities:

- [State building or facility which is not to be removed]
- [State building or facility which is not to be removed]

[If all buildings and facilities etc. are to be removed, this part of the term is to be applied. If some buildings and/or facilities etc. are not to be removed (kept), this part of the term is to be deleted.] All buildings and facilities etc. which are to be or have been established in relation to activities comprised by the Licence shall be removed on termination of the activities.

1606. If the Licensee fails to fulfil and comply with its obligations under Article 16, the Greenland Government may order the Licensee to fulfil and comply with the obligations within an appropriate time limit set by the Greenland Government. If the Licensee fails to fulfil and comply with the order, the Greenland Government may have relevant activities and measures carried out at the Licensee's expense and risk for the purpose of ensuring fulfilment of the obligations not fulfilled by the Licensee. If the implementation of such activities and measures results in a claim for compensation from any third party against the Greenland Self-Government, the Licensee shall defend the Greenland Self-Government against the third-party claim and indemnify the Greenland Self-Government for any compensation for any damage or loss.

#### **Article 17 Provision of financial security**

[In the final Approval, article 17 may be included if it is decided by the Greenland Government. Where no such decision is made, the terms on the provision of financial security set in this article shall be deleted. If the article is deleted, the table of contents and the relevant references shall be updated (both are generated automatically).]

1701. The Licensee shall provide and maintain financial security as determined by and to the satisfaction of the Greenland Government for the Licensee's fulfilment of its obligations under the Ice and Water Act, provisions set out under the Ice and Water Act, the Licence and this Approval, including, among other matters, for costs and expenses in relation to performance of the activities under Article 16.

1702. The financial security under section 1701 shall at any time be provided and maintained in a manner and on terms and in an amount approved by the Greenland Government. At the granting of this Approval, the Greenland Government has approved that the financial security provided at any time shall be at least DKK [amount].

1703. The financial security under sections 1701 and 1702 shall be provided and maintained [by an escrow amount of DKK [amount] being paid into an escrow account in a Greenland or Danish bank approved by the Greenland Government and on terms set or approved by the Greenland Government, as a bank guarantee of DKK [amount] from a Greenland or Danish bank approved by the Greenland Government and on terms set or approved by the Greenland Government, or as a parent company guarantee from a company meeting the

requirements of the Greenland Government for financial capacity, financial soundness and credit rating of DKK [amount]] and on terms set or approved by the Greenland Government. [The amount shall be paid into the escrow account in [name and address of bank], having the following registration number and account number: [registration number] [account number].]

1704. [In case of payment into an escrow account] The amount paid into the escrow account belongs to the Licensee and may only be used by the Greenland Government for the fulfilment of the Licensee's obligations under the Ice and Water Act, provisions set out under the Ice and Water Act, the Licence and this Approval, including for costs and expenses in relation to clean-up and rectification etc. under Article 16. The escrow amount shall be paid to the Greenland Government at its demand.
1705. If the costs and expenses in relation to the Greenland Government's fulfilment of the Licensee's obligations exceed the escrow amount, the remaining costs and expenses incurred by the Greenland Government in relation to the fulfilment of the Licensee's obligations shall be borne by the Licensee.
1706. The Licensee shall submit information on and documentation of the financial security provided to the Greenland Government before the activities under the Licence or this Approval may commence.
1707. As part of the reporting under Article 14, the Licensee shall every year submit a statement to the Greenland Government of the escrow amount. The statement is subject to the approval of the Greenland Government.
1708. The Greenland Government may at any time decide that the Licensee shall provide additional financial security and/or other security to the extent relevant.

## **Article 18 Translations**

1801. This Approval has been drawn up in the [English/Danish] language. Any translations thereof shall have no validity.

\*\*\*\*\*

Greenland Government

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[name]

Minister for Industry and Energy

Place of signature: [place]

Date of signature: [date]

## Appendix 1 - Authorisation as a primary producer and food authorisation

Section 3 of the Greenland Self-Government's Executive Order No. 21 of 27 July 1998 on food production undertakings provides that companies fabricating, storing, transporting or selling food for commercial purposes shall be authorised by the Greenland Government. In order to obtain authorisation, the company shall fulfil the requirements in the said Executive Order.

Furthermore, section 10 of Greenland Parliament Regulation No. 17 of 28 October 1993 on food and zoonoses control, as amended, provides that companies wishing to fabricate, store, transport or sell food for commercial purposes shall not commence the food activities without a permission.

Exploitation of ice and water is generally subject to the rules on primary production. Primary production generally concerns the exploitation (extraction) of natural mineral water, spring water and water which is extracted for the marketing of packaged drinking water etc.

The application form to be used for application for authorisation as a primary producer is available here: <https://www.businessingreenland.gl/da/Fiskeri,-Fangst-og-Landbrug/Veterinaer-og-foadevarevirksomhed/Foadevarevirksomhed/Primaerproducent>

The production and processing of ice and water for consumption, including as drinking water etc., are furthermore subject to the rules on food production undertakings.

Thus, the Licensee shall also be approved as a food production undertaking by the Greenland Veterinary and Food Administration before the Approval is granted.

The application form to be used for application for approval as a food production undertaking is available here:

<https://www.businessingreenland.gl/da/Fiskeri,-Fangst-og-Landbrug/Veterinaer-og-foadevarevirksomhed/Foadevarevirksomhed/Foadevarevirksomhed>

## Appendix 2 - Royalty reporting form

[Appendix 2 is a separate document]

### Appendix 3 - Annual reporting form

The Licensee shall fill out box 1-4

<b>Box 1</b>	<b>Licence</b>
Licence number	Licence No. 20[...]/[...]

<b>Box 2</b>	<b>Licensee</b>
Licensee	[Insert the full company name of the Licensee]
Address	[Insert the registered address of the Licensee]
Contact person	[Insert the name of the contact person of the Licensee]
Phone number	[Insert the phone number of the Licensee and, if relevant, the phone number of the contact person of the Licensee,]
Email address	[Insert the email address of the contact person of the Licensee]

<b>Box 3</b>	<b>Report on the activities performed under the Licence</b>
Report on the activities performed under the Licence	[Insert report on the activities performed under the Licence. For example]

<b>Box 4</b>	<b>Report on the results during the past year</b>
Report on the results during the past year	[Insert report on the results during the past year. For example]