



The Future of Mining Law

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Sponsored by The University of Arizona Global Mining Law Program,
a collaboration of the James E. Rogers College of Law and the Lowell Institute for Mineral Resources

SIXTH ANNUAL MINING LAW SUMMIT—2021

The Future of Mining Law

The tension between the need for mineral resources and the movement to restrict their expeditious development is nowhere more obvious than in proposed and current changes to mining law. This year's Mining Law Summit will feature diverse perspectives and discuss a range of options whereby mining law can provide avenues for future development of critical resources.

This free virtual conference on November 19th 2021, will combine recorded presentations from internationally recognized authorities with live commentary, questions and answers, and discussion with participants.

REGISTRATION is open through November 18 at bit.ly/mininglaw2021.

SCHEDULE

8:00 a.m. to 8:15 a.m.

Welcome by Dean Marc Miller for the James E. Rogers College of Law and introduction to the program by John Lacy, the Director of the Global Mining Law Center.

8:15 a.m. to 9:00 a.m.

Focus: **The “New” Critical Needs, Discussion of Green Commodities.** Roderick (Rod) G. Eggert, the Viola Vestal Coulter Foundation Chair in Mineral Economics at Colorado School of Mines and deputy director of the Critical Materials Institute, and David Hammond, an internationally recognized independent consultant in mineral economics will discuss “Green Commodities,” where they are and how are they mined and processed into products.

9:00 a.m. to 10:30 a.m.

Focus: **Community Resistance.** Kristi Disney Bruckner, Executive Director, Sustainable Development Strategies Group and Senior Policy Advisor, Initiative for Responsible Mining Assurance (IRMA) will facilitate a discussion including Nuskmata Jacinda Mack, Coordinator, First Nations Women Advocating Responsible Mining, Dewa Mavhinga, Southern Africa Director with the Africa Division, Human Rights Watch, and Glen Mpufane, Director Mining, IndustriALL Global Union focused on what “community resistance” means, circumstances driving community resistance, and current pressures and opportunities for mining communities in an era of increased demand for resources to support low carbon energy production. Aimee Boulanger, Executive Director of IRMA, will also join the panel to respond to questions from participants regarding how IRMA helps respond to community and worker concerns.

10:30 a.m. to 10:45 a.m. Break

10:45 a.m. to 11:20 a.m.

Focus: **Community Resistance; the Example in Peru.** John Lacy will interview Luis Carlos Rodrigo Prado, a Peruvian lawyer who runs the natural resources/mining practice for Rodrigo, Elias, & Madrano and will examine the community resistance and political overtones encountered by current mineral development under Peruvian law.

11:20 a.m. to 12:30 p.m.

Focus: **The Afghanistan Experience.** Anya Mallet, the Senior Legal Advisor at Commercial Law Development Program at the United States Department of Commerce, will be interviewed by Cassie Boggs, the retired General Counsel at Resource Capital Funds on the difficulties encountered in creating a mining law for Afghanistan as well as the operation of mines in an unstable country. Are there lessons to be learned from this example?

12:30 p.m. to 1:00 p.m. Lunch Break

1:00 p.m. to 1:30 p.m.

Focus: **The Chinese Example.** Are there lessons to be learned in the Chinese approach? Are western mineral developers unduly concerned with the encouragement of western values? Are there other factors? Doug Guthrie, Professor and head of China Studies at Thunderbird School of Global Management, will be interviewed by Mel Sanderson, the retired director of international relations at Freeport Mining Company.

1:30 p.m. to 2:15 p.m.

Focus: **Models for New Legal Structures.** What makes a “good” mining law from the perspective of (1) the mineral developers, (2) the host government and (3) the effected community? Stan Dempsey, the retired Chairman of Royal Gold, and John Lacy will discuss this question and include issues covering (1) tenure, (2) free transferability of rights (are there permissible restrictions – i.e., financial or technical?); (3) guarantee of surface access; (4) technology (can mining methods be questioned as a result of evolving technology?); (5) access to justice (can a court system be designed to maintain sovereignty and include possible United Nations oversight?).

2:15 p.m. to 3:00 p.m.

Focus: **Round-table discussion.** At the conclusion of formal presentations, Summit participants representing diverse interests will discuss the various issues presented and be open to questions and comments from participants.

SCHEDULE 8:00 a.m. to 3:00 p.m.