



Capital
Markets
Tribunal

Tribunal des
marchés
financiers

22nd Floor
20 Queen Street West
Toronto ON M5H 3S8

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20, rue Queen ouest
Toronto ON M5H 3S8

KATANGA MINING LIMITED

(Applicant)

-and-

ONTARIO SECURITIES COMMISSION

(Respondent)

File No. 2024-16

Adjudicators: Jane Waechter (chair of the panel)
Russell Juriansz
Dale R. Ponder

March 14, 2025

ORDER

(Section 17 of the *Securities Act*, RSO 1990, c S.5, subsection 2(2) of the *Tribunal Adjudicative Records Act*, 2019, SO 2019, c 7, Sched 60, and Rule 8(4) of the *Rules of Procedure*)

WHEREAS the Capital Markets Tribunal held a confidential hearing by videoconference on February 13, 2025, to consider an Application made by Katanga Mining Limited pursuant to section 17 of the *Securities Act* for an order permitting Katanga to disclose certain information received from the Ontario Securities Commission in connection with the Commission's confidential investigation of Katanga to internal and external counsel of Katanga's parent company, Glencore International AG and Glencore plc;

WHEREAS on February 14, 2025, the Tribunal granted the relief sought by Katanga on the Application and issued a Confidential Order whereby the adjudicative records in this application were marked as confidential, and requested submissions from the parties on whether the adjudicative records in this application should remain confidential;

ON READING the written joint submission of Katanga and the Commission and on considering that the parties consent to this order;

IT IS ORDERED THAT:

1. pursuant to subsection 2(2) of the *Tribunal Adjudicative Records Act*, 2019 and rule 8(4) of the Tribunal's *Rules of Procedure* (the **Rules**), the following

materials shall be made available to the public:

- a. order of the Tribunal dated January 16, 2025;
 - b. order of the Tribunal dated February 14, 2025, excluding Schedule "A" to that Order;
 - c. the Tribunal's Reasons for Decision dated March 3, 2025; and
2. pursuant to subsection 2(2) of the *Tribunal Adjudicative Records Act, 2019* and rule 8(4) of the *Rules*, the remaining materials filed in connection with the application continue to be marked as confidential and shall not be made available to the public, subject to further order of the Tribunal.

"Jane Waechter"

Jane Waechter

"Russell Juriansz"

Russell Juriansz

"Dale R. Ponder"

Dale R. Ponder