

1 in that light, the idea that Mr. Jones or Mr. Campbell  
2 noticed nothing amiss in the series of visits they made  
3 to the mine is even harder to accept.

4 As well, you now have direct evidence that the  
5 Department of Resources knew how Westray was mining the  
6 Southwest section before the explosion. Trevor Eagles  
7 testified that on April the 10th Don Jones was at the  
8 mine and requested Westray's current mine plan. And Mr.  
9 Eagles says he gave him three plans, two of which clearly  
10 showed how the Southwest section had been mined to date  
11 and the plans for further mining.

12 Mr. Eagles testimony is supported by a memo he wrote  
13 to David Waugh on April the 10th, advising him that the  
14 plans were given to Mr. Jones, and we know from the  
15 record that Mr. Jones was in Stellarton on April the 10th  
16 to visit the strip mine.

17 Trevor Eagles' evidence is credible and believable.  
18 In the absence of any explanation from Don Jones, we can  
19 only conclude Mr. Jones did not tell the truth when he  
20 denied knowing about Westray's mining activities in the  
21 Southwest section until the morning of May the 9th. Mr.  
22 Jones knew by April the 10th, at the latest, that Westray  
23 had abandoned the approved plan for the Southwest  
24 section, had implemented a plan for extracting coal that  
25 had failed and had started another development that was