

BHP Billiton Diamonds Inc.
Operator of the EKATI Diamond Mine



BHP Billiton Diamonds Inc.
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November 18, 2008

File: 4.6.6.1

Wek'eezhii Land and Water Board
#1, 4905 – 48th Street
Yellowknife, NT X1A 3S3

Attention: Mr. Ryan Fequet
Regulatory Officer

Dear Mr. Fequet,

Re: EKATI Diamond Mine Spill Contingency Plan Update

BHP Billiton Diamonds Inc. is pleased to submit a revised version of the Spill Contingency Plan in accordance with Class A Water Licence MV2003L2-0013 and per the various terms and conditions as specified by the WLWB.

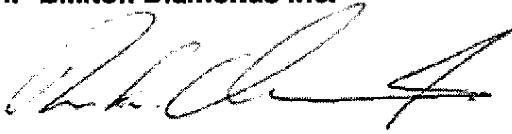
Revisions to the plan are mainly administrative in nature, and include the following:

- Section A: an update to the listings of tanks and chemicals on site;
- Section B: revising references to DIAND to read INAC;
- Section D: revision of names and phone numbers for on and offsite contacts, updates to spill kit location maps, removal of Jericho mine from list of potential mutual aid partners;
- Section E: updates to activities occurring at satellite facilities;
- Appendix A: removal of N23 emulsifier and replacement of N59.

There are no procedural changes from the previous version of the Plan submitted December 13, 2007, and therefore the Plan should not require Board approval.

We trust that the above information meets with your requirements at this time. Please contact the undersigned should you have any questions.

Yours truly,
BHP Billiton Diamonds Inc.

A handwritten signature in black ink, appearing to read 'D. Abernethy', written over a horizontal line.

David Abernethy
Superintendent – Environment Operations

Enclosure

cc: Kathleen Racher – WLWB
Jason Brennan - INAC