



FALL 2019 NEWSLETTER



IAMC
Indigenous Advisory &
Monitoring Committee | Line 3

Table of Contents

Greetings.....	3
Key Updates.....	3
Member Selection Process.....	4
Pipeline Oversight Workshops.....	7
Indigenous Monitoring.....	8
Advice to Government and the Canada Energy Regulator.....	9
Conversations with Enbridge.....	10
Contact Us.....	11



Greetings!
Aaniin!

Tansi!
Aba

Oki!
Washded!

Danit'ada!
Hau!

Tawnshi!
Iyuskin!

Boozhoo!
Bienvenue!

The Line 3 Indigenous Advisory and Monitoring Committee (IAMC or “the Committee”) brings together different perspectives and provides a forum to share knowledge and create mutual understandings. The programs and policies of the IAMC are designed to build capacity within all impacted Indigenous Nations to effectively and meaningfully participate in the monitoring and oversight of the Line 3 Replacement Program (L3RP).

The IAMC is an additional forum for engagement between the Government of Canada, Canada Energy Regulatory (CER), and impacted Indigenous Nations to address common priorities related to the L3RP. The IAMC is not a forum to advance specific interests of individual Nations and **does not replace or diminish any right of individual Indigenous Nations to be consulted and accommodated by the Government with respect to the L3RP.**



Key Committee Updates

- The Line 3 IAMC is undergoing a process of member selection for the next term of Committee membership. Nominations and selection are happening between November and January. Results will be announced, and the new Committee will begin work by January 2020.
- Throughout the fall, the Line 3 IAMC hosted a series of workshops across Alberta, Saskatchewan, and Manitoba to support technical capacity in Indigenous Nations around pipeline monitoring and oversight.
- As part of the Committee’s mandate, the Indigenous Committee members will be submitting a report on Advice to the Government and CER (previously NEB), it is anticipated that the report will be submitted to the federal government and CER by the end of the calendar year.
- L3RP Update:
 - For the Canadian portion of the pipeline: the construction of the pipeline is now complete; the reclamation is nearly complete (due to weather delays, reclamation activities on Spreads 5 and 6 will be completed in the summer of 2020); all CER conditions requiring approval before operating the line have been met; and the expected inservice date is December 1, 2019.
 - For the United States portion of the pipeline: there have been some delays; however Enbridge anticipates that construction in the US is on track to begin in June 2020.

Member Selection Process

The leadership of Indigenous Nations impacted by the L3RP are selecting the next term of Committee members who will begin Committee work in early 2020. Below is information on the roles, responsibilities, and key values of Committee members, based on the Terms of Reference as well as outlines of the 2017 and 2019 selection processes.

Roles and Responsibilities of the Committee

Engaging with Indigenous Nations and representing shared interests. Committee members are appointed to represent the shared interests of all potentially impacted Indigenous Nations. To fulfill this mandate, Committee members will regularly engage with the Indigenous Nations to discern shared priorities, perspectives and approaches, and create accessible means to receive input and issues.

Providing input and advice to the CER and Government of Canada regarding the performance of L3RP activities, regulatory standards, policies, and procedures applicable to the L3RP activities, as well as input to Government initiatives to improve environmental protection policies and modernize regulatory systems.

Contributing to the creation of annual strategic work plans, budgets, and reports. The Committee develops an annual work plan and associated budget on a consensus basis.



Committee Key Values

Respect. Members of the Committee will treat each other and all members' organizations or Nations with respect and good faith.

Shared interests. Committee members strive to find ways to address shared interests of Indigenous Nations and to incorporate different perspectives.

Collaboration and consensus-building. Committee Members listen to one another with open minds in an effort to understand each other's concerns and perspectives. They resolve to develop consensus-based solutions. Committee members have an obligation to fully explore issues and search for mutually acceptable solutions, articulate interests, propose alternatives, listen to proposals and endeavour to reach agreements.

Member Selection Process

Member Selection 2017

During the co-development process for the IAMC, Indigenous representatives on the Working Group from each of the three Prairie Provinces formed regional groups, which convened to determine a process for the selection of regional members.

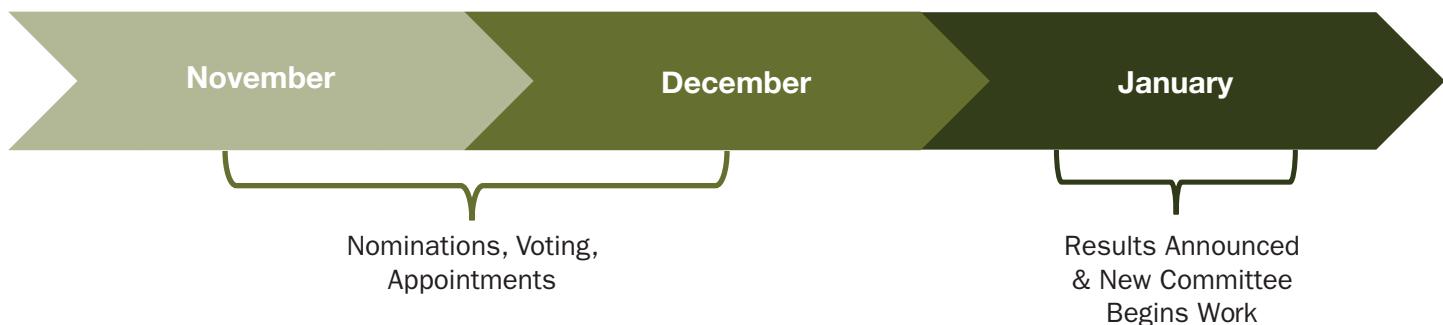
The Working Group was open to participation from all potentially impacted Indigenous Nations, and membership was expanded over the 10-month co-development process as more Nations became interested in being involved. The Working Group set out the following seats to Metis Nation and First Nations in each province:



Member Selection 2019

The membership selection process for second term of the IAMC for the L3RP began in November 2019. As per the IAMC's Terms of Reference, the Committee developed a regionally specific, distinctions based, member selection process centered on the principles of transparency, accessibility, openness, and fairness. The process was open to Indigenous Nations identified by the Crown as being impacted by the Line 3 Replacement Program, as listed in Annex A of the Committee's Terms of Reference. Through email, mail, and phone communications, the leadership of all impacted Indigenous Nations were directly contacted and encouraged to take part in the member selection process.

Metis Nation Committee members are appointed directly by the provincial governments of the Metis Nation in each of the three provinces. The general process for First Nations includes a nomination period, a voting period, and a results period. Several nominees have been put forward for decision by First Nations leadership, and it is expected that final Committee composition will be announced in December. The new Committee is set to begin work in January 2020.



Pipeline Oversight Workshops

The Line 3 IAMC hosted seven multi-day sessions to provide regulatory capacity training to technical staff of Indigenous Nations impacted by the L3RP. This training was designed to support ongoing Indigenous monitoring of the Line 3 corridor and enhance participation in future regulatory processes.

The training took place from August to November 2019, with sessions in Winnipeg, Saskatoon, Regina, Edmonton, and Brandon. The training focused on:

- Understanding regulatory and environmental assessment reviews and associated jurisdictions
- Effectively navigating the CER website
- Reviewing regulatory filings related to rights and interests of Indigenous Nations
- Effective communication with regulators
- Understanding project conditions and influencing compliance verification activities
- Analyzing alignment sheets and other technical documents
- Best practices in reporting and presenting technical data



Key Takeaways

A total of 73 participants from 42 impacted Metis Nation and First Nation governments participated in the workshops.

Preliminary feedback from the sessions indicates that the training offered useful tips and techniques for navigating regulatory processes. Participants noted that it would be beneficial to have training workshops such as these prior to CER hearing processes. The workshops highlighted the unique challenges facing Metis Nation and First Nation communities in each of the Prairie Provinces as it relates to energy transportation infrastructure.

The Committee believes the workshops are a valuable starting point for technical training and network building between impacted Indigenous Nations, the CER, and Natural Resources Canada within the Prairie region.

Indigenous Monitoring Update

To enable Indigenous Nations to participate in the oversight of the L3RP, the Committee has developed a first of its kind program where First Nations and Metis Nation monitors work side-by-side with CER Inspection Officers during CER compliance verification activities.

Update from the Line

- Five monitors trained and involved in compliance verification inspections in 2019
- Five inspections in 2019 in Saskatchewan and Manitoba
- In June 2019, an Indigenous Monitor from the Line 3 IAMC Program discovered a stone flake. The chance find is an example of how the Monitoring Program is successful in helping to integrate Indigenous Knowledge and perspectives, and in this instance, identified a cultural artifact that may not have been identified under other circumstances
- Final Line 3 inspection of 2019 took place on Spread 8 in Manitoba on November 18-19

Alberta Monitoring Workshop

As a pilot program, the Line 3 IAMC hosted an Indigenous Monitoring Workshop in Tsuut'ina First Nation on November 20-21, 2019.

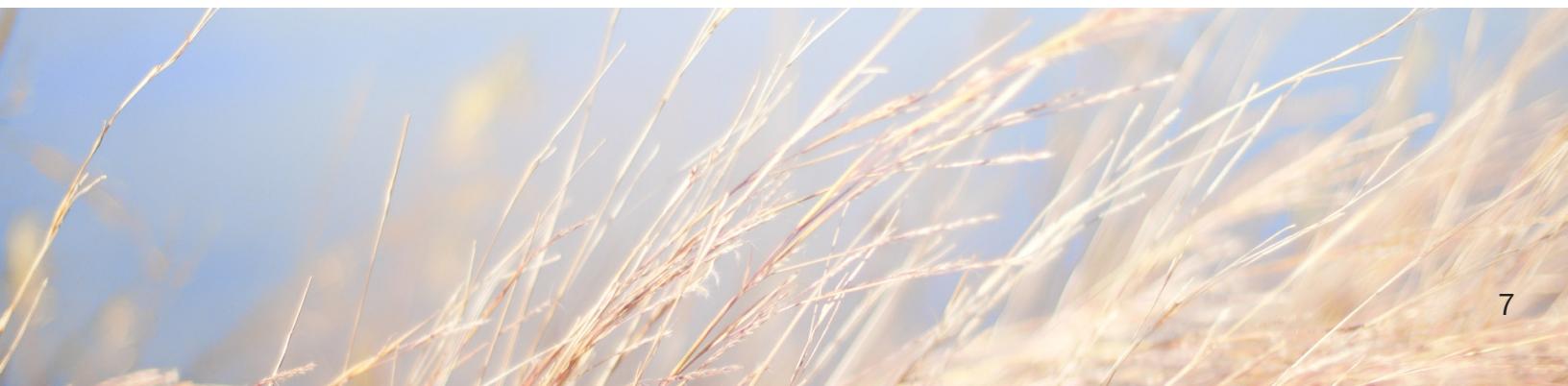
The two-day workshop heard presentations on the application, challenges, and successes of existing Metis Nation and First Nation Monitoring and Guardian programs in Western Canada. The workshop was intended to develop networks of support and information-sharing among Indigenous technicians as well as showcase the various means and strategies available to Indigenous Nations as they seek to develop their own cultural, cumulative effects, and environmental monitoring programs that are focused on individual Nations' priorities.

As the L3RP shifts from the construction phase into the reclamation, operations, and decommissioning phases, the Indigenous Monitoring Program is likely to evolve as well. As per the Committee's mandate, monitoring and oversight will continue to be a key Committee priority.

2019 Monitoring Wrap-up Workshop

After the completion of the 2018 IAMC Indigenous Monitoring Program, the Committee held a wrap-up workshop that was productive and well received. Based on the success of the last workshop, the Committee is planning a 2019 Monitoring Wrap-up Workshop in early 2020 to review and assess feedback and lessons learned from the 2019 Indigenous Monitoring Program.

The workshop is intended to reflect on lessons learned from the Committee's Indigenous Monitoring Program and develop a recommended plan for Indigenous monitoring activities during reclamation, decommissioning, and operations and maintenance of the L3RP.



Advice to Government and the Canada Energy Regulator

Purpose, Process, and Anticipated Timeline

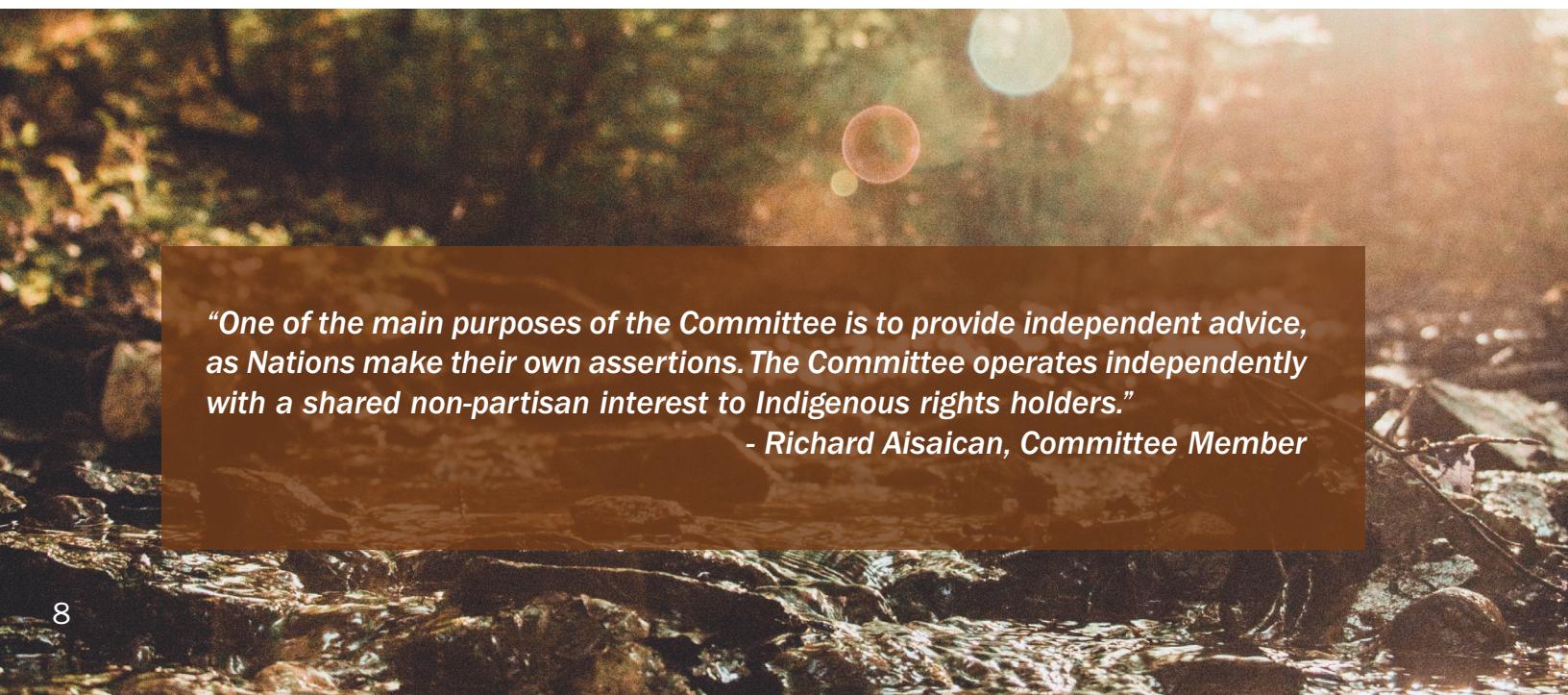
The mandate of the IAMC is to integrate Indigenous perspectives into the monitoring and regulatory oversight of the L3RP, and provide recommendations to the federal government and regulator. In light of this, the Indigenous Committee members have developed a report on advice and recommendations to the Government of Canada and the CER. The report is put forward in the spirit of reconciliation, and provides an opportunity for meaningful dialogue between Indigenous leadership, the federal government, and the federal regulator.

The report contains advice intended for the Minister of Natural Resources Canada (NRCan), as the representative of the Crown, and the CEO of the CER, as federal regulator. The recommendations to the federal government and the CER are based on the learnings and observations from the Committee's first two years and are informed by the Committee's activities and programs as well as input from, and engagement with, leadership of impacted Indigenous Nations. As such, the report is not intended represent the specific views of all impacted Metis Nation and First Nations governments and Peoples regarding the Line 3 corridor.

A draft of the advice report was shared with all impacted Nations in October 2019, seeking feedback from leadership and technical staff. Once all feedback has been considered, the report will be submitted to the Government of Canada and the CER, consistent with the Committee's Terms of Reference. It is anticipated that the report will be submitted by the end of the calendar year.

As per the Committee's Terms of Reference, the CER or Government of Canada will formally engage with the Committee and respond to the advice, by 1) adopting the recommendations, 2) adopting with modifications, or 3) rejecting the advice. If advice is modified or rejected, the CER or government will provide a written response as to the reason.

The Committee is not a consultative body and the process of seeking feedback, and the report itself does not, and is not intended to, constitute consultation with impacted Indigenous Nations. The Indigenous Committee members encourage the federal government to consult directly with impacted Indigenous Nations on the advice as part of their response to the report, and encourage Indigenous Nations to make use of relevant information from the advice report in their Nation-to-Nation discussions with the Government of Canada.



"One of the main purposes of the Committee is to provide independent advice, as Nations make their own assertions. The Committee operates independently with a shared non-partisan interest to Indigenous rights holders."

- Richard Aisaican, Committee Member

Advice to Government and the Canada Energy Regulator

Summary of Recommendations

The central theme uniting the recommendations in the report is that the federal government and regulator must significantly increase Indigenous participation and involvement in project review, regulatory oversight, and economic benefits. The report notes that doing so in a meaningful way will require significant support from the government to increase capacity development among impacted Nations.

The report notes that while establishing additional and accessible funding is a necessary part of capacity support, funding alone is not sufficient to achieve the goal of meaningful Indigenous inclusion in major projects. Achieving meaningful inclusion will require more transparency in the regulatory system, stronger enforcement of the standards set for proponents, and more opportunities for benefit sharing with Indigenous Nations. The federal government must also increase support for Indigenous governance and commit to shared decision-making with Indigenous Nations.

The report provides recommendations in six key areas:

- **Emergency preparedness and response**
 - Improved communication with Indigenous Nations.
 - Increased Indigenous involvement in emergency response.
- **Protection of heritage resources**
 - Stronger regulatory protection for Indigenous heritage resources and sacred sites.
 - Increased involvement of Indigenous Nations in protection of heritage resources.
- **Access to private lands**
 - Additional opportunities for Elders and Knowledge Keepers to perform ceremonies, conduct traditional land use studies, and identify sites of interest along the right of way.
 - Use of legislation and regulatory tools to support opportunities for access to the right of way.
- **Economic participation**
 - Increased capacity support for Indigenous Nations to participate in economic and business opportunities related to major projects.
 - Improved oversight of proponents' benchmarks and targets for inclusion of Indigenous employees, contractors, and businesses.
 - Consideration of Indigenous equity positions, revenue sharing, and partnerships in major projects.
- **Indigenous engagement**
 - Improved CER communication and notification with Indigenous Nations.
 - Greater compliance verification of proponents' Indigenous engagement activities.
- **Future direction**
 - Increased Indigenous oversight and shared decision-making within the regulatory process.



Conversations with Enbridge

While Enbridge does not have a seat at the Committee's table, the Committee has sought updates from Enbridge in relation to L3RP activities. Over the last several months, Committee members have participated in several activities hosted by Enbridge, and the Committee has also requested presentations from Enbridge at Committee meetings. When appropriate, guests have also been invited to attend these activities:

Emergency Management Workshop, Enoch, Alberta (June 2019)

Enbridge's emergency management specialists held a workshop for the Committee where the company's training, planning, and tactics were discussed in detail.

www.enbridge.com/about-us/safety/emergency-management

Pipeline Monitoring and Inspection Workshop and Tour of Enbridge Edmonton Terminal (June 2019)

The Committee spent a half day at Enbridge head offices in Edmonton learning about the company's pipeline monitoring and inspection regime before taking a tour of the Edmonton terminal.

www.enbridge.com/projects-and-infrastructure/public-awareness/line-3-replacement-program

Emergency Equipment Deployment Exercise on Enbridge Express Line, Jenner, Alberta (July 2019)

Enbridge invited the Committee to observe an emergency equipment deployment exercise on the Enbridge Express Line, which runs from Hardisty Alberta to Casper, Wyoming.

Tour of Reclamation Activities on Spread 4, Lumsden, Saskatchewan (August 2019)

The Committee toured sites in the Qu'Appelle River Valley in southern Saskatchewan that had hosted construction activities the year before and had been subject to reclamation activities during the 2019 summer construction season.

www.enbridge.com/projects-and-infrastructure/projects/line-3-replacement-program-canada

Update on Operations and Decommissioning Plans for 2019-20 , Calgary, Alberta (October 2019)

Enbridge was invited to attend the October Committee meeting and provide an update on construction and in-service date, reclamation, decommissioning, and Indigenous economic participation.

"The Committee seeks proactive and productive engagement with Enbridge over the lifecycle of the Line 3 Replacement Program with the aim of promoting continuous improvement and due diligence of its safety and environmental performance, and its relations and engagement with Indigenous Nations."

-Line 3 IAMC Terms of Reference: Engagement with Enbridge

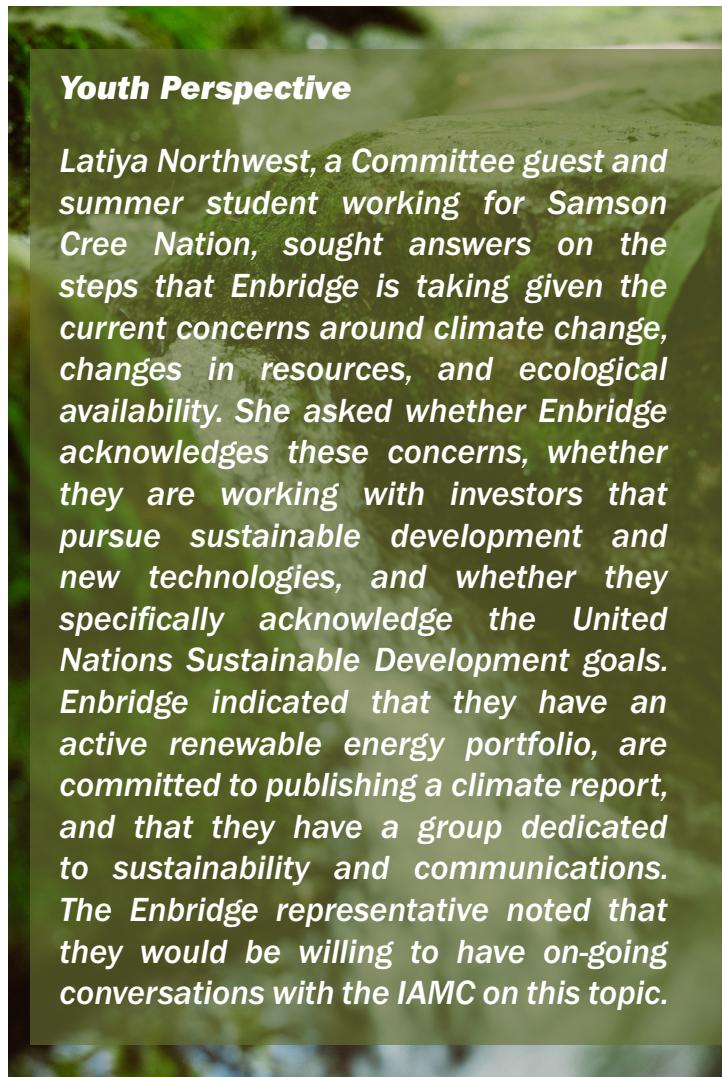


Conversations with Enbridge

Enbridge activities have provided learning opportunities for both Committee members and Enbridge staff members. Committee members and guests are provided with updates and technical information from Enbridge while Enbridge receives feedback and recommendations from the Committee. These activities also provide an opportunity for Committee members and guests to ask tough questions and get responses from Enbridge.

During the presentation on emergency management, Committee members provided feedback on how Indigenous leadership are notified in the event of an incident, the appropriate geographical scope of notifications, and how to increase Indigenous participation in clean-up, mitigation, reclamation and related oversight activities. Enbridge indicated that it is working to build awareness of opportunities for Indigenous inclusion through its obligations as described in the National Energy Conditions 21 and 29 (Enbridge's required operational engagement plan for Indigenous Nations). Enbridge also noted that there would be further opportunities for hands-on learning as it relates to emergency management through Indigenous participation in upcoming tactical table top exercises and a yet-to-be-planned full-scale emergency response exercise on Line 3.

The Committee will continue to interact with Enbridge, seeking information, asking the hard questions, and providing feedback, and advocating for Indigenous rights.



Youth Perspective

Latiya Northwest, a Committee guest and summer student working for Samson Cree Nation, sought answers on the steps that Enbridge is taking given the current concerns around climate change, changes in resources, and ecological availability. She asked whether Enbridge acknowledges these concerns, whether they are working with investors that pursue sustainable development and new technologies, and whether they specifically acknowledge the United Nations Sustainable Development goals. Enbridge indicated that they have an active renewable energy portfolio, are committed to publishing a climate report, and that they have a group dedicated to sustainability and communications. The Enbridge representative noted that they would be willing to have on-going conversations with the IAMC on this topic.

Contact Us

We value the feedback we receive from communities that are potentially impacted by the activities and events that take place as the L3RP continues to move forward into decommissioning, reclamation, and operations.

In addition to leadership, we encourage Lands and Resources Offices, Consultation Offices, Economic Development Offices, Technicians, and others interested in the work of the IAMC to contact us with feedback. The Line 3 IAMC organizes events, activities, and programs. If you are interested in receiving information on these events, if you would like to request a meeting in your community, or if you would like to observe a Committee Meeting, please contact us at nrcan.line3committee-comitecanalisation3.rncan@canada.ca and we can add you to our mailing list and answer any questions you may have.

A big thank you from all of our dedicated Committee members: Mike Oka, Norine Saddleback, Kyra Northwest, Kirk Poitras, Richard Aisaican, Shannon Thomson, Joe Daniels, Gary LaPlante, Roberta Soo-Oyewaste, Neil Saskakamoose, Bill Kennedy, Wendy Gervais, Preston Swan, Mike Sutherland, Craig Soldier, Marci Riel, Coral deShield, and Jonathan Timlin.

Thanks! Haihai! Nitsíniyi'taki! Siyasgaas! Marsee! Meeqwetch!
Miigwech! Isniyes! Philamatayaye! Pidamatayado! Merci!



IAMC

Indigenous Advisory &
Monitoring Committee | Line 3

For more information or to contact
the Committee, please visit

iamc-line3.com