

SPRING-SUMMER 2021 NEWSLETTER

LINE 3 INDIGENOUS ADVISORY &
MONITORING COMMITTEE

IAMC

Indigenous Advisory & Monitoring Committee | Line 3



SHARED KNOWLEDGE

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LINE-3 IAMC - HIGHLIGHTS



The Line 3 Indigenous Advisory and Monitoring Committee (IAMC) acknowledges and shares the grief of the recent discoveries of unmarked graves on and around former residential schools across the nation--with the understanding that more will be revealed. We hope the continued journey towards reconciliation will support healing and strong relationships for the future. Finding pathways to work together to support meaningful Indigenous participation in the activities along the Line 3 corridor remains at the heart of the work of the Committee.

It has been a busy spring and summer for the Committee as it set its Strategic Work Plan for the 2021-22 year and we are making progress in a number of priorities areas including:

- support for training and capacity building,
- preparations for Indigenous Monitoring in upcoming Decommissioning activities along Line 3 (Line 93), and
- hosting its first Line-Wide Gathering.

“As we find ourselves navigating a global pandemic and a summer of wildfires, I acknowledge the continued commitment that Committee Members give to this work as we advance Line 3 IAMC priorities. This dedication demonstrates a step towards a renewed relationship between Indigenous Nations, government and the regulator. I look forward to increased opportunities for engagement with Nations, and to continued support for Indigenous Monitoring that is instrumental to ensuring Indigenous ways are influencing the protection of our land and sustainability of our resources.”



**Marci Riel,
Indigenous
Co-Chair**

**GREETINGS! TANSI! TAWNSHI! BOOZHOO! AANIIN!
OKI! ABA WASHDED! HAU! IYUSKIN! BIENVENUE!**

LINE-3 IAMC - HIGHLIGHTS



STRATEGIC WORK PLAN 2021-22

The Committee confirmed its priority areas of focus this coming year. The following six priorities will guide the work of the Committee this year:

- **Renewal**—develop recommendations for renewal of the Line 3-IAMC
- **Communications and Engagement**—share information and engage with Nations, industry, and government
- **Indigenous Monitoring**—facilitate Indigenous Monitoring of environmental, safety, and culturally-sensitive aspects related to Line 3 activities over its lifecycle
- **Emergency Management**—support meaningful involvement of Indigenous peoples with emergency preparedness and response activities related to Line 3
- **Training and Capacity Development**—support information-sharing, development of training resources and opportunities that increase capacity for meaningful Indigenous participation in Line 3 activities
- **Advice to Government**—build a shared understanding of issues of concern to Indigenous Nations and provide informed advice on how to address those issues to government and the regulator

INDIGENOUS MONITORING

With the new line in operation and decommissioning of the old line commencing in the summer of 2021, preparations are underway for Indigenous Monitors to participate in upcoming decommissioning activities and for the first joint monitoring activity with Enbridge. The IAMC is developing a program guide to support monitors and is initiating work to develop ongoing technical and cultural training for the Indigenous Monitors. The IAMC recently published its Indigenous Monitoring Report, written by IAMC Monitor Jade Dewar, that reflects upon the challenges and successes of the program and provides recommendations for moving forward.



SHARED KNOWLEDGE

LINE-3 IAMC - HIGHLIGHTS

EMERGENCY MANAGEMENT

IAMC Committee Members and Indigenous Monitors participated in Enbridge's Emergency Tabletop exercise in the spring. The exercise provided an opportunity to develop and test Committee notification protocols to ensure Indigenous Monitors are deployed as appropriate, ensure that the Committee is positioned to liaise with Nations, and advise on response activities reflective of Indigenous perspectives.

Regional projects have been completed, resulting in opportunities for incident command system (ICS) training, exploration of notification systems, and a report setting out the planning capacity and accessibility of various programs along the line. The follow-up to this work will include a webinar series as a way to share this information with Nations. Stay tuned for fall webinars.

TRAINING & CAPACITY DEVELOPMENT

On April 16th, Line 3 IAMC hosted a virtual information session with David Poulton, who provided an introduction to biodiversity. TMX and Line 3 Indigenous Monitors joined members of both IAMCs and others from impacted Indigenous Nations to discuss biodiversity offsets in the context of major projects. You can find information [here](#) on Indigenous Perspectives on Conservation Offsetting – Five Case Studies from Ontario.



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LINE-3 IAMC - HIGHLIGHTS

ADVICE TO GOVERNMENT & REGULATOR

Both the Canada Energy Regulator (CER) and Natural Resources Canada (NRCan) have responded to the comprehensive advice provided by the Indigenous Caucus in December 2019. The Committee will now reflect on the responses to the 55 recommendations and determine next steps to advance some of the more complex areas where further dialogue will be beneficial.

You can find more information on advice to government [here](#).



LINE-WIDE GATHERING

This June, the Line 3 IAMC hosted its very first virtual Line-Wide Gathering. Over the past year, the pandemic suddenly changed how we could engage, so the Committee is pleased to have been able to adapt to the changing times and host the two-day gathering virtually. The Line-Wide Gathering was an opportunity for Nations to engage, learn and receive updates from the Committee, Enbridge, the CER, and other partners. Some of the themes and follow-up activities that emerged during the Gathering include:

- the importance of continuing communication and engagement,
- advancing the monitoring program, and
- continuance of forums to bring Nations and partners together.

You can find more information and highlights from the Line-Wide Gathering [here](#).



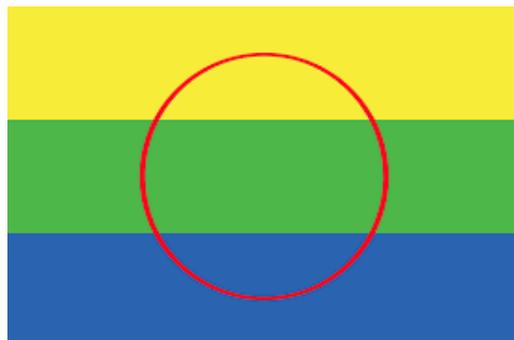
SHARED KNOWLEDGE

MIKE SUTHERLAND



Over the past spring and summer months Committee member Mike Sutherland of Peguis First Nation received two prestigious awards, the Winnipeg Tourism Awards of Distinction - **Bring it Home Award** for his work hosting the 2019 National Gathering of Elders and the Lieutenant Governor's Make a Difference Community Awards for Manitoba. In May 2021 Mike received the Bring it Home Award for his efficient efforts to secure the 2019 Gathering of Elders, bringing 3,450 visitors and delegates to the City of Winnipeg. The event put Winnipeg on the map as an ideal host city for large-scale Indigenous conferences. In July 2021, it was announced that Mike was the winner of the **Make a Difference Community Award** because of his lasting and meaningful contributions to the community through his volunteer activities.

Mike Sutherland has devoted his career to ensuring the protection of culture, lands, traditional territory, and way of life. Mike has worked on land-based learning for over 20 years, developing programs for First Nations communities, post-secondary institutions, and other public sector institutions to help develop the understanding Indigenous people need to have when it comes to protecting traditional territories and environment.



SHARED VALUE SOLUTIONS

WISE PRACTICES REPORT HIGHLIGHTS

In late 2020, the Line 3 IAMC engaged Shared Value Solutions (SVS) to develop a report of ‘Wise Practices’ for engaging project proponents and the Crown. Over four months, SVS conducted interviews with Indigenous professionals and elected leaders with broad experience managing their Nation’s interactions with the Crown and project proponents. To supplement these interviews, the SVS project team completed an online literature review and held discussions with senior management of Enbridge’s Indigenous Relations team. The resulting report provides a range of valuable recommendations related to:

- engaging regulators and participation in Crown consultation,
- engaging project proponents,
- securing economic development opportunities,
- engaging with community members and citizens, and
- collection and use of Indigenous knowledge.

Many of the wise practices highlighted in the report are related to how Nations can prepare themselves for effective discussions with project proponents and the Crown. Some of these recommendations can be proactively initiated through the development of a consultation and engagement protocol. The interviews and literature review confirm that a Nation-specific protocol ensures that the Crown and project proponents are aware of your Nation’s needs and priorities and lays the groundwork for early, efficient, and respectful dialogue. In addition to identifying key contacts within your Nation, a well-thought-out protocol outlines your expectations as to how you should be consulted on matters that may impact your rights and interests, and outline processes for advancing parallel discussions related to securing economic development opportunities.

For more detailed information, Section 7 of the [**Wise Practices Report**](#) provides useful information on how to develop a unique consultation and engagement protocol for your Nation.



SHARED KNOWLEDGE

NATURAL RESOURCES CANADA

The passing of Bill C-15 on June 3rd, 2021 provides the federal government's commitment to take measures necessary to ensure the laws of Canada are consistent with the United Nations Declaration on the Rights of Indigenous Peoples. The implementation of this Act has the potential to make meaningful changes to how Indigenous peoples, communities, and businesses participate in sustainable natural resources development. This includes having Indigenous peoples as full partners in the natural resource and net-zero carbon economy and ensuring that Indigenous peoples have a seat at the table for decisions that may affect their Nations.

Natural Resources Canada is working towards economic reconciliation by building meaningful partnerships and ensuring Indigenous peoples benefit from developing Canada's natural resources. In addition to its work with the IAMC, NRCan is also committed to reconciliation through its work in other sectors including forestry, minerals, and metals.

“We are learning so much about how to approach major energy projects in the future. With Indigenous voices at the table. Indigenous eyes on the project. Indigenous boots on the ground. And Indigenous knowledge brought to bear. All made possible by a genuine commitment to work together in the spirit of Reconciliation.”

*The Honourable Seamus O'Regan Jr.
Minister of Natural Resources*



Relationships are vital to our work. The success of the IAMC is realized when there is a strong foundation of respect for people and the experience and expertise they bring to the table. NRCan continues to support the work underway for the renewal of both the Line 3 and TMX IAMCs, with both Committees being in their fifth year of a five-year funding agreement. Alongside the co-development of options for the renewal of IAMCs, NRCan is engaging the Indigenous Caucus in its evaluation of the IAMCs through a Horizontal Working Group. This Group provides a forum to review what the IAMCs have achieved. NRCan is looking forward to participating in further dialogue and engagement,



SHARED KNOWLEDGE



Since our last update, the CER has been involved in numerous things that are important to Indigenous peoples, particularly those living near Enbridge Line 3. We have also been working closely with the Line 3 IAMC.

In May, the CER provided the Line 3 IAMC with its preliminary response (outlining its commitments) to the advice provided in Line 3 IAMC Summary Report: Issues and Recommendations December 2019. The Line 3 IAMC's recommendations covered key issues such as Indigenous involvement in emergency management, protection of Indigenous heritage resources and sacred sites, access to lands and economic benefits, improving capacity support for Indigenous Nations, communication between the CER and Indigenous Nations, and support for Indigenous interests in both federal and provincial project review legislation. The CER welcomes this advice, and we will be working with the IAMC to implement our commitments.

Advancing the IAMC's recommendations through meaningful and concrete actions over the course of our multi-year **Reconciliation Strategic Priority** will support the CER's objectives in this vital area.

Becoming a different kind of regulator means we must work differently. One of the ways we are doing this is by openly and proactively sharing more of our data and information. In May, the CER began sharing information on contaminated sites, including what is being done to ensure clean up. You can find more details in **this letter** that we sent to our regulated companies.

All companies under our watch are also required to be prepared for any emergency – it's in our requirements and included in the conditions we impose when recommending or approving a project. Companies are also required to test their emergency management program through the use of emergency exercises.

Enbridge is required to meet numerous conditions that span the lifecycle of the Line 3 Replacement Program. While many of the construction related conditions have been completed, Enbridge is still working towards meeting operational and post-construction conditions, such as emergency response exercises and post-construction environmental monitoring reports. Enbridge also fulfilled the requirements of the conditions required to commence the decommissioning activities of the existing Line 3.

CANADA ENERGY REGULATOR



On May 19, Enbridge held a full-scale emergency exercise that required an on-site equipment deployment along Line 3 near Wawanesa, Manitoba. In keeping with Covid-19 protocols, there was also a virtual component that involved a Virtual Emergency Operations Centre. The CER was involved as participants in the exercise and evaluators. One CER Inspector and two Indigenous Monitors from the Line 3 IAMC were on scene in Manitoba and were there to observe and evaluate Enbridge testing their equipment mobilization, including the deployment of a containment boom on the Souris River.

Now that the emergency exercise is complete, CER and IAMC Indigenous Monitor observations will be compiled into a report that we will make available on our website. The report will include any non-compliances and corrected non-compliances observed during the exercise.

The CER remains deeply committed to the ongoing process of reconciliation and continuing our path of learning.



"Co-developed approaches and the meaningful involvement of Indigenous peoples in our work is helping to ensure that Canada's federally-regulated pipelines are safe, the environment is protected, and Indigenous rights and interests are recognized and respected. Our work with the IAMC is helping shape and guide the CER as we renew our relationship with Indigenous peoples."

Gitane De Silva
Canada Energy Regulator CEO

THE PROPONENT

AN UPDATE FROM ENBRIDGE

A full-scale emergency response exercise, held on the Souris River near Wawanesa, Manitoba on May 19, included 121 Indigenous men and women as virtual observers. Via computer, they were able to see and hear Enbridge personnel responding to the simulated oil spill scenario and tune into an online channel which featured live drone footage of the field activity. Enbridge would like to extend thanks to IAMC Committee members Marci Riel (Manitoba Metis Federation), Mike Sutherland (Peguis First Nation) and Holly Geddes (Muskowekwan First Nation), who provided an Indigenous perspective to the planning of the exercise. Virtual participation was necessary due to provincial COVID-19 health and travel restrictions.



DECOMMISSIONING

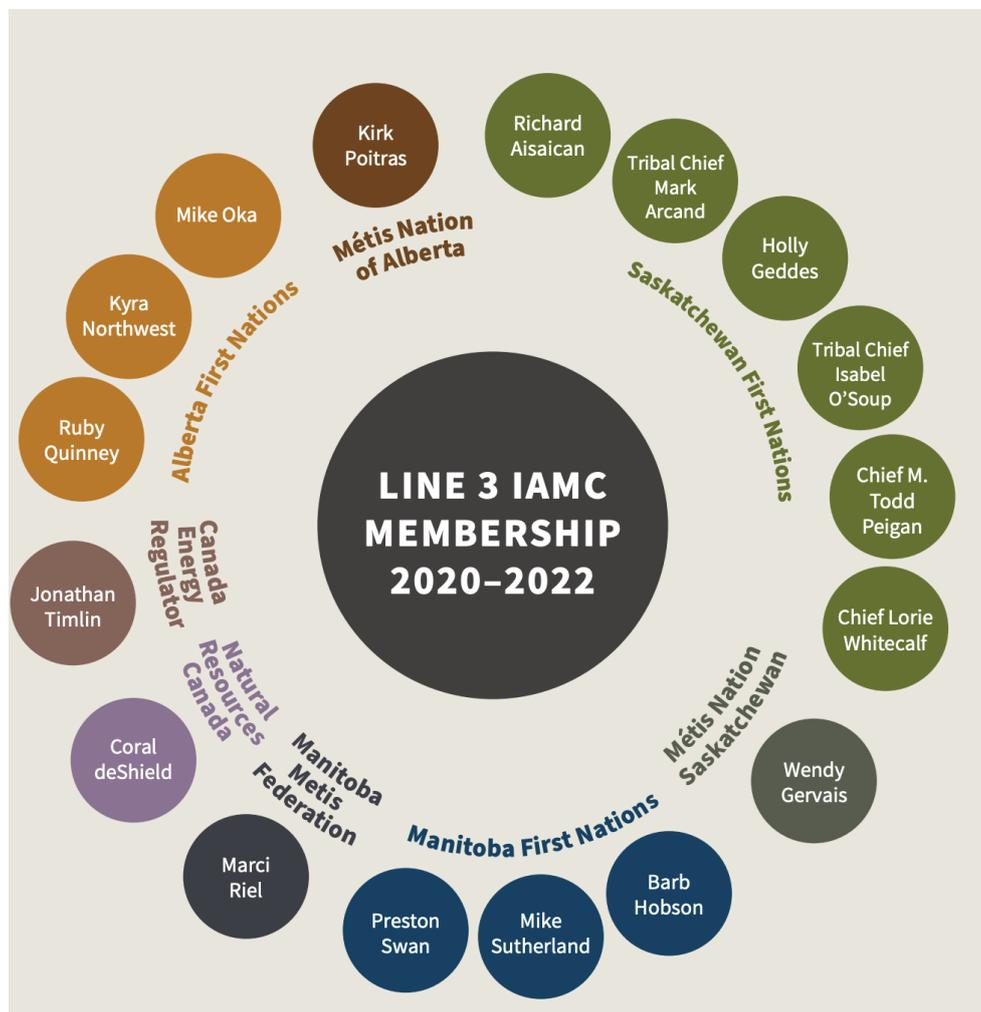
Decommissioning of the 'legacy' Line 3 pipeline is underway along a 260-kilometre right of way from Cromer to Gretna in southern Manitoba. Only Indigenous businesses were invited to participate in the competitive bid process. A joint venture of Peguis First Nation began work in late May to enable the cleaning of Line 3 between Cromer and Gretna in July. In August, the primary tasks of decommissioning (isolation, segmentation, and rail fill) will take place under the general contractor, a joint venture of the Manitoba Metis Federation (MMF). The general contractor is also accountable for managing and subcontracting various services, which presents an additional participation opportunity for qualified Indigenous goods and services providers.



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LINE - 3 IAMC

The IAMC is an additional forum for engagement between the Government of Canada, Canada Energy Regulator (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.



Thank you for your continued interest and engagement in the work of the Line 3 IAMC. The Committee looks forward to opportunities to engage in person once we receive the public health support to do so. Wishing you a safe and healthy summer!

For more information please visit us at: www.iamec-line3.com
To stay in touch please email us at:
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