

FALL WINTER 2021 NEWSLETTER

LINE 3 INDIGENOUS ADVISORY &
MONITORING COMMITTEE



SHARED KNOWLEDGE

WWW.IAMC-LINE3.COM

LINE 3 IAMC - UPDATES

The Line 3 IAMC has continued to be very active since the Spring/Summer newsletter was released. Committee Members have focused on supporting the *co-development of recommendations for renewal* of the Line 3 IAMC; *deploying IAMC Indigenous Monitors* for decommissioning activities; hosting a series of virtual regional engagement sessions; and advancing *training and capacity building opportunities*.

RENEWAL

With the initial five-year funding commitment expiring at the end of March 2022, a key priority is the co-development of recommendations for renewal of the IAMC. As noted in recent dialogue with impacted Métis Nation and First Nation representatives, there remains continued support for the Line 3 IAMC as we move into the operational phase and through the lifecycle of the pipeline.

To continue the work of the Line 3 IAMC, the Committee is advancing the following four recommendations, co-developed by the Committee Members, and reviewed with impacted Indigenous Nations through recent regional engagement sessions and in correspondence:

1. A renewed commitment to Indigenous monitoring and the Line 3 IAMC Monitoring Program, including activities to build capacity and engage Indigenous Nations.
2. That the goal and priorities of the Line 3 IAMC be supported at a senior level, through meeting twice a year with a) the Minister and/or his/her delegate – at least one of these meetings with the Minister and b) the CEO of the CER.
3. Support, pending discussion with Indigenous Nations and consultation as appropriate, for consideration to expanding the Line 3 IAMC scope to include all CER-regulated projects in the Prairie Provinces.
4. That the Line 3 IAMC have increased resources to advance the goal and activities as provided for in its current Terms of Reference and for a period of at least 5 years.



“The IAMC is a mechanism to bring together NRCan, the CER and Enbridge for the benefit of Indigenous Nations.”

Marci Riel, Indigenous Co-Chair



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

LINE-3 IAMC - UPDATES

COMMUNICATIONS AND ENGAGEMENT

The Line 3 IAMC hosted three virtual regional engagement sessions in November and December, one each for Alberta, Saskatchewan and Manitoba. The sessions brought together representatives of Indigenous Nations, government, the regulator and partners of the Line 3 IAMC to:

- hear about the status of the Line 3 Replacement Program from Enbridge,
- engage in a dialogue on the future of the Line 3 Indigenous Advisory and Monitoring Committee, and
- learn from Indigenous Nations in each Region through the sharing of Wise Practices and in a session about Chance Finds.

Building on the success of the Line-Wide Gathering in June 2021, the regional engagement sessions provided an opportunity for regionally focused dialogue. The Alberta session took place November 17th and 18th, with the Saskatchewan and Manitoba ones taking place November 24th and 25th and December 1st and 2nd, respectively.

There were 124 participants from 74 impacted Indigenous Nations taking part. Participants noted their appreciation for the opportunity to have a dialogue, especially with representatives from other Indigenous Nations. They were also strongly supportive of the sharing of Indigenous Knowledge, especially a presentation by Mike Oka and Mike Sutherland on Chance Find Protocols. They value the communications and engagement efforts that the IAMC makes, and hope that the IAMC will reach out to Indigenous Nations that have not yet participated in information and training sessions offered by the Line 3 IAMC. Participants look forward to more Line 3 IAMC engagement sessions in the future.



Steven Rowe, SVS (Left), Mike Oka, IAMC (Center) & Kyra Northwest, IAMC (Left) during the AB Virtual Regional Engagement session.

Information regarding the regional engagements is on the Line 3 IAMC website.



SHARED KNOWLEDGE

LINE-3 IAMC - UPDATES

INDIGENOUS MONITORING

Indigenous Monitoring continued in the summer of 2021, with IAMC Monitors taking part in decommissioning, and a reclamation and table-top exercise. More will take place in summer 2022, when the decommissioning work is undertaken in Saskatchewan and Alberta.

A notable success took place this year, as the IAMC was able to work with Enbridge and a landowner to participate in Indigenous monitoring on private property. A key priority for future monitoring is to expand opportunities to work collaboratively with Enbridge and landowners, as most of the pipeline crosses private property. This complements steps taken by the CER to ensure Indigenous monitors can participate in CER compliance activities.

Each inspection is up to a week long and includes time before and after for preparation, follow up and reporting. On each, a First Nation and a Métis Nation Monitor accompany Inspection Officers from the Canada Energy Regulator. In response to feedback from the IAMC, the CER expanded its inspections from two to four this year.

The IAMC is in the process of hiring more Indigenous Monitors for the upcoming season.



SHARED KNOWLEDGE

LINE-3 IAMC - UPDATES

TRAINING & CAPACITY DEVELOPMENT

The Committee has been working hard on several training and capacity-building projects:

- Regulatory training is a follow-on to the successful training that the Committee provided in 2019. The new training program will provide an overview of the regulatory process and have an emphasis on how Indigenous Nations can assert themselves in the process so that they can be effective in achieving their aims and protecting their Rights and interests. The training will have an online, self-directed component so that people from any Indigenous Nation can take it.
- Plant identification training will be developed by March of 2022. It will include a guidebook and workshop, particularly aimed at Indigenous monitors.
- We are expanding the regional training provided last fiscal year—introduction to pipelines, wetland monitoring, and traditional water monitoring. The expanded training will be offered to IAMC Indigenous Monitors and up to 50 other participants from impacted Indigenous Nations.

Looking ahead, we look forward to offering more in-person training, as the pandemic environment evolves and public health and safety measures can support meeting face-to-face. While our virtual offerings over the last 18 months have supported the IAMC's ability to stay connected and made it possible to broaden our reach, nothing really replaces being face-to-face and out in the field.



OPERATIONS

Lastly, we want to extend heartfelt thank-yous to our recently appointed Sub-committee chairs. The Committee recently evolved to reinstate a Sub-committee structure to support the advancement of work in key priority areas. Tribal Chief Isabel O'Soup is chair of the Training and Capacity Building Sub-committee; Chief Matthew T. Peigan is chairing the Communications and Engagement Sub-committee; Richard Aisaican chairs the Emergency Management Sub-committee; and Kyra Northwest chairs the Monitoring Sub-committee.

SHARED KNOWLEDGE

NATURAL RESOURCES CANADA

Following the October election, the Honourable Jonathan Wilkinson was appointed as Minister of Natural Resources. Minister Wilkinson has been a Member of Parliament for North Vancouver since 2015. He previously served as Minister of Environment and Climate Change and as Minister of Fisheries, Oceans and the Canadian Coast Guard.



“Line 3 IAMC brings together Indigenous Nations, governments, and the Canada Energy Regulator to advise on the Line 3 Replacement Program, an important part of a highly interconnected North American energy system that supports jobs and energy security on both sides of the border. As Minister of Natural Resources, I am committed to working in partnership with Indigenous Nations, the energy sector, and provincial and territorial governments to responsibly develop energy projects that create good jobs, provide for meaningful inclusion of Indigenous partners, and ensure the protection of our environment along the pathway to achieving net-zero by 2050.”

*Honourable Jonathan Wilkinson
Minister of Natural Resources*

John Hannaford became the new Deputy Minister of Natural Resources Canada on January 10, 2022, replacing Jean-Francois Tremblay who has moved to Employment and Social Development Canada. Mr. Hannaford worked previously at the Privy Council and the Department of Foreign Affairs and International Trade.



*John Hannaford
Deputy Minister of Natural Resources*



IARS AND MPMO SECTOR

In fall 2021, NRCan's Indigenous Affairs and Reconciliation Sector (IARS) and Major Projects Management Office (MPMO) combined into a new sector. Many of you will know Angie Bruce, who is heading up the new sector as Assistant Deputy Minister. The two teams advance reconciliation through the mandate of our sector to accelerate reconciliation with Indigenous peoples to build relationships, break down barriers and link regulatory, engagement and policy processes across resource sectors to ensure Indigenous peoples are meaningfully included in the development of Canada's natural resources.

We take an innovative approach to implementing NRCan's programs and initiatives - with the goal of transforming the way that the Government engages,

partners, and supports Indigenous peoples, communities, businesses, and workers.

The secretariat for the Line 3 IAMC has been part of MPMO and will stay within the new sector. A key focus for the Secretariat is pulling together IAMC budget recommendations for the March 2022 federal budget. The aim is to ensure that the Committee's work is able to continue beyond its initial five-year funding agreement.



Angie Bruce
Assistant Deputy Minister





SPEECH FROM THE THRONE

Her Excellency the Right Honourable Mary Simon is the first-ever Indigenous person to be Governor General of Canada. On November 23, she delivered the 2021 **Speech from the Throne** to open the 44th Session of Parliament. The speech lays out the goals, priorities and initiatives of the federal government. Many of themes touch on areas of interest to the IAMC.

In the speech, the government recommits to furthering reconciliation with action from across federal departments. Whether it is eliminating all remaining long-term drinking water advisories or implementing the United Nations Declaration on the Rights of Indigenous Peoples, the government made clear that it is committed to closing the gaps that far too many First Nations, Inuit and Métis communities still face today. The government seeks bolder climate action, going further faster, with more innovation and green jobs; capping and cutting oil and gas sector emissions while accelerating the path to a 100-percent net-zero electricity future; mandating the sale of zero-emissions vehicles; and increasing the price on pollution.

For full details, read the **Speech from the Throne**.



Her Excellency the Right Honourable Mary Simon, Governor General of Canada



CHIEF PEIGAN

Chief Matthew T. Peigan was the champion for The Every Child Matters Feather Project, which launched last summer. The project produced 2000 metal feather keepsakes to keep the memory alive of those who passed away at residential schools. Prometal, a firm in Regina, donated the time, expertise and materials to manufacture the feathers, in a partnership with several other companies and the Pasqua First Nation. All 2000 feathers have now been sold, with proceeds going to scholarships for Indigenous students.



Learn more at [Every Child Matters Feathers Project « Pro Metal Industries Ltd.](#)

Chief Peigan is also heavily involved in the Line 3 IAMC's activities, where he dedicates time and expertise as a Committee Member and takes an active leadership role as the Chair of the Communications and Engagement Sub-committee.



Chief Peigan was first elected as Chief of the Pasqua First Nation in 1993, at age 26. At the time, he was the youngest elected Chief in Canada. Under Chief Peigan's leadership, Pasqua First Nation has advanced a wide range of strategic goals and objectives related to economic development, environmental stewardship, training and employment, and ensuring Aboriginal treaty rights are respected. Pasqua First Nation is located approximately 45 miles east of Regina in the Qu'Appelle Valley.



CER - UPDATE



THE CANADA ENERGY REGULATOR

It's been a busy year at the Canada Energy Regulator (CER) and we continue to be grateful for the partnership we have with the Line 3 IAMC. Working with the IAMC has helped the CER to better incorporate Indigenous worldviews and perspectives as we work to create a more inclusive and effective regulatory system. The CER is deeply committed to Reconciliation and the implementation of the United Nations Declaration on the Rights of Indigenous Peoples, and our partnership with the IAMC is helping us transform how we work.

With reclamation of the Enbridge Line 3 project work mostly complete and the new pipeline in operation, our joint CER and Indigenous Monitoring activities are now focused primarily on emergency management planning and preparedness, and decommissioning. The CER increased the number of planned inspections as a result of the IAMC's desire to have more Indigenous Monitors attend decommissioning activities this year.

So far, in 2021-22 the CER and Indigenous Monitors have completed four compliance verification activities (three in Manitoba and one in Saskatchewan).

As of August, Enbridge has completed all three of its condition required emergency management exercises and related requirements which included notifying Indigenous Nations and communities. The IAMC and Indigenous Monitors participated in each exercise and assisted in planning for the largest of the three events.

Work continues on the IAMC-CER immediate deployment protocol to be used to send CER Inspection Officers and Indigenous Monitors to the scene of an emergency. When the protocol is ready, it will proceed to the full IAMC for approval. The CER continues to support the IAMC's design and planning of future emergency management webinars to be delivered in the New Year. One will be a general webinar to discuss roles and responsibilities during a potential pipeline emergency and the remaining three will be regionally focused.



CER - UPDATE

THE CANADA ENERGY REGULATOR

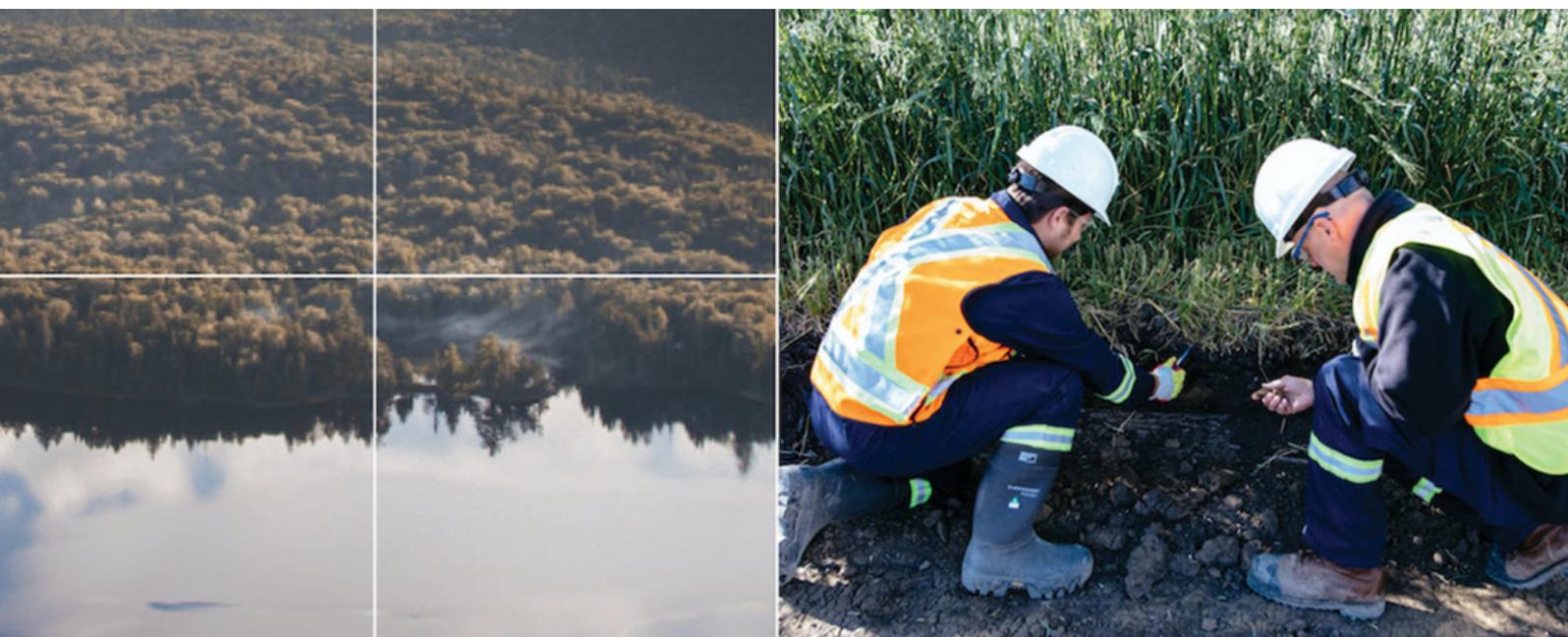
The CER is updating various sections of its Filing Manuals to reflect changing requirements, conditions, regulations, industry practices, and feedback received from regulated companies, Indigenous peoples and other interested persons or groups.

A 60-day public comment period from December 1, 2021 to 31 January 31, 2022 on proposed technical revisions affecting Filing Manual Guide O (Review, Rehearing, and Variance applications), Filing Manual section 1.5 and Electricity Filing Manual section 1.4 (Confidential Filing), and Supply and Markets (Guide A sections A.3.1, A.3.3) is currently open. The proposed revisions, background material, and feedback instructions can be found on the Filing Manual Updates page.

Also, as highlighted in the **CER's Regulatory Framework Plan: 2021 – 2024**, the Canada Energy Regulator (CER) will be starting a review of the **Onshore Pipeline Regulations (OPR)**, which are the main regulations we use to oversee pipelines in Canada.

The goal for this review is to make sure the OPR supports the highest level of safety, security and environmental protection. The CER also believes it can be a tool to advance Reconciliation by incorporating input from Indigenous peoples based on their unique cultures, traditional knowledge and cultural connection to the lands and waters.

The OPR Review builds on the important work that has been done with Indigenous peoples and with groups such as the Indigenous Advisory and Monitoring Committees. The review will contribute to building modern regulation that clearly shows how the CER and its regulated companies will work alongside Indigenous peoples and communities through the project lifecycle.



SHARED KNOWLEDGE

CANADA ENERGY REGULATOR

THE CANADA ENERGY REGULATOR

The first step in our review is to ask for your input, and the input of regulated companies and interested parties. A Discussion Paper, [can be found here](#) with some questions to help guide the conversation. Comments can be shared with us over the course of a comment period ending April 14, 2022.

We are currently in the first phase of the OPR Review. The process will take approximately two years to complete. There will be different opportunities for engagement and input and we will share these on the [CER's Current Consultation and Engagement Activities](#) webpage.

With the help of the [Impact Assessment Agency of Canada](#), funding is available for Indigenous peoples of Canada to review the Discussion Paper and develop input for submission to the CER. The [notice of funding](#) provides information on the funding process and how to apply. You can apply for funding [online](#) or you can email us at opr-rpt@cer-rec.gc.ca. You are encouraged to submit your application by **28 January 2022**. Those who have submitted an application for funding will soon be contacted by the Impact Assessment Agency of Canada.

Virtual sessions will be offered to provide Indigenous Communities with an opportunity to have additional context for the [Discussion Paper](#) and to be able to ask questions to help inform their input. Communities are invited to see details below for dates and how to register. You can also let the CER know how your community would like to be engaged throughout the OPR Review process, and what options work by contacting us at: opr-rpt@cer-rec.gc.ca.

If you would like to participate in one of these sessions, you can do so by sending an email to opr-rpt@cer-rec.gc.ca, with the subject line “**Virtual Session**” and the date that works best.

8 February 2022: 11:00am to 12:30pm (MST) (French); 1:30pm to 3:00pm (MST) (English)

22 February 2022: 10:30am to 12:00pm (MST) (English)

8 March 2022: 10:30am to 12:00pm (MST) (English)

29 March 2022: 1:30pm to 3:00pm (MST) (English)

Lastly, with the pandemic hopefully nearing an end and travel restrictions loosening, the CER looks forward once again to in-person and in-community meetings with our Indigenous partners where we will continue to build and foster our relationships.



*Jon Timlin, CER Representative
to the Line 3 IAMC*

LINE 3 DECOMMISSIONING

It's been an eventful past six months for Enbridge's Line 3 Replacement Program (L3RP) – on both sides of the border.

This fall marked completion of construction for the final segment of the new pipeline in Minnesota, bringing the entire 1,765-kilometre line from Edmonton to Superior, Wisconsin into full service on Oct. 1.

The new pipeline will be known as Line 93.

With Line 93 already operating since December 2019 in Canada, the focus here has been on returning the construction corridor to its pre-construction state (completed in 2020), then safely removing “legacy” Line 3 from service – a process known as decommissioning.

In mid-October, L3RP marked a milestone of its own by completing decommissioning of the first Canadian segment of Line 3, a stretch of 260 km from Cromer to Gretna in Manitoba.

“Only Indigenous-owned companies in Manitoba were invited to bid on this work and we are very pleased with the outcome,” says Kim Brenneis. “Indigenous representation in the workforce averaged more than 75% throughout the project, which was completed ahead of schedule and with zero safety and environmental issues.”

Throughout decommissioning field activities, Enbridge continued its Indigenous construction monitoring program to ensure Indigenous perspectives were included during the execution of the work. On two occasions, IAMC monitors accompanied the Canada Energy Regulator to inspect several decommissioning sites and the IAMC also received landowner permission to monitor a valve site near Oak Lake.

Decommissioning began in late May near Enbridge's Cromer Terminal south of Virden. A joint venture of Peguis First Nation and Arnett & Burgess Pipeliners managed civil earth works, site preparation and support to enable the cleaning of Line 3 in July, which required installation of rig matting to support a pig trap (a device launched inside a pipeline for cleaning and maintenance).



LINE 3 DECOMMISSIONING

Thorough cleaning of the pipeline took about a month and in August the general contractor – a joint venture of Métis N4 Construction and Steel River Solutions – mobilized to oversee the primary tasks of decommissioning including isolation (the pipeline is physically separated from operating facilities; valves are permanently closed and disabled; above-ground features are removed at stand-alone sites); segmentation (small sections of pipe are removed and plates installed to prevent water flow through the pipe); and rail fill (the line is filled with an engineered material at railway crossings to protect rail infrastructure).

The Manitoba Métis Federation-affiliated general contractor was also accountable for subcontracting various services to support the work, which presented an additional opportunity for qualified Indigenous goods and service providers.

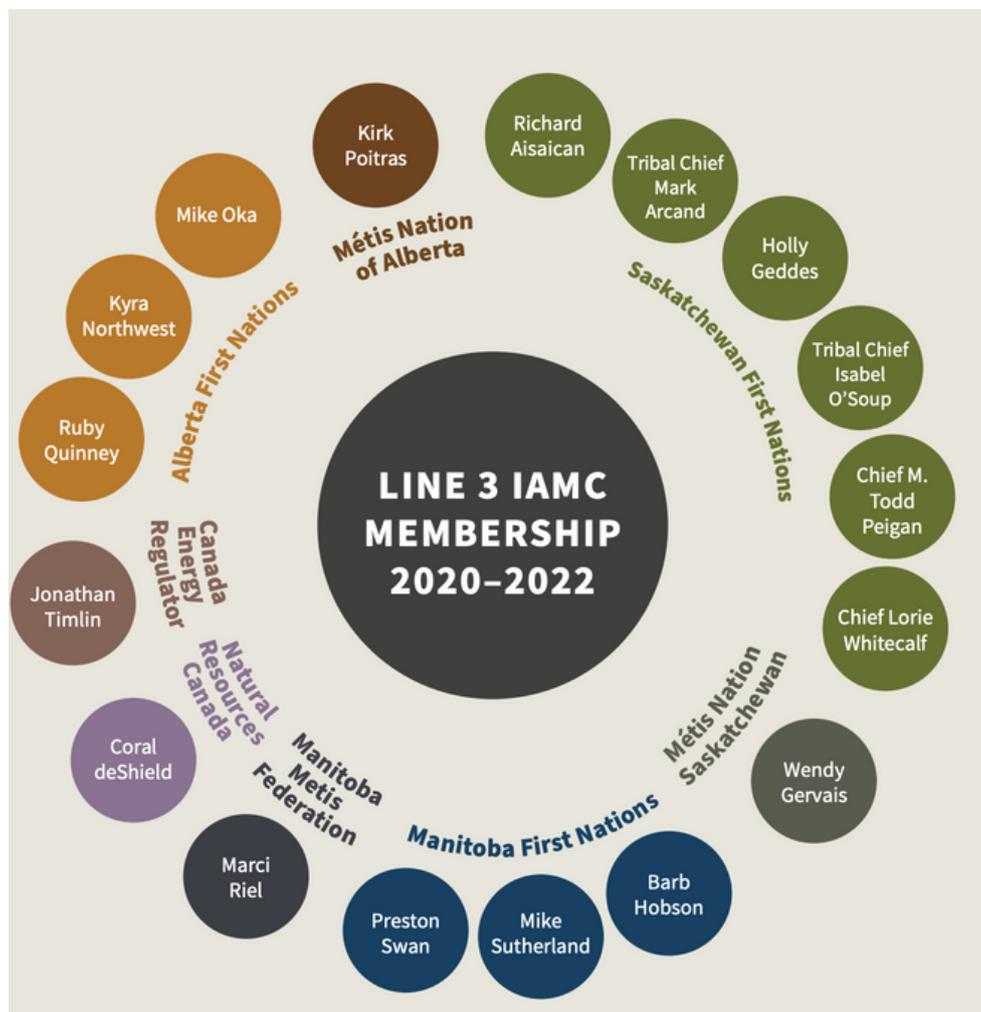
“Decommissioning is a logistically challenging job that N4-Steel River handled very successfully,” says Enbridge Construction Manager Allen Sawatzky. “It’s different than building a pipeline – you don’t just work from kilometre zero to 100 in a straight line. You go back-and-forth, from site-to-site, and this particular job involved 31 different locations for segmentation, valve removal and isolation, and railway fill.”



IAMC Indigenous monitors Ellis Cochrane of Peguis First Nation (center left) and Jade Dewar of the Manitoba Metis Federation (right) with Enbridge’s Travis Favel (left) and Dennis Esperance (center right)

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:
nrcan.line3committee-comitecanalisation3.nrcan@canada.ca

