

Enbridge Northern Gateway Project Joint Review Panel

File OF-Fac-Oil-N304-2010-01 01
15 November 2012

To: All Parties to Hearing Order OH-4-2011

**Northern Gateway Pipelines Inc. (Northern Gateway)
Application for the Enbridge Northern Gateway Project
Hearing Order OH-4-2011
Notice of Motion filed by the Haisla Nation dated 25 October 2012
Ruling No. 123**

The Joint Review Panel (Panel) for the Enbridge Northern Gateway Project is in receipt of a motion filed by the Haisla Nation dated 25 October 2012 (Motion), seeking an order:

- a. that the Haisla Nation be entitled to file late evidence, namely a report titled “Review of Technical Data Report Ecological and Human Health Risk Assessment for Pipeline Spills” prepared by Dr. Peter Hodson and Jonathan Martin (EHHRA Review Report) and attached as attachment 1 to the motion; and
- b. such other relief as the Panel may consider appropriate in the circumstances.

The Haisla Nation has advised that the EHHRA Review Report seeks to identify the limitations of the Ecological and Human Health Risk Assessment for Pipeline Spills (EHHRA), filed by Northern Gateway on 12 July 2012.

By letter dated 1 November 2012, the Panel sought comments from Northern Gateway on the Motion.

By letter dated 6 November 2012, Northern Gateway responded to the Motion, advising that it did not object to the late filing.

The Panel is of the view that the EHHRA Review Report is relevant to the proceedings. Further, its filing will not cause any prejudice to any party as, among other things, witnesses will be available to answer questions on this document, at the upcoming hearings in Prince Rupert.

On the basis of the above, the Panel approves your Motion.

Should you have any questions, please contact Mr. Andrew Hudson, Legal Counsel, at 403-299-2708 or 1-800-899-1265.

Yours truly,


for
Sheri Young
Secretary to the Joint Review Panel

