National Energy Board



Office national de l'énergie

File OF-Fac-Gas-N081-2014-20 02 29 May 2015

Ms. Tisha Homer Regulatory Project Manager Regulatory Services NOVA Gas Transmission Limited 450 – 1 Street S.W. Calgary, AB T2P 5H1 Facsimile 403-920-2347

Mr. Shawn H.T. Denstedt, QC Osler, Hoskin & Harcourt LLP Suite 2500, TransCanada Tower 450 – 1 Street S.W. Calgary, AB T2P 5H1 Facsimile 403-260-7024 Mr. Kevin Thrasher Senior Legal Counsel Law, Canadian Pipelines NOVA Gas Transmission Limited 450 – 1 Street S.W. Calgary, AB T2P 5H1 Facsimile 403-920-2310

Dear Ms. Homer, Mr. Thrasher, and Mr. Denstedt:

#### NOVA Gas Transmission Limited (NGTL) Application for the 2017 NGTL System Expansion Project (Application) Notice of Public Hearing and Application to Participate

On 31 March 2015, NGTL applied to the National Energy Board (Board or NEB) for approvals to construct and operate the 2017 NGTL System Expansion Project (Project), a proposed expansion of the NGTL System consisting of approximately 230 kilometres of pipeline in five new and separate section loops as well as two compression unit additions located in various areas in northern Alberta. The Project is a "designated project" pursuant to section 2(b) of the *Canadian Environmental Assessment Act, 2012*, for which the Board is the responsible authority.

As described in a separate letter dated 29 May 2015, the Board determined the Application complete to proceed to assessment. The Board will hold a public hearing in which the Application will be reviewed by a Panel made up of three Board Members, who will consider all evidence filed and on the record for the Application, before making the Board's recommendation and decisions. Further information about the hearing will follow once the Board's Application to Participate (ATP) process has ended.

In consideration of the Application, the Board is releasing its List of Issues for the Project which is attached to this letter as Appendix A. It can also be found on the Board's <u>webpage</u> for the Project.

517 Tenth Avenue SW Calgary, Alberta T2R 0A8

517, Dixième Avenue S.-O. Calgary (Alberta) T2R 0A8



Telephone/Téléphone : 403-292-4800 Facsimile/Télécopieur : 403-292-5503 http://www.neb-one.gc.ca Telephone/Téléphone : 1-800-899-1265 Facsimile/Télécopieur : 1-877-288-8803

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Those who wish to participate in the Board's hearing must apply to participate using the online ATP form. Applicants must clearly, and in sufficient detail, describe their interest in relation to the Issues the Board will consider for the hearing, which will be included on the ATP form.

The Board must hear from anyone clearly demonstrating they are directly affected by the Project, and may hear from those with relevant information or expertise. The Board will allow participation in the environmental assessment by those with relevant information or expertise to contribute.

The online ATP form will be available on the Board's <u>website</u> for a period of 3 weeks; starting **18 June 2015** and ending on **9 July 2015 at 4:00 pm** (local time, Calgary, Alberta). Interested applicants must adhere to all deadlines.

Further information about the Board's hearing and ATP processes can found on the Board's <u>website</u>.

The Board directs NGTL, with respect to the attached Notice (Appendix B), to:

- immediately commence distribution of copies of the Notice to be completed **no later** than 12 June 2015 to: all persons or groups engaged by NGTL in its stakeholder engagement process, including potentially affected landowners along the proposed routes; all Aboriginal groups engaged by NGTL and/or on the list provided to NGTL by the Major Projects Management Office; and all persons or agencies listed in Appendix C to this letter;
- 2. post the Notice on NGTL's Project website; and
- 3. publish the Notice in publications or newspapers listed below as soon as possible but no later than 19 June 2015:

Publication Name	Province or Region	Language or Type of Publication	Frequency of Publication
Fairview Post	Fairview, AB	English	Weekly
Manning Banner Post	Manning, AB and Northern Lights County	English	Weekly
Fort McMurray Today	Fort McMurray and area	English	Daily
Wabasca Fever	Wabasca, AB and communities in Municipal District of Opportunity No. 17	English	Weekly
Grande Prairie Daily Herald-Tribune	Grande Prairie, AB and area	English	Daily
Hinton Parklander	Hinton, AB	English	Weekly
Edson Leader	Edson, AB	English	Weekly
Edmonton Journal	Edmonton and area	English	Daily
Le Franco	Alberta	Francophone	Weekly
Sweetgrass (or Windspeaker)	Alberta	Aboriginal	Monthly

- 4. Ensure the published notification meets the requirements of the Government of Canada's Federal Identity Program (for assistance please contact <u>FIP@neb-one.gc.ca</u>). The Notice must be published as provided as it includes :
  - a map of the proposed Project;
  - the NEB logo (English or French); and
  - the Canada wordmark.

The Board also directs NGTL to make copies of the Application available for public viewing at various locations along the proposed Project route. The Board directs NGTL to make a list of these locations available on its Project's website.

The Board directs NGTL to file a letter with the Board following the distribution and publication of the Notice (Appendix B), confirming that all directions in this letter were followed.

Yours truly,

Original signed by L. George

for Sheri Young Secretary of the Board

Attachments

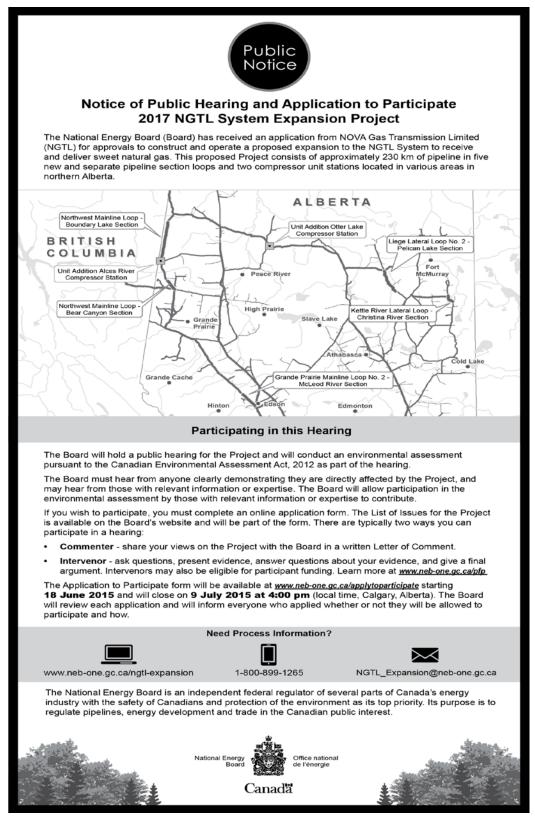
# 2017 NGTL System Expansion Project List of Issues

The Board has identified, but is not obliged to limit itself to, the following issues for consideration in the hearing with respect to the construction and operation of the proposed 2017 NGTL System Expansion Project (Project):

- 1. The need for the Project.
- 2. The economic feasibility of the Project.
- 3. The potential commercial impacts of the Project.
- 4. The implications of relief requested under Part IV of the *National Energy Board Act*, including the distribution of long-term potential tolling and financial risks associated with the Project.
- 5. The potential environmental and socio-economic effects of the Project, including those to be considered under the *Canadian Environmental Assessment Act*, 2012.
- 6. The appropriateness of the general route and land requirements for the Project.
- 7. Potential impacts of the Project on Aboriginal interests.
- 8. Potential impacts of the Project on landowners and land use.
- 9. The engineering design and integrity of the Project.
- 10. Contingency planning for spills, accidents or malfunctions, during construction and operation of the Project.
- 11. Safety and security during construction and operation of the Project, including emergency response planning and third-party damage prevention.
- 12. The terms and conditions to be included in any recommendation or approval the Board may issue.

Appendix B Attachment to Board Letter Dated 29 May 2015 Page 1 of 1

## Notice of Public Hearing and Application to Participate 2017 NGTL System Expansion Project



Appendix C Attachment to Board Letter Dated 29 May 2015 Page 1 of 6

# List of Persons for distribution of the Notice of Public Hearing and Application to Participate For NOVA Gas Transmission Limited (NGTL) 2017 NGTL System Expansion Project

(Attorneys General - Canada / Procureurs généraux)

The Honourable Kathleen Ganley Minister of Justice & Solicitor General Province of Alberta Email/courriel: <u>ministryofjustice@gov.ab.ca</u>

The Honourable Suzanne Anton Minister of Justice and Attorney General Province of British Columbia Email/courriel: jag.minister@gov.bc.ca

The Honourable Gord Mackintosh Minister of Justice and Attorney General Government House Leader Province of Manitoba Email/courriel: <u>minjus@leg.gov.mb.ca</u>

The Honourable Serge Rousselle Attorney General Province of New Brunswick Email/courriel: <u>serge.rousselle@gnb.ca</u>

The Honourable Felix Collins Attorney General Province of Newfoundland and Labrador Email/courriel: <u>felixcollins@gov.nl.ca</u>

The Honourable David Ramsay Minister of Justice and Attorney General Government of the Northwest Territories Email/courriel: <u>david\_ramsay@gov.nt.ca</u>

The Honourable Lena Metlege Diab Attorney General and Minister of Justice Province of Nova Scotia Email/courriel: justmin@gov.ns.ca

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The Honourable Paul Okalik Minister of Justice Government of the Nunavut Territory Email/courriel: justice@GOV.NU.CA

The Honourable Madeleine Meilleur Attorney General of the Province of Ontario Email/courriel: <u>attorneygeneral@ontario.ca</u>

The Honourable Peter Mackay Minister of Justice & Attorney General of Canada Email/courriel: <u>mcu@justice.gc.ca</u>

The Honourable Hon. H. Wade MacLauchlan Premier and Attorney General Province of Prince Edward Island Email/courriel: premier@gov.pe.ca

L'Honorable Stéphanie Vallée Ministre de la Justice du Québec Email/courriel: <u>ministre@justice.gouv.qc.ca</u>

The Honourable Gordon Wyant Minister of Justice & Attorney General Province of Saskatchewan Email/courriel: <u>minister.ju@gov.sk.ca</u>

The Honourable Brad Cathers Minister of Justice Government of the Yukon Yukon Legislative Assembly Email/courriel: brad.cathers@gov.yk.ca

### (Provincial Government Departments / Ministères provinciaux)

Mr. Jack Shaw Director, Regulatory Affairs Alberta Department of Energy Email/courriel: jack.shaw@gov.ab.ca

Mr. Douglas Larder, Q.C. Executive Director & General Counsel, Law Alberta Utilities Commission Email/courriel: <u>doug.larder@auc.ab.ca</u>

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Ms. Corinne Kristensen Environmental Assessment Leader Environmental Operations Alberta Environment Email/courriel: <u>corinne.kristensen@gov.ab.ca</u>

The Honourable Bill Bennett Minister of Energy and Mines/ Minister Responsible for Core Review Province of British Columbia Email/courriel: MEM.Minister@gov.bc.ca

Mr. Keith Lowdon Director, Petroleum Branch Manitoba Mineral Resources Email/courriel: <u>keith.lowdon@gov.mb.ca</u>

The Honourable Derrick Dalley Minister of Natural Resources – Newfoundland Email/courriel: <u>DerrickDalley@gov.nl.ca</u>

Mr. Paul Molloy, P. Eng. Manager, Petroleum Engineering, Energy Branch Government of Newfoundland and Labrador Email/courriel: <u>paulmolloy@gov.nl.ca</u>

The Honourable Michel Samson Minister of Energy Nova Scotia Department of Energy Email/courriel: <u>energyminister@gov.ns.ca</u>

The Honourable Monica Ell Minister of Energy Government of the Nunavut Territory Email/courriel: <u>MonicaEll@manirajakmla.ca</u>

The Honourable Peter Taptuna Premier, Nunavut Email/courriel premier.taptuna@gov.nu.ca

The Honourable Glen R. Murray Minister of the Environment and Climate Change Government of Ontario Email/courriel: <u>gmurray.mpp@liberal.ola.org</u> / <u>minister.moe@ontario.ca</u>

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The Honourable Bob Chiarelli Minister of Energy Government of Ontario Email/courriel: <u>write2us@ontario.ca</u>

The Honourable David Zimmer Minister of Aboriginal Affairs Government of Ontario Email/courriel: <u>dzimmer.mpp@liberal.ola.org</u> / <u>minister.maa@ontario.ca</u>

Mr. Pierre Arcand, Ministre Ministère de l'Énergie et des Ressources naturelles Gouvernement du Québec Email/courriel: <u>ministre@mern.gouv.qc.ca</u>

Honourable Bill Boyd, Minister Ministry of Energy and Resources Government of Saskatchewan Email/courriel: <u>minister.er@gov.sk.ca</u>

# (Other Government Departments and Agencies/Ministères et autres organismes gouvernementaux)

Ms. Susan Tiege Section Team Lead Canadian Environmental Assessment Agency Prairie and Northern Office Email/courriel: <u>susan.tiege@ceaa-acee.gc.ca</u>

Environment Canada Environmental Assessment Division Prairie and Northern Region, EA South Email/courriel: <u>easouthpnr@ec.gc.ca</u> (send documentation via email)

Fisheries Protection Program Fisheries and Oceans Canada Email/courriel: <u>FisheriesProtection@dfo-mpo.gc.ca</u> (send documentation via email)

Mr. Timothy Gardiner, Director General of the Strategic Projects Secretariat Major Projects Management Office Email/courriel: Timothy.Gardiner@NRCan-RNCan.gc.ca

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The Honourable Leona Aglukkaq Minister of the Environment, Canada Email/courriel: <u>Minister@ec.gc.ca</u>

Mr. John Foran Director, Oil and Gas Policy and Regulatory Affairs Division Natural Resources Canada Email/courriel: John.Foran@nrcan.gc.ca

Mr. Marco Presutti Director, Operations Western Canada Natural Resources Canada Major Projects Management Office Email/courriel: <u>Marco.Presutti@NRCan-RNCan.gc.ca</u>

#### (Associations)

Mr. David R. Core Director of Federally Regulated Projects Canadian Association of Energy & Pipeline Landowner Associations (CAEPLA) Email/courriel: <u>admin@caepla.org</u>

Mr. Nick Schultz Vice President, Pipeline Regulation and General Counsel Canadian Association of Petroleum Producers Email/courriel: schultz@capp.ca

Mr. Jim Burpee President & Chief Executive Officer Canadian Electricity Association Email/courriel: burpee@electricity.ca

Ms. Brenda Kenny President and CEO Canadian Energy Pipeline Association Email/courriel: <u>info@cepa.com</u>

Mr. Bryan Gormley Director, Policy and Economics Canadian Gas Association Email/courriel: <u>info@cga.ca</u>

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Mr. David Podruzny Vice-President, Business & Economics and Board Secretary Chemistry Industry Association of Canada Email/courriel: <u>dpodruzny@canadianchemistry.ca</u> & <u>lgibbard@canadianchemistry.ca</u>

Mr. Paul Vogel Cohen Highley LLP Email/courrie: vogel@cohenhighley.com

Mr. Murray Newton President ENREG Group Inc. Email/courriel: newtonma@rogers.com

Mr. Shahrzad Rahbar President Industrial Gas Users Association Email/courriel: srahbar@igua.ca

Ms. Lana Parris Industrial Gas Users Association Email/courriel: <u>lparris@igua.ca</u>

Mr. Gary Leach Executive Director Explorers and Producers Association of Canada Email/courriel: info@explorersandproducers.ca

Ms. Elise Herzig President and CEO Ontario Energy Association Email/courriel: info@energyontario.ca

Mr. John D. Goudy Scott Petrie LLP, Law Firm Email/courriel: jgoudy@scottpetrie.com