

---

**ATHABASCA CHIPEWYAN FIRST NATION  
INDUSTRY RELATIONS CORPORATION**

110B-9816 HARDIN STREET, FORT McMURRAY, ALBERTA T9H 4K3 • TEL 780-791-3311 • FAX 780-791-3632

---



October 7, 2010

Linda Jefferson  
Shell Canada Energy  
400 – 4<sup>th</sup> Avenue S.W.  
P.O. Box 100, Station M  
Calgary, AB T2P 2H5

[via email: [linda.jefferson@shell.com](mailto:linda.jefferson@shell.com)]

Dear Linda:

**Re: Technical Review of the Shell Jackpine Mine Expansion Project Application  
and Environmental Impact Assessment**

We are pleased to submit Athabasca Chipewyan First Nation's technical review of the Jackpine Mine Expansion Project (the "Project) Application and Environmental Impact Assessment (the "Application"). The technical review, completed by DS Environmental, details numerous deficiencies and issues with the Project. We expect Shell, and regulators, to seriously consider these concerns and to make necessary changes to the Project and Application to address them. We see value in discussing these concerns further with Shell, if Shell can provide assurance to us that they will consider these concerns in the context of the Project Application, not only at the time of the hearing. We remind both Shell and Alberta of the Supreme Court of Canada's repeated admonition that consultation must be conducted in good faith and with the intention of substantially addressing Aboriginal concerns as they are raised: sharp dealing is not permitted( *Haida Nation v. BC*, 2004 SCC 73 at 42, *Delgamuukw v. BC*, [1997] 3 S.C.R. 1010 at para. 68, *Mikisew Cree v. Canada*, 2005 SCC 69 at para. 55.)).

Sincerely,

<original signed by>

Lisa King  
Director

cc. Alvaro Loyola, AENV  
Sheila Risbud, CEAA