

BY E-MAIL ONLY

September 15, 2016

Linda Aidnell, MNRM, BSc
Consultation & Regulatory Affairs Coordinator
Chipewyan Prairie Industry Relations Corporation

**APPLICATION NO. 1746146 and APPLICATION NO. 001-318401 SURMONT
ENERGY LTD.
STATEMENT OF CONCERN NO. 28752**

Dear Ms. Aidnell:

You are receiving this letter because you filed a statement of concern on behalf of the Chipewyan Prairie Dene First Nation (CPDFN) about Application No. 1746146 filed under the *Oil Sands Conservation Act* and Application No. 001-318401 filed under the *Environmental Protection and Enhancement Act* (EPEA) (Applications) by Surmont Energy Ltd. (Surmont).

The Alberta Energy Regulator (AER) has reviewed your statement of concern, the Applications, the applicable requirements, and other submissions or information about the Application and has decided that a hearing is not required under an enactment or otherwise necessary to consider the concerns outlined in your statement of concern.

In its review of your concerns, the AER considered the following:

- CPDFN's Janvier IR #194 is located about 40 km from the proposed project.
- The Applications meet all regulatory requirements.
- The information provided by Surmont is adequate relative to the scope of review for pilot projects where an Environmental Impact Assessment (EIA) is not required. "Pilot" refers to projects producing less than 2000 m³/d and the Surmont Wildwood SAGD project with a production capacity of 1908 m³/d meets this scale.

- Environmental related concerns raised by the CPDFN have been adequately addressed by Surmont, are beyond the scope of these Applications, and are addressed by conditions in the EPEA approval.
- CPDFN did not provide sufficient detail on where traditional activities take place and how the exercise of those rights may be impacted by the project.
- On December 19, 2014, the Aboriginal Consultation Office of the Government of Alberta advised that consultation in respect of the proposed project was adequate.

inquiries 1-855-297-8311
24-hour
emergency 1-800-222-6514

This letter is notice of the AER's decision to approve the Applications, subject only to authorization by the Lieutenant Governor in Council under subsection 10(3)(a) of the *Oil Sands Conservation Act*.

Under the *Responsible Energy Development Act* an eligible person may file a request for a regulatory appeal of an appealable decision. Eligible persons and appealable decisions are defined in section 36 of the *Responsible Energy Development Act* and section 3.1 of the *Responsible Energy Development Act General Regulation*. If you wish to file a request for regulatory appeal, you must submit your request in the form and manner and within the timeframe required by the AER. You can find filing requirements and forms on the AER website www.aer.ca under Applications & Notices: Appeals.

If you have any questions, contact Molly Chmelyk at _____ or e-mail _____.

Sincerely,

Andrew MacPherson, P.Eng.
Director, Authorizations Group

Cc: Gordon D. Holden, Surmont Energy Ltd.
Authorizations Branch Support
AER Bonnyville Field Centre
AER Aboriginal Relations
Aboriginal Consultation Office