

BY E-MAIL ONLY

April 18, 2016

Andrew Scott  
**O'Chiese First Nation**

**Application No. 1850978**  
**Shell Canada Limited (Shell)**  
**Statement of Concern No. 30183**

Dear Mr. Scott:

You are receiving this letter because you filed a statement of concern about Application No. 1850868 on behalf of the Chief and Council of the O'Chiese First Nation (OCFN). The Alberta Energy Regulator (AER) has reviewed OCFN's statement of concern, along with the application, 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 OCFN's concerns, the AER considered the following:

- OCFN does not own lands on which the project is proposed, and the project is located approximately 155 km north of OCFN's reserve lands;
- The proposed facility is located on an existing lease;
- Whether a decision of the AER may directly and adversely affect a party such as OCFN is to be considered by the AER in light of the evidence properly adduced before it. OCFN's concerns are of a general nature and the information provided by OCFN does not establish a sufficient degree of location or connection between the Application and the potential interference or impacts on its asserted Treaty and Aboriginal rights. Accordingly, OCFN has not demonstrated that it may be directly and adversely affected by the Application.

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

The AER has issued the applied-for licence, and this is your notice of that decision. A copy of the licence is attached. Under the *Responsible Energy Development Act* an eligible person may file a request for a regulatory appeal on 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](http://www.aer.ca) under Applications & Notices: Appeals.

If you have any questions, please contact Chris Carter at 403-297-8798 or email [Chris.Carter@er.ca](mailto:Chris.Carter@er.ca).

Sincerely,

<original signed by>

Shelley Youens  
Director, Infrastructure Authorizations (Oil & Gas)

Attachment: (1 licence)

cc: Korin Lemay, Shell Canada Limited  
AER Red Deer Field Centre  
Aboriginal Relations, AER  
Aboriginal Consultation Office