

BY E-MAIL ONLY

June 28, 2017

Robert L'Hirondelle
East Prairie Metis Settlement

**PEYTO EXPLORATION & DEVELOPMENT CORP.
APPLICATIONS NO. 1884949 and 1885133
STATEMENT OF CONCERN NO. 30652**

Dear Robert L'Hirondelle:

You are receiving this letter because you filed a statement of concern about Applications No. 1884949 and 1885133. The Alberta Energy Regulator (AER) has reviewed your statement of concern, along with the applications, the applicable requirements, and other submissions or information about the applications. The AER has decided that a hearing is not required under an enactment, or necessary, to consider the concerns outlined in your statement of concern.

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

- As per Section 21 of the *Responsible Energy Development Act*, the AER has no jurisdiction with respect to assessing the adequacy of Crown consultation associated with the rights of indigenous peoples.
- The AER has no jurisdiction over matters on compensation.
- The East Prairie Metis Settlement's (EPMS) assertions of traditional land uses are general in nature, leaving unanswered the question of what land uses occur in what locations, and for what purposes.
- EPMS has not provided specific information about its members' activities in relation to the project. Hence, there is insufficient information available upon which to conclude that the approval of the applications may directly and adversely affect the rights of EPMS members.

Based on the above, you have not demonstrated that you may be directly and adversely affected by approval of the applications. The AER has issued the applied-for licences and this is your notice of that decision. Copies of the licences are 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, <http://www.aer.ca/applications-and-notice/appeals>.

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

If you have any questions, contact Valeria Silva at 403-592-4157 or e-mail Valeria.Silva@aer.ca or LaiLoni Boswell at 403-297-2450 or e-mail LaiLoni.Boswell@aer.ca.

Sincerely,

<Original signed by>

Rob Borth
Director, Oil & Gas

<Original signed by>

Sean Power
Director, Pipeline Authorizations

Attachments (2): **(Licences)**

cc: Darin Stratmoen, Peyto Exploration & Development Corp.
Susan Hupman, Peyto Exploration & Development Corp.
AER SOC Coordinator, SOC@aer.ca
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