

BY EMAIL ONLY

June 13, 2019

Dr. Sanil Sivarajan, Senior Environmental & Regulatory Coordinator
McKay Métis Sustainability Centre

ENBRIDGE PIPELINES (ATHABASCA) INC. (ENBRIDGE)

APPLICATION NO. 432511, 920092, 921099, 921107, 921111

STATEMENT OF CONCERN NO. 31501

Dear Dr. Sanil Sivarajan:

You are receiving this letter because you filed a statement of concern about Application Nos. 432511, 920092, 921099, 921107, 921111. The Alberta Energy Regulator (AER) has reviewed your statement of concern, along with the company's application, and all applicable requirements and other submissions or information about the application(s). The AER has decided that a hearing is not required to consider the concerns outlined in your statement of concern.

In our review of your concerns, we considered the following:

- The application scope is intended to pre-emptively mitigate issues with the existing pipelines that are in geologically unstable areas – the applications will mitigate currently posed risks to the area.
- Enbridge plans to install the majority of the proposed pipeline within existing utility corridors, with minimum new right-of-way ("ROW") required. Where new ROW is required, the proposed route parallels existing linear disturbances to the extent feasible.
- Enbridge is required to meet all environmental and regulatory guidelines and requirements.
- The concerns regarding Aboriginal Consultation are outside the AER's jurisdiction.

- The concerns are all general in nature, and there is insufficient information to determine that Fort McKay Métis Community Association would be negatively affected.
- The concerns have been addressed to AER's satisfaction.

Based on the above, the AER has concluded that it is not necessary to hold a hearing before making a decision on the application(s). The AER has issued the applied-for license and this is your notice of that decision. A copy of the license is attached.

All AER- regulated parties must comply not only with the conditions of their authorizations, but with all of the AER's regulatory requirements. To ensure industry compliance the AER has developed its *Integrated Compliance Assurance Framework*, which embodies the three main components of all effective compliance assurance programs, those being education, prevention, and enforcement. You can find out more about how the AER verifies industry compliance and responds to noncompliance here: <https://aer.ca/regulating-development/compliance/compliance-assurance-program>.

You may file a regulatory appeal on the AER's decision to issue the license if you meet the criteria within section 36 of the *Responsible Energy Development Act*. Filing instructions and forms are on our website under Regulatory Appeal Process.

If you have any questions, contact Silken Leach at 403-355-4032 or silken.leach@aer.ca.

Sincerely,

<original signed by>

Rob Cruickshank

Director, Business Process, Authorizations

Enclosure (5): **Licences**

cc: Rob Sihota, Enbridge Pipelines (Athabasca) Inc.
AER SOC Assessor
AER Bonnyville Field Centre
AER Indigenous Relations
Aboriginal Consultation Office