

BY E-MAIL ONLY

December 16, 2016

Debbie Bishop
Prowse Chowne LLP

**APPLICATION NO. A10033421 FOR LAND USE FOR OSE160020 FROM
IMPERIAL OIL RESOURCES VENTURES LIMITED (IMPERIAL)
STATEMENT OF CONCERN NO. 30426**

Dear Ms. Bishop:

You are receiving this letter because you act on behalf of Métis Nation of Alberta Association Fort McMurray Local Council 1935 (McMurray Métis), which filed a statement of concern about Application No. A10033421 for OSE160020. The Alberta Energy Regulator (AER) has reviewed McMurray Métis' statement of concern and its further correspondence, 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 McMurray Métis' concerns, the AER considered the following:

- McMurray Métis members reside in Fort McMurray “and its environs”, although it was not clear to the AER in which surrounding areas members also reside.
- The community of Fort McMurray is approximately 102 kms from the proposed project area.
- The proposed project is located on lands identified by the members of the McMurray Métis as their traditional lands.
- Whether a decision of the AER may directly and adversely affect a party such as the McMurray Métis is to be considered by the AER in light of the evidence properly adduced before it.
- The concerns raised by the McMurray Métis are general in nature and the McMurray Métis did not provide sufficient detail on where activities by the members of McMurray Métis take place and how those activities may be impacted by the Application. Accordingly, the McMurray Métis has not

demonstrated that it or its members may be directly and adversely affected by the Application.

- The project area is within the Lower Athabasca Regional Plan (LARP), which addresses management of cumulative impacts on the environment on a regional basis. The activities proposed in the area of the applications are permitted under LARP;
- Any impacts from future applications would be assessed at the time of those applications, and notice of applications would be published on the AER website.

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

The AER has issued the applied-for approval and this is your notice of that decision. A copy of the approval 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 under Applications & Notices: Appeals.

If you have any questions, contact Nicole Kleiss at 780-826-8337 or e-mail Nicole.Kleiss@er.ca

Sincerely,

<original signed by>

Shay Dodds

Acting Director, In Situ Authorizations

Enclosure (1): Notice of Decision OSE160020

cc: Daniel Stuckless, McMurray Métis
Douglas Rowden, Imperial
Authorizations Branch Support
AER Bonnyville Field Centre
AER Indigenous Engagement
Aboriginal Consultation Office, Government of Alberta