

BY E-MAIL ONLY

December 4, 2017

Adi Isaac Adiele
Fort McKay Métis Community Association

DEVON NEC CORPORATION AND DEVON CANADA CORPORATION

	JACKFISH WEST PROJECT	JACKFISH EAST PROJECT	PIKE PROJECT
LAND USE APPLICATION	OSE170003	OSE170004	OSE170005
INFRASTRUCTURE APPLICATIONS	1894936 AND 1894937	1894932 AND 1894934	1894938, 1894939 AND 1894941
STATEMENTS OF CONCERN	30854 AND 30855	30856 AND 30857	30858 AND 30859

Dear Adi Isaac Adiele:

You are receiving this letter because you filed statements of concern on behalf of Fort McKay Métis Community Association against Applications No. OSE170003, OSE170004, OSE170005, 1894932, 1894934, 1894936, 1894937, 1894938, 1894939, and 1893941. The Alberta Energy Regulator (AER) has reviewed your statements of concern, along with the applications, the applicable requirements, and other submissions or information about the applications and has decided that a hearing is not required under an enactment or otherwise necessary to consider the concerns outlined in your statements of concern.

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

- The applications meet all regulatory requirements;
- The statements of concern lack detail and specifics about impacts in regard to these oil sand exploration programs;
- Fort McKay Métis Community Association has not demonstrated that it may be directly and adversely affected by the applications;

- The project areas are 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;
- Devon NEC Corporation and Devon Canada Corporation have applied to drill evaluation wells in conjunction with its oil sands exploration programs. Well drilling and construction activities associated with the applications will be of limited duration. The evaluation wells are abandoned after drilling and no bitumen production is authorized as a result of the AER's approval of the applications. The AER has previously determined that oil sands exploration program impacts are localized and temporary in nature;
- Concerns raised are substantially within the AER's jurisdiction; and
- Any impacts from future applications would be assessed at the time of those applications, and notice of the 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 approvals and licences and this is your notice of that decision. A copy of the approvals for Land Use Applications No. OSE170003, OSE170004 and OSE170005 are attached. Copies of the licences for Infrastructure Applications No. 1894932, 1894934, 1894936, 1894937, 1894938, 1894939, and 1893941 can be viewed at the following links:

- https://dds.aer.ca/iar_query/ApplicationAttachments.aspx?AppNumber=1894932&Type=Disposition
- https://dds.aer.ca/iar_query/ApplicationAttachments.aspx?AppNumber=1894934&Type=Disposition
- https://dds.aer.ca/iar_query/ApplicationAttachments.aspx?AppNumber=1894936&Type=Disposition
- https://dds.aer.ca/iar_query/ApplicationAttachments.aspx?AppNumber=1894937&Type=Disposition
- https://dds.aer.ca/iar_query/ApplicationAttachments.aspx?AppNumber=1894938&Type=Disposition
- https://dds.aer.ca/iar_query/ApplicationAttachments.aspx?AppNumber=1894939&Type=Disposition
- https://dds.aer.ca/iar_query/ApplicationAttachments.aspx?AppNumber=1894941&Type=Disposition

Please note that the licensee name on all of the infrastructure licences will be Devon Canada Corporation.

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>.

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If you have any questions, contact Lynn Maric at 403-297-5292 or e-mail lynn.maric@aer.ca.

Sincerely,

<original signed by>

Helene de Beer
Director, In Situ Authorizations

Attachments (3): **OSE170003-NOD-Approval-2017-12-04**
OSE170004- NOD-Approval.2017-12-04
OSE170005-NOD-Approval-2017-12-04

cc: Shelly Mueller, Devon Canada Corporation
Greg Brady, Devon Canada Corporation
Vince Boden, Devon NEC Corporation
AER SOC Coordinator
AER Bonnyville Field Centre
AER Indigenous Engagement
Aboriginal Consultation Office