

BY E-MAIL ONLY

May 31, 2016

O’Chiese First Nation

Attention: Andrew Scott, Consultation Coordinator

**APPLICATION NO. PIL910052 from SHELL CANADA LIMITED
STATEMENT OF CONCERN NO. 30021**

Dear Mr. Scott:

You are receiving this letter because you filed a statement of concern about Application No. PIL910052 on behalf 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 OCFN’s statement of concern.

In its review of OCFN’s concerns, the AER considered the following:

- Shell’s application is for an amendment of an existing PIL disposition, which has an already constructed pipeline riser on the lands. No changes to the PIL have been requested by Shell.
- OCFN’s nearest reserve boundary is located approximately 70 km from the existing PIL.
- 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 before it.
- The concerns raised by OCFN in its statement of concern are of a general nature and no information outlining specific locations where OCFN members conduct activities in relation to PIL910052 was provided. The information submitted 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.

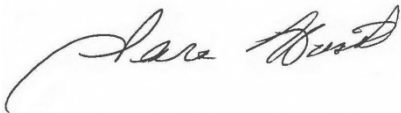
- Accordingly, OCFN has not demonstrated that it may be directly and adversely affected by the application.

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.

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

If you have any questions, contact Greg Thompson by e-mail.

Sincerely,



Director, Land Use Authorizations

Enclosure (1): **Notice of Decision**

cc: Molly Minuk, Shell Canada Limited
Authorizations Branch Support
AER Red Deer Field Centre,
AER Aboriginal Relations,
Aboriginal Consultation Office