Pages 1 through 3 redacted for the following reasons:

s.21



SHELL CANADA LIMITED	♦ DATE:
	October 9, 2012
FROM:	<b>♦</b> TO:
Scot MacKillop	Honourable Rich Coleman
400 – 4 <sup>th</sup> Avenue SW	♦ ORGANIZATION:
	Province of British Columbia
Calgary, Alberta CANADA	♦ FACSIMILE NUMBER:
T2P 2H5	250-356-2965
Telephone: (403) 384-5433	NUMBER OF PAGES (INCLUDING THIS COVER SHEET)
FAX: (403) 691-3666	9
CUD IDAT.	

#### SUBJECT:

LNG Canada Development Inc. Application for a Licence to Export Liquefied Natural Gas pursuant to Section 117 of the National Energy Board Act:

**Notice of Application and Comment Period** 

#### NOTES:

#### To Honourable Rich Coleman:

On behalf of LNG Canada Development Inc., Shell Canada Limited encloses for your attention, in both French and English, copies of the National Energy Board (NEB) letter dated September 25, 2012 and attached "Notice of Application and Comment Period" regarding the above-referenced application for a licence to export liquefied natural gas.

If you have any difficulties in receiving this information or require assistance please contact us directly:

Scot MacKillop Senior Regulatory Specialist LNG Canada Development Inc. c/o Shell Canada Limited 400 - 4th Avenue SW Calgary, Alberta T2P 2H5 Telephone: 403-384-5433 Facsimile: 403-691-3666

MINISTER OF ENERGY AND MINES
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Please let us know, through the contact provided above, if you prefer to receive any future correspondence in connection with this matter in either French or English.

Thank you for your attention

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#### National Energy Board



Office national de l'énergle

File OF-EI-Gas-GL-L384-2012 01 25 September 2012

Mr. Lars Olthafer
Blake, Cassels & Graydon LLP
855 - 2<sup>nd</sup> Street SW
Suite 3500, Bankers Hall East Tower
Calgary, AB T2P 4J8
Facsimile 403-260-9700

Mr. Scot MacKillop Senior Regulatory Specialist LNG Canada Development Inc. c/o Shell Canada Limited 400 - 4<sup>th</sup> Avenue SW Calgary, AB T2P 2H5 Facsimile 403-691-3666

Dear Mr. Olthafer and Mr. MacKillop:

LNG Canada Development Inc. (LNG Canada)
Application for a Licence to Export Liquefied Natural Gas (LNG) pursuant to Section 117 of the National Energy Board Act (Act)

The National Energy Board (Board) has received the above noted application dated 27 July 2012 for a licence to export LNG for a term of 25 years from a point near Kitimat, British Columbia. The Board will consider the application pursuant to the recently amended section 118 of the Act, which reads:

"On an application for a licence to export oil or gas, the Board shall satisfy itself that the quantity of oil or gas to be exported does not exceed the surplus remaining after due allowance has been made for the reasonably foreseeable requirements for use in Canada, having regard to the trends in the discovery of oil or gas in Canada."

Section 118 of the Act specifies what the Board is legally mandated and authorized to consider in a gas export licence application. Accordingly, the Board will assess whether the LNG proposed to be exported does not exceed the surplus remaining after due allowance has been made for the reasonably foreseeable requirements for use in Canada. The Board cannot consider comments that are unrelated to section 118, such as those relating to potential environmental effects of the proposed exportation and any social effects that would be directly related to those environmental effects. For further information, please see the Board's Interim Memorandum of Guidance Concerning Oil and Gas Export Applications and Gas Import Applications under Part VI of the National Energy Board Act, dated 11 July 2012.

.../2



Telephone/Téléphone: 409-292-4600
Facsimite/Télécopleur: 409-292-5509
http://www.neb-one.go.ca
Telephone/Téléphone: 1-800-699-1265
Facsimite/Télécopleur: 1-878-288-989-00155

The Board wishes to obtain the views of potentially impacted persons on the merits of the application. The attached "Notice of Application and Comment Period" (Appendix 1) sets out how the Board will obtain those views.

The Board directs LNG Canada, by 10 October 2012, to serve a copy of this letter and the "Notice of Application and Comment Period" on the persons and agencies listed in Appendix 3 in the official language of their choice, as well as on Parties to the GH-1-2011 (KM LNG) and GH-3-2011 (BC LNG) Hearings.<sup>1</sup>

LNG Canada is also directed, by 10 October 2012, to publish the "Notice of Application and Comment Period" in each of the publications listed in Appendix 2. LNG Canada is responsible for ensuring the published "Notice of Application and Comment Period" meets the requirements of the Government of Canada's Federal Identity Program (for assistance please contact FIP@neb-one.gc.ca). LNG Canada must file with the Board a complete list of publication dates immediately after all notices have been published.

Yours truly,

Sheri Young

Secretary of the Board

Sheri Young

Attachments

<sup>&</sup>lt;sup>1</sup> The List of Parties for GH-1-2011 and GH-3-2011 correspond to NEB Document ID A1Z9A9 and A2C7U1, respectively. To the extent there is overlap in these lists, LNG Canada is only directed to serve each party once.

#### National Energy Board



## Office national de l'énergle

APPENDIX 1

# National Energy Board Notice of Application and Comment Period LNG Canada Development Inc. Export Licence Application

On 27 July 2012, LNG Canada Development Inc. (LNG Canada) applied to the National Energy Board (Board) pursuant to section 117 of the National Energy Board Act for a licence to export 24 million tonnes of liquefied natural gas per year for a term of 25 years from a point near Kitimat, British Columbia.

LNG Canada shall deposit and keep on file, for public inspection during normal business hours, copies of the application at its offices located at  $400 - 4^{th}$  Avenue SW, Calgary, Alberta, and provide a copy of the application to any person that requests it. A copy of the application is also available for viewing during normal business hours in the Board's library (1<sup>st</sup> floor, 444 Seventh Avenue SW, Calgary, Alberta) or online at <a href="https://www.neb-one.gc.ca">www.neb-one.gc.ca</a>.

The Board wishes to obtain the views of potentially impacted persons on the merits of the application. The Board will consider submissions relevant to the criteria identified in section 118 of the National Energy Board Act, which reads:

On an application for a licence to export oil or gas, the Board shall satisfy itself that the quantity of oil or gas to be exported does not exceed the surplus remaining after due allowance has been made for the reasonably foreseeable requirements for use in Canada, having regard to the trends in the discovery of oil or gas in Canada.

The Board points potentially impacted persons to its Interim Memorandum of Guidance Concerning Oil and Gas Export Applications and Gas Import Applications under Part VI of the National Energy Board Act, dated 11 July 2012, which is available online at <a href="https://www.neb-one.gc.ca">www.neb-one.gc.ca</a>.

Submissions that any party wishes to present shall be filed with the Secretary of the Board, by mail at 444 – Seventh Avenue SW, Calgary, Alberta, T2P 0X8, by facsimile at 403-292-5503 or online at <a href="https://www.neb-one.gc.ca">www.neb-one.gc.ca</a> and sent to the Applicant by 9 November 2012. The Applicant's address is:

LNG Canada Development Inc., c/o Shell Canada Limited

Attention: Mr. Scot MacKillop

400 - 4<sup>th</sup> Avenue SW Calgary, AB T2P 2H5

Email: scot.mackillop@shell.com

Facsimile: 403-691-3666

.../2



Reply comments that the Applicant wishes to present in response to submissions from potentially impacted persons shall be filed with the Secretary of the Board and served on the person that filed the submission by 19 November 2012.

For further information on this Notice, contact the Secretary of the Board at 403-292-4800, facsimile: 403-292-5503.

Sheri Young Secretary of the Board

## Office national de l'énergie



#### National Energy Board

Dossier OF-EI-Gas-GL-L384-2012 01 25 septembre 2012

Maître Lars Olthafer
Blake, Cassels & Graydon LLP
855, Deuxième Rue S.-O.
Bankers Hall East Tower, bureau 3500
Calgary (Alberta) T2P 4J8
Télécopieur: 403-260-9700

Monsieur Scot MacKillop Spécialiste principal de la réglementation LNG Canada Development Inc. a/s Shell Canada Limitée 400, Quatrième Avenue S.-O. Calgary (Alberta) T2P 2H5 Télécopieur: 403-691-3666

Demande de LNG Canada Development Inc. (LNG Canada) visant l'obtention d'une licence d'exportation de gaz naturel liquéfié (GNL), présentée aux termes de l'article 117 de la *Loi sur l'Office national de l'énergie* (la *Loi*)

Maître, Monsieur,

Le 27 juillet 2012, l'Office national de l'énergie (Office) a reçu la demande susmentionnée, sollicitant une licence pour l'exportation de GNL pendant 25 ans, à partir d'un point situé près de Kitimat, en Colombie-Britannique. L'Office examinera la demande aux termes de l'article 118 récemment modifié de la *Loi*, qui se lit ainsi :

« Avant de délivrer une licence pour l'exportation du pétrole ou du gaz, l'Office veille à ce que la quantité de pétrole ou de gaz à exporter ne dépasse pas l'excédent de la production par rapport aux besoins normalement prévisibles du Canada, eu égard aux perspectives liées aux découvertes de pétrole ou de gaz au Canada. »

L'article 118 de la Loi définit le mandat de l'Office et les éléments qu'il est autorisé à examiner quand une demande d'exportation de gaz lui est présentée. En conséquence, l'Office déterminera si le GNL que l'on propose d'exporter dépasse l'excédent de la production par rapport aux besoins normalement prévisibles du Canada. L'Office ne peut pas prendre en considération les commentaires qui ne se rapportent pas à l'article 118, notamment ceux sur les effets environnementaux éventuels des exportations proposées et les effets sociaux directs des effets environnementaux. Pour un complément d'information, veuillez consulter les Directives provisoires de l'Office concernant les demandes d'exportation de pétrole et de gaz et les demandes d'importation de gaz en vertu de la Partie VI de la Loi sur l'Office national de l'énergie, en date du 11 juillet 2012.

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L'Office désire obtenir les points de vue des personnes susceptibles d'être directement touchées par la demande, sur le bien-fondé de celle-ci. L'« Avis de demande et de période de commentaires » ci-joint (annexe 1) précise la démarche retenue par l'Office pour recueillir ces points de vue.

L'Office ordonne à LNG Canada, au plus tard le 10 octobre 2012, de signifier une copie de la présente lettre et de l'« Avis de demande et de période de commentaires » aux personnes ou organismes dont le nom figure à l'annexe 3, dans la langue officielle de leur choix, ainsi qu'à toutes les parties aux instances GH-1-2011 (KM LNG) et GH-3-2011 (BC LNG).

L'Office ordonne aussi à LNG Canada, au plus tard le 10 octobre 2012, de faire paraître l'« Avis de demande et de période de commentaires » dans chacune des publications énumérées à l'annexe 2. Il incombe à LNG Canada de s'assurer que l'« Avis de demande et de période de commentaires » répond aux exigences du Programme de coordination de l'image de marque du gouvernement du Canada (pour obtenir de l'aide à ce sujet, adresser un courriel à FIP@neb-one.gc.ca). LNG Canada doit déposer auprès de l'Office une liste complète des dates de parution des avis dès qu'ils ont été publiés.

Veuillez agréer, Maîtres, Monsieur, mes salutations distinguées.

La secrétaire de l'Office,

Shew Young

Sheri Young

Pièces jointes

<sup>&</sup>lt;sup>1</sup> La liste des parties pour les instances GH-1-2011 et GH-3-2011 correspond aux documents A1Z9A9 et A2C7U1, respectivement, de l'Office. Si le contenu des deux listes se chevauche, LNG Canada n'est tenue de signifier une partie qu'une seule fois.

## Office national de l'énergle



#### National Energy Board

ANNEXE 1

### Office national de l'énergie Avis de demande et de période de commentaires Demande de licence d'exportation présentée par LNG Canada Development Inc.

Le 27 juillet 2012, LNG Canada Development Inc. (LNG Canada) a présenté une demande à l'Office national de l'énergie (Office), aux termes de l'article 117 de la Loi sur l'Office national de l'énergie, pour obtenir une licence lui permettant d'exporter 24 millions de tonnes de gaz naturel liquéfié pendant une période de 25 ans, à partir d'un point situé près de Kitimat, en Colombie-Britannique.

LNG Canada doit déposer et conserver en dossier, aux fins d'examen par le public pendant les heures normales d'affaires, des exemplaires de la demande, dans ses bureaux situés au 400, Quatrième Avenue S.-O., à Calgary, en Alberta, et en fournir un exemplaire à quiconque en fait la demande. On peut aussi consulter un exemplaire de la demande pendant les heures normales d'affaires, à la bibliothèque de l'Office (rez-de-chaussée, 444, Septième Avenue S.-O., Calgary (Alberta)) ou, en ligne, à l'adresse <u>www.neb-one.gc.ca</u>.

L'Office désire obtenir les points de vue des personnes susceptibles d'être directement touchées par la demande, sur le bien-fondé de celle-ci. L'Office examinera les observations qu'il recevra sous l'angle des critères énoncés à l'article 118 de la Loi sur l'Office national de l'énergie, qui se lit comme suit :

« Avant de délivrer une licence pour l'exportation du pétrole ou du gaz, l'Office veille à ce que la quantité de pétrole ou de gaz à exporter ne dépasse pas l'excédent de la production par rapport aux besoins normalement prévisibles du Canada, eu égard aux perspectives liées aux découvertes de pétrole ou de gaz au Canada. »

L'Office invite particulièrement les personnes pouvant être touchées par la demande à consulter ses « Directives provisoires concernant les demandes d'exportation de pétrole et de gaz et les demandes d'importation de gaz en vertu de la Partie VI de la Loi sur l'Office national de l'énergie », en date du 11 juillet 2012, disponibles en ligne à l'adresse www.neb-one.gc.ca.

Les observations des parties peuvent être déposées auprès de l'Office, à l'attention de la secrétaire de l'Office, par la poste, au 444, Septième Avenue S.-O., Calgary (Alberta) T2P 0X8, par télécopieur, au numéro 403-292-5503, ou en ligne, à l'adresse <u>www.neb-one.gc.ca</u>, ainsi qu'au demandeur, au plus tard le 9 novembre 2012. L'adresse du demandeur est la suivante :

LNG Canada Development Inc., a/s Shell Canada Limitée

À l'attention de : Monsieur Scot MacKillop

400, 4e Avenue S.-O.

Calgary (Alberta) T2P 2H5

Courriel: scot.mackillop@shell.com

Télécopieur: 403-691-3666

.../2



Les réponses éventuelles du demandeur aux commentaires des personnes susceptibles d'être touchées par la demande doivent être déposées auprès de la secrétaire de l'Office et signifiées à la personne qui a soumis le commentaire, au plus tard le 19 novembre 2012.

Pour de plus amples renseignements au sujet du présent avis, veuillez communiquer avec la secrétaire de l'Office, au numéro de téléphone 403-292-4800 ou de télécopieur, au numéro 403-292-5503.

Sheri Young La secrétaire de l'Office



NOV - 1 2012

Mr. C. Stephen Rogers
Chair
LNG Direct Rail Ltd
1885 Marine Drive
North Vancouver, British Columbia

Deat Mr Rogers,

V7P 1V5

Thank you for keeping me informed of your plans to export LNG from British Columbia. Your plans to liquefy natural gas in the Prince George area and transport it to Prince Rupert by rail for export to Asia is supported by the provincial government.

Your project would bring skilled jobs to Prince George, increase traffic on the rail line, and would increase employment in the Prince Rupert area.

The Province has established an LNG Task Force to work with proponents to coordinate all actions related to the timely delivery of LNG projects. Please contact Brian Hansen, Assistant Deputy Minister at 250 952-0124 or <a href="mailto:Brian.Hansen@gov.bc.ca">Brian.Hansen@gov.bc.ca</a>.

I wish you every success in your endeavours and I look forward to receiving updates about your progress.

Sincerely yours,

Rich Coleman





August 17, 2012

Ms. Helen Cutts, Vice President Mr. John McCauley, Director Canadian Environmental Assessment Agency 22nd Floor, Place Bell 160 Elgin Street Ottawa ON K1A 0H3

Dear Ms. Cutts and Mr. McCauley,

RE: Regulations Designating Physical Activities (the "Regulations")
Canadian Environmental Assessment Act, 2012 ("CEAA 2012")

I am writing to you today on behalf of the Canadian Energy Pipeline Association ("CEPA"). Thank you for the opportunity to provide comments on the Regulations Designating Physical Activities under CEAA 2012.

CEPA has reviewed CEAA 2012 and the associated Regulations with great care as these changes are of material significance to our members as they proceed with important infrastructure projects in Canada. Our comments pertain only to those aspects of the Regulations that are directly applicable to the federally and provincially regulated pipeline industry.

The current Regulations reflect the processes underpinning the previous Comprehensive Study List. As this phase of environmental assessment has been replaced and as the role of responsible and federal authorities has changed, it is appropriate to reflect on the regulation and update it. CEPA supports the efforts of the Agency to initiate this process.

Regarding section 14(a), for which the Canadian Environmental Assessment Agency (the "Agency") is the responsible authority:

s 14 (a) The construction, operation, decommissioning and abandonment of an oil and gas pipeline more than 75 km in length on a new right-of-way.

This section will apply to provincially regulated pipeline projects that create more than 75 km of new right-of-way. These projects do not cross a territorial or provincial boundary, are properly within provincial jurisdiction, and are subject to the environmental assessment processes of the province in which they occur. As currently written, section 14(a) of the Regulations creates the potential for duplication of federal and provincial assessment or requires a discussion between the Minister and the province on substitution or equivalency on a project by project basis. Duplication is contrary to the intent of CEAA 2012 and case by case discussions between the Minister and provinces are likely to result in project delays.

CEPA recommends the following:

- The phrase "operation, decommissioning and abandonment" should be deleted from the section as these activities cannot occur on 'new right-of-way'. We understand that the intention is to capture the full life cycle of a pipeline project in the assessment; that requirement to assess the potential impacts related to all phases of a project should be conveyed elsewhere, perhaps in guidance regarding the Project Description.
- The phrase "an oil and gas pipeline" be amended to "an oil **or** gas pipeline.



• The potential for duplication of federal and provincial processes should be reduced by amending the section to read: "... more than 75 km of new right-of-way on federal land." This is consistent with the constitutional division of powers, respects provincial assessment processes, and supports the policy objective of focussing on federal lands and interests.

Presently, section 14(a) represents the continuation of an arbitrary 75 km criterion that attempts to distinguish pipeline projects that may have the potential for significant adverse effects. CEPA suggests that length of new right-of-way alone is not an effective proxy for potential environmental impact on areas of federal interest in provincially regulated projects. It may be more appropriate to focus on specific areas of federal interest more directly. CEPA would be pleased to participate in discussions with the Agency of other criteria that might serve as a better indicator.

With respect to section 38(a), for which the National Energy Board ("NEB") is the responsible authority:

s. 38 (a) The construction, operation, decommissioning and abandonment of an oil and gas pipeline more than 75 km in length on a new right-of-way.

CEPA considers that this section of the Regulations appropriately reflects federal jurisdiction in federally regulated pipelines. While 75 km of new right-of-way is still an arbitrary figure, we believe that there is no potential duplication of process arising in this situation as the project will be reviewed by the NEB in any case. Accordingly, CEPA makes only two recommendations for change in this section – removal of the phrase "operation, decommissioning and abandonment" from the text as these cannot, by definition, occur on new right-of-way, and replacement of 'and' with 'or' in the phrase "an oil and gas pipeline...".

CEPA appreciates this opportunity to provide comments on the Regulations. We look forward to continuing to participate in discussions with the Agency and other stakeholders as CEAA 2012 is implemented.

Sincerely,

Brenda Kenny President & CEO Spectra Energy Transmission Suite 2600, 425 1st Street SW Fifth Avenue Place, East Tower Calgary, AB T2P 3L8



December 11, 2012

The Hon. Peter Kent, P.C., M.P. Minister of the Environment 10 Wellington St Gatineau, QC K1A 0H3

#### Dear Minister Kent:

Spectra Energy has been a strong supporter of the government's moves to create a "one project – one review" regulatory system for large resource projects to help create more jobs, growth and prosperity for Canada.

I write to you at this time to ask for your support to ensure that "one project – one review" is realized. We understand that Environment Canada is soon expected to make recommendations on the new Canadian Environmental Assessment Act (CEAA 2012) "Project List," specifying which projects require federal environmental assessment.

At the present time, the schedule to the *Regulations Designating Physical Activities* provides that pipelines are subject to a federal environmental assessment in two categories of cases:

- Where there is construction, operation, decommissioning and abandonment of an oil and gas pipeline in a wildlife area or migratory bird sanctuary (section 1(c)) and;
- Where there is construction, operation, decommissioning and abandonment of an oil and gas pipeline anywhere that is more than 75 km in length on a new right of way (section 14(a)).

The first situation clearly has some connection to areas of federal jurisdiction. The second does not as presently worded. As such (and supporting the recommendations of the Canadian Energy Pipeline Association) we recommend that section 14(a) be amended to make clear that a federal assessment would only be required for pipelines with more than 75 km of new right of way that cross interprovincial or international borders. As an alternative, in the event the government would prefer to differentiate between oil and natural gas pipelines, we would suggest that this enhancement be made for natural gas pipelines.

While the 2012 changes to federal environmental assessment legislation were based on excellent principles, we are in practice seeing opportunities to provide greater clarity on how the substitution process can be applied, and in turn eliminate redundancy. We face a critical global window for development of LNG infrastructure. We urge the government to make this one simple change to the regulations, which will have a profound impact on Canada's ability to capitalize on the once-in-a-lifetime opportunity to become a global LNG player.

Thank you for your consideration of this request.

Yours sincerely,

Doug Bloom President

cc: Minister Joe Oliver, P.C., M.P.

Minister James Moore, P.C., M.P.

Ms. Joanne McNamara, Deputy Chief of Staff, Prime Minister's Office

Att: CEPA Letter, August 2012



December 14, 2012

Honourable James Moore, P.C., M.P.
Vice-Chair, Cabinet Committee on Social Affairs,
Member, Cabinet Committee on Operations,
Member, Cabinet Committee on Priorities and Planning,
Chair, Standing Committee on Canadian Heritage (CHPC)
Minister of Canadian Heritage and Official Languages
House of Commons
356 Confederation Bldg
Ottawa, ON K1A 0A6

Dear Min. Moore:

Spectra Energy has been a strong supporter of the government's initiative to create a "one project, one review" regulatory system for large resource projects.

I write to you at this time to ask for your support to ensure that "one project, one review" is realized. In the coming weeks, Environment Canada is expected to make recommendations to Cabinet on the new Canadian Environmental Assessment Act (CEAA 2012) "Project List," specifying which projects require federal environmental assessment.

At the present time, the schedule to the *Regulations Designating Physical Activities* provide that pipelines are subject to a federal environmental assessment in two categories of cases:

- Where there is construction, operation, decommissioning and abandonment of an oil and gas pipeline in a wildlife area or migratory bird sanctuary (section 1(c)); and
- Where there is construction, operation, decommissioning and abandonment of an oil and gas pipeline anywhere that is more than 75 km in length on a new right of way (section 14(a)).

The first situation clearly has some connection to areas of federal jurisdiction. The second does not as presently worded. As such (and supporting the recommendations of the Canadian Energy Pipeline Association) we recommend that section 14(a) be amended to make clear that a federal assessment would only be required for pipelines with more than 75 km of new right of way that cross interprovincial or international borders. As an alternative in the event the government would prefer to differentiate between oil and natural gas pipelines, we would suggest that this enhancement be made for natural gas pipelines.

While the 2012 changes to federal environmental assessment legislation were based on excellent principles, we are in practice seeing opportunities to provide greater clarity on how the substitution process can be applied, and in turn eliminate redundancy. We face a critical global window for development of LNG infrastructure. We urge the government to make this one simple change to the regulations, which will have a profound impact on Canada's ability to capitalize on the once-in-a-lifetime opportunity to become a global LNG player.

If you agree that these changes will help create more jobs, growth and prosperity for BC and Canada, we would urge you to make your views known in the next few weeks.

Thank you for your support.

Yours sincerely,

Doug Bloom President

cc: Members of the BC Caucus Att: CEPA Letter, August 2012

#### Firth, Janet EMNG:EX

From: Minister, EMH EMH:EX

**Sent:** Thursday, February 28, 2013 3:05 PM **To:** 'gweilinger@spectraenergy.com'

Cc: Carr, Steve EMNG:EX; Nikolejsin, Dave EAO:EX

Subject: 75106 Response

Mr. Gary C. Weilinger VP Strategic Development and External Affairs, Canada West Spectra Energy Transmission

Email: gweilinger@spectraenergy.com

pc: Steve.Carr@gov.bc.ca

Dave.Nikolejsin@gov.bc.ca

Dear Mr. Weilinger:

Thank you for your December 19, 2012 email regarding Spectra Energy's concerns around the complexity of the substitution process under the *Canadian Environmental Assessment Act*, 2012 (CEA Act 2012).

The letters you attached to your email recommend an amendment to the pipeline threshold in section 14(a) of the Regulations Designating Physical Activities (Regulations) under the CEA Act 2012. Such an amendment would remove the federal obligation to conduct environmental assessments on intra-provincial oil and gas pipelines.

While any amendments to the Regulations are at the discretion of the federal government, British Columbia supports the intent of this proposed amendment to section 14(a) of the Regulations. British Columbia views the regulatory processes managed by its Environmental Assessment Office and the BC Oil and Gas Commission as sufficient to ensure the rigorous management of oil and gas pipelines in the Province.

Accordingly, I have written to my federal counterpart, The Honourable Joe Oliver, Minister of Natural Resources Canada, and the Canadian Energy Pipeline Association in support of your proposal.

If you would like to discuss this matter further, please contact Mr. Dave Nikolejsin, Associate Deputy Minister, Environmental Assessment Office, at 250-356-7475 or Dave.Nikolejsin@gov.bc.ca.

Thank you, again, for writing.

Sincerely yours,

Rich Coleman Minister of Energy, Mines and Natural Gas and Deputy Premier

#### Ferguson, Susan M EMNG:EX

From: Minister, EMH EMH:EX

Sent: Monday, January 28, 2013 4:12 PM
To: EMNG Correspondence EMNG:EX

Subject: FW: Spectra Energy & BG Group Natural Gas Pipeline to Prince Rupert - Provincial

Substitution

Attachments: Dec 11\_12 Ltr to Min Kent.pdf.pdf; BC Caucus\_Spectra Energy\_Provicnial Substitution.pdf;

CEPA Designated Activities Comments to CEAA FINAL August 17 2012.pdf

Importance: High

From: Weilinger, Gary [mailto:gweilinger@spectraenergy.com]

Sent: Wednesday, December 19, 2012 1:40 PM

To: Minister, EMH EMH:EX

Cc: Carr, Steve EMNG:EX; McLaren, Graeme EMNG:EX; Brian Hansen; Bloom, Douglas

Subject: Spectra Energy & BG Group Natural Gas Pipeline to Prince Rupert - Provincial Substitution

Importance: High

Honourable Richard Coleman

Minister of Energy, Mines and Natural Gas and Minister Responsible for Housing and Deputy Premier

Dear Minister Coleman,

As you know, Spectra Energy and our partner BG Group are developing a 850-kilometre natural gas transmission system to carry natural gas from northeast B.C. to Prince Rupert, where it will be destined for LNG export to markets in Asia. This project is critical to the sustainability, and future growth of the province's natural gas sector. Today's low commodity prices demand swift diversification of markets for British Columbia's abundant natural gas supplies.

One of the challenges of meeting this limited window of global opportunity is to avoid duplication and undue complication in the environmental assessment process. To date, we have been trying to remedy this challenge through the use of "substitution" under the *Canadian Environmental Assessment Act, 2012* (the "Act") so that federal environmental assessment requirements would be met by the provincial process.

Our view is that substitution remains a sound approach to ensure that "one project – one review" is realized. <u>However, we are concerned that the complexity of securing a substituted process may hamper the timely progress of projects – such as ours – that have already entered the environmental assessment process at the provincial level.</u>

In the interest of expediency, the attached letters articulate some very simple changes that we believe could be made to the new Canadian Environmental Assessment Act (CEAA 2012) regulations to remove challenges concerning the "substitution process" as it relates to our specific project.

Put simply, if the federal government were prepared to exempt intra-provincial pipelines (or at least natural gas pipelines) from the CEAA 2012 regulations, then there would be no federal environmental assessment requirement for such projects.

I invite your consideration of this issue and hope that you will support our request for this amendment to the regulations.

Sincerely,

July-

**Gary Weilinger** 

Gary C. Weilinger VP Strategic Development & External Affairs Spectra Energy Transmission O. 403.699.1523 C. 403.650.8216

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Mr. Steve Anderson Vice President of Business Development Westport Innovations Inc. 101 – 1750 West 75th Avenue Vancouver, BC V6P 6G2

Dear Mr. Anderson:

By all accounts, the "Fuelling the Future: Global Opportunities for LNG in BC" conference, held in Vancouver on February 25 and 26, 2013, was a great success.

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Thank you, again, for your contribution to the success of our international LNG conference.

Sincerely yours,

Rich Coleman



Mr. Mike Culbert President and Chief Executive Officer Progress Energy Canada Ltd. 1200, 205 5th Avenue SW Calgary, AB T2P 2V7

Dear Mr. Culbert:

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Sincerely yours,

Rich Coleman



Mr. Anders Ekvall Vice President, LNG Americas Shell Canada Services Ltd. Shell Canada Limited 400 4th Avenue SW PO Box 100, Station M Calgary, AB T2P 2H5

Dear Mr. Ekvall:

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Sincerely yours,

Rich Coleman



Dr. Young-doo Kim President and Chief Executive Officer KOGAS Canada Ltd. 1110, 335 8th Avenue SW Calgary, AB T2P 1C9

Dear Dr. Kim:

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Sincerely yours,

Rich Coleman



Mr. Sean Lalani President Ferus LNG Inc. 1220, 401 9th Avenue SW Calgary, AB T2P 3C5

Dear Mr. Lalani:

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Sincerely yours,

Rich Coleman



Mr. Jeff Lehrmann President Chevron Canada Limited 1200 - 1050 West Pender Street Vancouver, BC V6E 3T4

Dear Mr. Lehrmann:

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Rich Coleman



Mr. Robert Metcs Co-Founder and President Havlik Metcs Ltd. Bankers Hall, West Tower 1000, 888 3rd Street SW Calgary, AB T2P 5C5

Dear Mr. Metcs:

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Sincerely yours,

Rich Coleman



Mr. Shuhei Miyamoto Senior Vice President of the Americas and Africa Inpex Corporation Sun Life Plaza, North Tower 2710, 140 4th Avenue SW Calgary, AB T2P 3N3

Dear Mr. Miyamoto:

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Rich Coleman



Mr. Shinya Miyazaki Chief Executive Offier Diamond Gas Management Canada Ltd. 1000, 110 9th Avenue SW Calgary, AB T2P 0T1

Dear Mr. Miyazaki:

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Sincerely yours,

Rich Coleman



Ms. Elizabeth Spomer Senior Vice President Global Business Development BG Group 3400 - 811 Main Houston, TX 77002 USA

Dear Ms. Spomer:

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Rich Coleman



Mr. John Walker President and Chief Executive Officer FortisBC 16705 Fraser Highway Surrey, BC V4N 0E8

Dear Mr. Walker:

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Rich Coleman



Mr. Luo Weizhong
Executive Vice President and Chief Executive Officer
CNOOC Gas and Power Group and
President
CNOOC Gas and Power Trading and Marketing Ltd.
CNOOC
Room 2535, 25/F, Jingxin Building
No. jia2, Dongsanhuanbei Road
Chaoyang District
Beijing, China

Dear Mr. Weizhong:

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Rich Coleman

Minister and Deputy Premier

Ministry of Office of the Minister Mailing Address:

Energy, Mines and Natural Gas and Deputy Premier PO Box 9060, Stn Prov Govt Victoria, BC V8W 9E2

**Telephone:** 250 387-5896 **Facsimile:** 250 356-5965 34



Mr. Shaun Baines Vice President Business Development WorleyParsons Canada 600 - 4321 Still Creek Drive Burnaby, BC V5C 6S7

Dear Mr. Baines:

By all accounts, the "Fuelling the Future: Global Opportunities for LNG in BC" conference, held in Vancouver on February 25 and 26, 2013, was a great success.

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Rich Coleman



Ms. Sandi Briner Director Marketing and Communications EDF 300 - 53 Jarvis Street Toronto, ON M5C 2H2

Dear Ms. Briner:

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Rich Coleman



Mr. Mike Culbert President and Chief Executive Officer Pacific Northwest LNG 1200, 205 5th Avenue SW Calgary, AB T2P 2V7

Dear Mr. Culbert:

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Rich Coleman



Mr. Graeme Doak Vice President Human Resources and Government Relations Pacific Northern Gas 950 - 1185 West Georgia Street Vancouver, BC V6E 4E6

Dear Mr. Doak:

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Rich Coleman



Mr. Richard Dunn Vice-President Regulatory and Government Relations Encana Corporation PO Box 2850 500 Centre Street SE Calgary, AB T2P2S5

Dear Mr. Dunn:

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Rich Coleman



Mr. Andres Ekval Vice President LNG Americas Shell Canada Services Ltd. Shell Canada Limited 400 4th Avenue SW PO Box 100, Station M Calgary, AB T2P 2H5

Dear Mr. Ekval:

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Rich Coleman

Minister and Deputy Premier

Ministry of Energy, Mines and Natural Gas and Deputy Premier Office of the Minister

Mailing Address:

PO Box 9060, Stn Prov Govt Victoria, BC V8W 9E2

**Telephone:** 250 387-5896 **Facsimile:** 250 356-59852013-00155



Mr. Russell Girling President and Chief Executive Officer TransCanada 450 1st Street SW Calgary, AB T2P 5H1

Dear Mr. Girling:

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Rich Coleman



Mr. Brian Humphreys Vice President of North America Government Relations Nexen 801 7th Avenue SW Calgary, AB T2P 3P7

Dear Mr. Humphreys:

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Rich Coleman



Mr. David Keane Vice President Policy and Corporate Affairs BG Group 100 Thames Valley Park Drive Reading, Berkshire RG6 1PT United Kingdom

Dear Mr. Keane:

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Rich Coleman



Mr. Jeff Lehrmann President Kitimat LNG - Chevron 500 5th Avenue SW Calgary, AB T2P 0L7

Dear Mr. Lehrmann:

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Mr. Shuhei Miyamoto Senior Vice President of the Americas and Africa INPEX Gas British Columbia Ltd. Sun Life Plaza, North Tower 2710, 140 4th Avenue SW Calgary, AB T2P 3N3

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Ms. Joanne Petrini Associate Vice President Environment BC/Yukon AECOM 3292 Production Way, Fourth Floor Burnaby, BC V5A 4R4

Dear Ms. Petrini:

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Sincerely yours,

Rich Coleman



Ms. Natalie Poole-Moffatt Public and Government Affairs Assistant Kitimat LNG - Apache 1000, 700 9th Avenue SW Calgary, AB T2P 3V4

Dear Ms. Poole-Moffatt:

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Mr. Ward Prystay Marketing Coordinator Stantec 805 8th Avenue SW Calgary, AB T2P 1H7

Dear Mr. Prystay:

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Rich Coleman



Mr. David Timm Vice President Strategic Affairs GDF SUEZ Canada Inc. 410 - 105 Commerce Valley Drive West Markham, ON L3T 7W3

Dear Mr. Timm:

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Mr. John Walker President and Chief Executive Officer Fortis BC 16705 Fraser Highway Surrey, BC V4N 0E8

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Mr. Gary Weilinger Vice President Strategic Development and External Affairs Spectra Energy 2600, 425 1st Street SW Calgary, AB T2P 3L8

Dear Mr. Weilinger:

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Rich Coleman

**BG GROL** BG Canada MINISTER OF ENERGY AND MINES Suite 1330, 1075 West Georgia Street REFERRAL NUMBER . Vancouver, BC V6E 3C9 Canada direct tel: 604-683-0056 | cell: 604-506-1642. REFER TO: MINISTRY OF ENERGY AND MINES tel: 604-683-4545 | fax: 604-683-2566 DRAFT REPLY [ INFO/FILE RECEIVED email: steve.swaffield@bg-group.com REPLY DIRECT RECEIVED MAY - 8 2013 MAY 13 2013 REMARKS: DEPUTY MINISTER'S OFFICE May 6, 2013 LOG#

The Honourable Rich Coleman, MLA
Minister of Energy Mines and Natural Gas, Minister Responsible for Housing
Province of British Columbia
Room 138 Parliament Buildings
Victoria, BC V8V 1X4

Dear Minister Coleman:

In keeping with our established protocol of proactive communication, we write to advise of a positive development with our proposed Prince Rupert LNG facility at Ridley Island, BC.

BG- Group, through its subsidiary Prince Rupert LNG Limited, recently filed a project description for the Prince Rupert LNG facility at Ridley Island BC with both the Canadian Environmental Assessment Agency (CEAA) and the British Columbia Environmental Assessment Office (BCEAO). The project description initiates the federal and provincial environmental review of the Project. These documents can be found on both the CEAA and BCEAO web sites and additionally can be found at BG Group's specific project web site: www.princerupertlng.ca.

While formal comments related to the Project Description should be sent directly to CEAA and the BCEAO, BG-Group would be pleased to answer any questions you may have. Please contact me directly at our offices located in Vancouver at 604-683-4545. We look forward to progressing our proposed LNG project further in the coming months.

Sincerely,

Stephen J. Swaffield

Acting President, BG Canada