

**YINKA DENE
ALLIANCE**



Nadleh Whut'en



Wet'suwet'en



Saik'uz



Tl'axten

July 26, 2013

Premier Christy Clark
PO Box 9041, Stn Prov Govt,
Victoria, BC V8W 9E1
premier@gov.bc.ca
Fax: 250-387-0087

Dear Premier:

Re: Approval of Referrals regarding Temporary Use Permits Industrial-General (FLNRO files 7409643, 7409644 and 7409645) for the Enbridge Northern Gateway Project

We write to express our deep concern that it appears the Province intends to proceed to a decision on the three Temporary Use Permit applications numbered above (the "Applications") in relation to the proposed Enbridge Northern Gateway Pipeline Project ("the Project"). In our view, it is imperative that we meet as soon as possible to discuss the Project, and further that the Applications and any others related to Project must not be approved until this occurs.

We refer to your previous letter to us on May 17, 2013 and to a letter of July 23, 2013 from the Ministry of Forests, Lands and Natural Resource Operations ("FLNRO") regarding the Applications. We have also received a letter from Minister John Rustad of Aboriginal Relations and Reconciliation dated July 10, 2013 on this matter, which we have attached.

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Yinka Dene Alliance c/o Saik'uz First Nation, 135 Joseph St, Saik'uz Traditional Territory (Vanderhoof, BC, Canada) V0J 3A1
e: yinkadenealliance@gmail.com

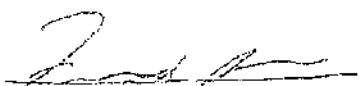
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We once again extend our offer to meet for high-level government-to-government discussions on the Project and the development of energy projects in our traditional territory. We would like to invite you and your ministers to visit our communities for this purpose as we feel it is important in order for the voices of our people to be heard. Please contact Geraldine Thomas Flurer, Yinka Dene Alliance Coordinator, directly to discuss possible dates for such a meeting. As a matter of protocol going forward, we ask that the Province address all future correspondence regarding the Project to the Yinka Dene Alliance via its coordinator at the address on the letterhead.

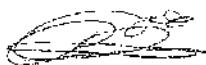
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Snachailya, Musi cho



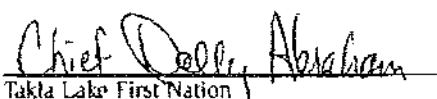
Nak'azdli



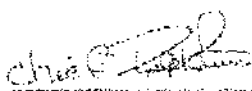
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Saik'uz first Nation



Takla Lake First Nation



Tlazien



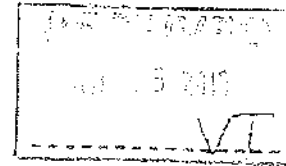
Wet'suwet'en

cc:

Minister Steve Thompson
PO Box 9049 Stn Prov Govt
Victoria BC V8W 9E2
FLNRO.Minister@gov.bc.ca
Fax: 250 387-1040

Minister John Rustad
Aboriginal Relations and Reconciliation
PO Box 9051 Stn Prov Govt
Victoria, BC V8W 9E2
ABR.Minister@gov.bc.ca
Fax: 250-953-4856

Beryl Nesbit
Ministry of Forests, Lands and Natural Resource Operations
1044 5th Avenue
Prince George, BC V2L 5G4
beryl.nesbit@gov.bc.ca
Fax: 250 565-6941



JUL 10 2013

Ref. 31831 and 31861

Yinka Dene Alliance
c/o Saik'uz First Nation
135 Joseph Street
Vanderhoof BC V0J 3A1

Dear Yinka Dene Alliance members:

Thank you for your letters of May 17 and June 4, 2013 wherein the members of the alliance communicate their concerns about the proposed Enbridge Northern Gateway Pipelines project (ENGP). I am following up on the Premier's response of May 24, 2013 as the newly appointed Minister of Aboriginal Relations and Reconciliation.

As you know, the project is currently the subject of a federal government Joint Review Panel (JRP), during which the Province submitted detailed questions to ENGP to understand if the project would meet British Columbia's heavy oil conditions.

After a thorough review and cross examination on May 31, 2013, provincial representatives have submitted British Columbia's final written arguments. It is the Province's assessment that ENGP responses during the JRP were not adequate and that British Columbia does not support the issuance of a certificate for the proposed project. A complete copy of the Province's final written arguments is available at http://www.env.gov.bc.ca/main/docs/2013/BC-Submission-to-NGP-JointReviewPanel_130531.pdf.

.../2

Ministry of
Aboriginal Relations
and Reconciliation

Office of the
Minister

Mailing Address:
PO Box 9051 Stn. Prov. Govt
Victoria BC V8W 9E2
e-mail: ABR.Minister@gov.bc.ca
website: www.gov.bc.ca/arr

Telephone: 250 953-4844
Facsimile: 250 953-4856

Ref. 31831 and 31861

- 2 -

I understand that Enbridge Inc. has made application for some investigative permits associated with the proposed project, and that consultation with First Nations on those applications is being carried out by the Ministry of Forests, Lands and Natural Resource Operations (FLNR).

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Once they are known I would be happy to meet with you to discuss the JRP's recommendation and next steps.

Thank you again for writing and expressing your viewpoint on this project.

Sincerely,



John Rustad
Minister

pc: Geraldine Thomas Flurer
Coordinator
Yinka Dene Alliance

Beryl Nesbit
Senior Advisor, First Nations Relations
Ministry of Forests, Lands and Natural Resource Operations

ISSUES & IDEAS

Copyright

Proposed pipeline a barrier or a benefit?

First Nations would rather see
Enbridge respect sacred land,
while others view opportunity
to improve B.C.'s economy

Copyright

Page 07

Withheld pursuant to/removed as

Copyright

**YINKA DENE
ALLIANCE**



Nadleh Whut'en



Wet'suwet'en



Saikuz



Tl'azt'en

Premier Christy Clark
PO Box 9041, 5th Prov Govt,
Victoria, BC V8W 9E1
premier@gov.bc.ca

VIA FACSIMILE: 250-387-0087

June 4, 2013

Hadih Premier Clark:

Re: Your letter of May 24, 2013 regarding a meeting with the Yinka Dene Alliance

Thank you for your letter responding to our May 17, 2013 request for a government-to-government meeting on the Enbridge Northern Gateway Pipeline Project ("the Enbridge project"), which we received last week.

We note your reiterated commitment to the five conditions your government had previously announced on the Enbridge project, and your opposition to the project in your submissions at the Joint Review Panel for its failure to meet those conditions. We appreciate your government's willingness to discuss our position on the Enbridge project and First Nations roles in energy projects in BC, and we look forward to meeting with you at your earliest convenience.

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Nak'azdli First Nation, which is a member of the Yinka Dene Alliance, has begun to receive notification of various provincial approvals and tenures associated with the Enbridge project. We attach here a copy of a letter from the Minister of Forests, Lands and Natural Resource Operations in respect of three of these applications for temporary use permits on the Stuart River.

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We look forward in the near future to discussing a holistic decision-making process that addresses the Province's authority in respect of the Enbridge project and the governance rights and responsibilities of the Yinka Dene Alliance nations

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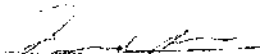
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Please contact Geraldine Thomas Flurer,

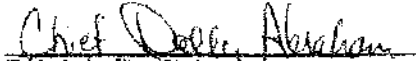
Yinka Dene Alliance Coordinator, who is copied below, to arrange a meeting.

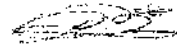
Snachailya, Mussi cho'

Wetsuweten

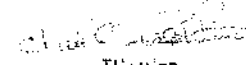


Nak'azdli

Chief 
Tahk Lake First Nation



Nadleh Whut'en


Tl'azt'en


Saik'uz First Nation

c.c.: Geraldine Thomas Flurer
Yinka Dene Alliance Coordinator
c/o Saik'uz First Nation
135 Joseph Street
Saik'uz Traditional Territory (Vanderhoof, BC) V0J 3A1
saikuzwoman@gmail.com

Beryl Nesbit
Senior Advisor, First Nations Relations
Regional Operations Division
Omineca Region
1044 5th Avenue
Prince George, BC V2L 5G4
beryl.nesbit@gov.bc.ca



RECEIVED

MAY 21 2013

File: 7409643
7409644
7409645

May 15, 2013

Chief and Council
Nak'azdli First Nation
PO Box 1329
Fort St James, BC V0J 1P0

Dear Chief Fred Sam:

The Province of British Columbia has received three applications from the same proponent and is initiating consultation on the following Application for a Temporary Use Permit for Industrial -General. This application involves geotechnical investigations through geotechnical drilling and geophysical surveying. This site involves 3 boreholes, less than 0.01 km of new access and 100m³ of tree removal.

PROPOSAL: Temporary Use Permit Industrial-General

APPLICANT: Northern Gateway Pipelines Limited Partnership (Enbridge)

LOCATION: Stuart River

RESPONSE is requested by: June 4, 2013

Your review and response is required within the time period so that your interests can be fully considered in the decision making process.

We invite the Nak'azdli First Nation's input on how the proposed application for Temporary Use Permit Industrial-General may impact your aboriginal rights and interests in an effort to better inform our decision making process.

The following table lists the authorization required for the Temporary Use Permit Industrial-General. Further information is attached including: Temporary Permit Application, Geotechnical Investigations Management Plan and area and site maps.

Authorization	Agency Decision Maker	Agency Responsible
<i>Land Act</i> - Temporary Use Permit	Director, Authorization Omineca Region	Ministry of Forests, Lands and Natural Resource Operations
Other Associated Crown Applications for this Activity		
<i>Forest Act</i> Occupant Licence to Cut	District Manager, Fort St James Resource District	Application Pending
<i>Forest Practices Code Act</i> Special Use Permit (temporary access)	District Manager, Fort St James Resource District	Application Pending
Additional authorizations that may be required		

Ministry of Forests,
Lands & Natural
Resource Operations

First Nation Relations Team

Mailing Address:
1044 5th Avenue
PRINCE GEORGE BC V2L 5G4

Telephone: (250) 565-6779
Facsimile: (250) 565-6941

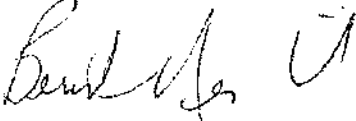
Heritage Conservation Act- Section 14 Inspection Permit and/or Section 12 Site Alteration Permit	Archaeology Branch, MFLNRO Victoria	Application Pending
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The Province intends to proceed with a decision on June 4, 2013. If you have any further information that may inform how the proposed activities may impact Nak'azdli First Nation rights and interests please contact me at 250-565-6440 or at beryl.nesbit@gov.bc.ca prior to June 4, 2013 to enable the Province to consider such information in relation to its decision making process in this matter. If you prefer to provide written comment, please fax our office at 250-565-6941, or direct mail to the address listed at the bottom of the first page of this letter.

Should you wish to discuss this matter further the writer can be reached directly at (250) 565-6440.

Yours truly,



Beryl Nesbit
Senior Advisor, First Nations Relations
Regional Operations Division
Omineca Region

Pc. Evan Prince, Natural Resource Assistant Co-ordinator, assistantcoordinator@nakazdli.ca

Enc: Temporary Permit Application, Geotechnical Investigations Management Plan and area and site maps. Summary of potential environmental impacts.



NAK'AZDLI BAND COUNCIL

P.O. Box 1329, Fort St. James, B.C. V0J 1P0

Telephone (250) 996 - 7171

Fax (250) 996 - 8010

April 17, 2013

Premier Christy Clark
P.O. Box 9041,
Stn Prov Govt,
Victoria, B.C.
V8W 9E1

Dear Premier:

Re: Provincial permitting for exploration related to the Enbridge Northern Gateway Pipeline Project

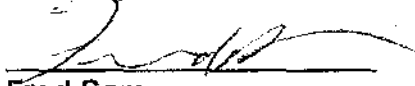
Nak'azdli First Nation has begun to receive notification of Enbridge's intention to seek various provincial approvals and tenures associated with the Enbridge Northern Gateway Pipeline project ("the Enbridge project"). We attach here a copy of a letter to the Minister of Forests, Lands and Natural Resource Operations in respect of three of these applications.

As you know, the Joint Review Panel process on the Enbridge project is ongoing, and the Panel's report will not forward its report to federal Cabinet until December 30, 2013.

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We look forward to discussing further with your government in the near future.

Sincerely,


Fred Sam,
Chief of Nak'azdli Band

FS/ss

-----Original Message-----

From: OfficeofthePremier, Office PREM:EX

Sent: Friday, April 19, 2013 10:27 AM

To: 'Nakazdli.ca@birch.itsd.gov.bc.ca'

Cc: Minister, FLNR FLNR:EX

Subject: RE: Message from "RNP21DB8C"

Chief Sam,

Thank you for your letter regarding the proposed Enbridge Northern Gateway pipeline and engagement with the Nak'azdli First Nation as it relates to this project.

As you may know, we are currently in an election period. We have confirmed, however, that the Ministry of Forests, Lands and Natural Resource Operations received your letter. We understand that you will be hearing from the Ministry at the earliest opportunity.

Again, thank you for writing.

Office of the Premier
Correspondence Branch

pc: Ministry of Forests, Lands and Natural Resource Operations



April 19, 2013

Chief Fred Sam
Nak'azdli Band Council
P.O. Box 1329
Fort St. James, B.C.
V0J 1P0

Dear Chief Sam:

Thank you for your letter regarding the proposed Enbridge Northern Gateway pipeline and engagement with the Nak'azdli First Nation as it relates to this project.

As you may know, we are currently in an election period. We have confirmed, however, that the Ministry of Forests, Lands and Natural Resource Operations received your letter. We understand that you will be hearing from the Ministry at the earliest opportunity.

Again, thank you for writing.

Office of the Premier
Correspondence Branch

pc: Ministry of Forests, Lands and Natural Resource Operations

From: Keith Henry [mailto:k.henry@bcmetis.com]
Sent: Friday, May 31, 2013 12:48 PM
To: OfficeofthePremier, Office PREM:EX
Cc: Cunningham, Peter C ABR:EX; paul.heighington@aandc.gc.ca; Daryl Piper; TSD; Joe Desjarlais; BC MetisFederation; Maxine Lavallee; gloria RENDELL; Wayne Lucier; patrick; mamway@telus.net; Beverly Lambert; Rene Therrien; Richard Lucier-Iarson
Subject: Provincial Government Rejection of Proposed Northern Gateway Pipelines Project

Good afternoon Premier Clark,

Please accept the attached letter submitted in response to the announcement by Environment Minister Terry Lake earlier today to reject the proposed Enbridge Northern Gateway Pipelines Project.

We are very pleased.

This will be posted on our website today.

Thank you

Keith Henry
President
British Columbia Metis Federation
k.henry@bcmetis.com
1-778-388-5013



Friday, May 31, 2013

Honourable Christy Clark
Premier
Province of British Columbia

Re: Provincial Government Stance against Proposed Enbridge Northern Gateway Project

VIA EMAIL

Dear Premier Clark,

The BC Métis Federation writes to thank you on behalf of our board, partner communities, and 6500 Métis members from throughout BC with the announcement made earlier today by Provincial Environment Minister Honourable Terry Lake rejecting the proposed Enbridge Northern Gateway Pipelines Project primarily for environmental concerns.

The large majority of Métis people in British Columbia have also rejected this project for three specific reasons:

1. Improper Métis consultation
2. Overwhelming rejection by First Nations
3. Proposed benefits not worth the environmental risk.

The BC Métis Federation appreciates the alignment on environmental concerns related to this project and this is a step forward together.

As such we continue to urge the Provincial Government to review the incongruence between the Métis Nation British Columbia (MNBC), an organization your government has continued to identify as the Provincial representative for Métis people in BC, and your government priorities and values.

BC Métis Federation has continued to advance our concerns to your government about a number of issues related to MNBC and the Enbridge Northern Gateway Pipelines Project was one of several issues. MNBC has misrepresented the interests and concerns of Métis people regarding this project and in May 2012 sent the attached communication about why MNBC supported the proposed Enbridge Northern Gateway Pipelines Project. The MNBC correspondence suggests MNBC reviewed all issues including environmental. Therefore in light of the environmental concerns expressed by the Provincial Government earlier today, we urge your government to understand that this issue is only one of many to further reinforce, demonstrate, and validate our concerns in how MNBC has been misinforming and misrepresenting the interests of Métis people in BC. MNBC and their supporters were simply trying to make a cash grab through a proposed equity deal at the expense of legitimate Métis community concerns or conducting proper Métis consultation. MNBC has used these industry projects as revenue generation under the impression that they will ensure proper community consultation. It was clear that despite hundreds or thousands of dollars in consultation resources funded by governments and Enbridge in relation to the proposed project, MNBC did not completed the work with their members and communities and their announcement was not supported by the vast majority of Métis people in BC.



I hope your office and government can come to better understand why the BC Métis Federation formed and why it is important that your government understands we share many similar values and outcomes. This Provincial Government announcement demonstrates that we share very similar views and we hope can be the start of a new relationship.

In closing thank you once again for this leadership. We understand the Joint Review Panel will continue their process regardless but together we can all make a difference to stop this project for the sake of the environment and all British Columbians.

Thank you,

Keith Henry, President
British Columbia Métis Federation
Suite 300-3665 Kingsway
Vancouver, BC
V5R 5W2

cc Assistant Deputy Minister Peter Cunningham, Ministry of Aboriginal Relations and Reconciliation

Encl. MNBC Announcement May 26, 2012

EXECUTIVE MEMO

DATE: May 26, 2012

TO: Presidents of the Metis Chartered Communities

CC: Board of Directors

FROM: Bruce Dumont, President
Metis Provincial Council of British Columbia

RE: MPCBC Accepts Enbridge Northern Gateway Project
Aboriginal Ownership Agreement

I am privileged to advise that the Board of Directors of the Metis Provincial Council of British Columbia has agreed to confirm the Enbridge Northern Gateway Project Aboriginal Ownership Agreement, and to take advantage of an equity ownership interest in the Northern Gateway Project Limited Partnership. By accepting this agreement, MPCBC now becomes an Aboriginal Ownership Partner in the project and will share in revenue once the project is completed and operating. Metis citizens and businesses in British Columbia will also be able to directly benefit through job opportunities, skills development and the issuance of millions of dollars in the provision of service contracts during the pre-construction and construction phases respectively.

This decision was taken after carefully considering all aspects of the project, including environmental, economic and social. It was also recognized that Metis citizen and Metis community input on the proposed project has been underway since 2009 through a process facilitated by MNBC staff. A community advisory meeting held earlier this month in Richmond and attended by delegates on behalf of most of the MNBC Chartered Communities in British Columbia, plus representatives of BCMNR, provided an excellent opportunity for all attendees to ask any and all questions of the representatives of Enbridge and receive answers back. Members of the MPCBC Board in attendance listened very carefully to the questions asked and answers given. That information exchange combined with all of the other discussions that have taken place with citizens and community leaders over the last few years helped inform members of the Board about not only the proposed project, but also of the views of many Metis citizens.

In agreeing to become an Aboriginal Ownership Partner in this project there is no cost to MPCBC nor is there any liability in doing so, but there will be significant benefits for Metis citizens and businesses during the life of the construction project and for years following. Being on the inside working with the company on all aspects of the project, including ensuring adequate safeguards are in place for the environment, and generating economic opportunities for our people is much preferred over being simply another critic on the outside and gaining absolutely nothing for Metis citizens.

The leadership shown by the MPCBC board in making this challenging decision represents a valuable step towards providing for the current and future needs of the MNBC and Metis citizens of British Columbia and the continued strength of the Metis Nation.

Sincerely,
Bruce Dumont

On Mon, Jun 3, 2013 at 10:46 AM, OfficeofthePremier, Office PREM:EX
<Premier@gov.bc.ca> wrote:
Thank you very much, Mr. Henry. We appreciate hearing from you.

From: Keith Henry [mailto:k.henry@bcmetis.com]
Sent: Monday, June 3, 2013 11:13 AM
To: OfficeofthePremier, Office PREM:EX
Subject: Re: Provincial Government Rejection of Proposed Northern Gateway Pipelines Project

Thank you for the response.

We are requesting an opportunity to meet with the Premier in the future to further discuss this important matter.

Can a date or meeting be arranged?

Thank you

On Mon, Jun 3, 2013 at 10:46 AM, OfficeofthePremier, Office PREM:EX
<Premier@gov.bc.ca> wrote:
Thank you very much, Mr. Henry. We appreciate hearing from you.

From: Keith Henry [mailto:k.henry@bcmetis.com]
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To: OfficeofthePremier, Office PREM:EX
Cc: Cunningham, Peter C ABR:EX; paul.heighington@aandc.gc.ca; Daryl Piper; TSD; Joe Desjarlais; BC MetisFederation; Maxine Lavallee; gloria RENDELL; Wayne Lucier; patrick; mamway@telus.net; Beverly Lambert; Rene Therrien; Richard Lucier-larson

Subject: Provincial Government Rejection of Proposed Northern Gateway Pipelines Project

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We are very pleased.

This will be posted on our website today.

Thank you

Keith Henry
President
British Columbia Metis Federation

k.henry@bcmetis.com
1-778-388-5013

--

Keith Henry
President
British Columbia Metis Federation
k.henry@bcmetis.com
1-778-388-5013

From: Yinka Dene Alliance [mailto:yinkadenealliance@gmail.com]
Sent: Thursday, June 27, 2013 10:29 AM
To: OfficeofthePremier, Office PREM:EX; Nesbit, Beryl FLNR:EX; XT:Muni Fort St. James, General CITZ:IN; info@district.vanderhoof.ca; bcrcmp@rcmp-grc.gc.ca
Subject: Yinka Dene Alliance cease and desist letter to Enbridge

Please find attached a copy of the letter sent yesterday to Enbridge warning against trespassing on our lands. You should also have received this by fax.

Snachailya, Mussi cho'

--

Geraldine Thomas-Flurer
Coordinator-Public Relations
Yinka Dene Alliance
135 Joseph Street
Vanderhoof, BC V0J 3A1
250-570-1482 cell

"Ask them how do we say sorry to the Mountains? Ask them how do we say sorry to Mother Earth?" Dr. Sophie Thomas (We have ceremonies to give thanks, we never had ceremonies to say sorry to Mother Earth because we are respectful of the life she gives us)

YINKA DENE ALLIANCE



Nadleh Whut'en



Wet'suwet'en



Saik'uz



Tl'azt'en

June 26, 2013

Attention: Al Monaco, President and Chief Executive Officer
Enbridge, Inc.
3000 Fifth Avenue Place, 425 - 1st Street S.W.
Calgary, Alberta T2P 3L8
Fax: (403) 231-3920

Dear Mr. Monaco:

Re: Cease and desist order for investigative field work activities related to Enbridge Northern Gateway pipelines

We are the Chiefs of the Yinka Dene Alliance. Since the time the Enbridge Northern Gateway pipelines and tankers project was announced, we have told you plainly that we will not allow your project to cross our territories. We stand firm in this. Our Indigenous laws forbid the transport of toxic bitumen through our lands. It is our responsibility to protect the salmon in our rivers and to keep the waters clean for future generations. The *Save the Fraser Declaration* states our legal position unequivocally. We have made our decision against your project abundantly clear, and we are quite certain you are aware of it. Now Enbridge has sent correspondence to one of our nations, Nak'azdli, indicating an intention to proceed with work related to the Northern Gateway pipelines in their territories, and to seek related provincial permits and approvals.

We are writing to put you on notice that any entry onto our lands in relation to the Enbridge Northern Gateway pipeline will be considered an act of trespass.

This is your final warning to refrain from unwanted activity on our lands. If you fail to heed this warning, you will be in breach of our laws and can expect to face legal consequences. We will proceed against you with enforcement actions and will seek appropriate remedies. We trust that you will communicate this information to your employees as well as to your affiliates and to all contractors hired to conduct work on your project.

Snachailya, Mussi cho'

Wet'suwet'en

Nak'azdli

Takla Lake First Nation

Nadleh Whut'en

Tl'azt'en

Saik'uz first Nation

C. C.:

Premier Christy Clark
PO Box 9041, Stn Prov Govt,
Victoria, BC V8W 9E1
premier@gov.bc.ca
Fax: 250-387-0087

Yinka Dene Alliance c/o Saik'uz First Nation, 135 Joseph St, Saik'uz Traditional Territory (Vanderhoof, BC, Canada) V0J 3A1
e: yinkadenealliance@gmail.com

Malcolm MacPherson, Regional Manager – Aboriginal Relations
 Enbridge Northern Gateway Pipelines
 Box 50, One Bentall Centre
 Suite 660, 505 Burrard Street
 Vancouver, BC V7X 1M4
 Fax: 604-594-7755

Morgan Yates, Vice President – Aboriginal & Stakeholder Relations
 Enbridge Western Access
 #3000 — 425 1 St. SW
 Calgary, AB T2P 3L8
 Fax: 403-718-3525

Beryl Nesbit, Senior Advisor, First Nations Relations
 Regional Operations Division, FLNRO Omineca Region
 1044 5th Avenue, Prince George, BC V2L 5G4
 beryl.nesbit@gov.bc.ca

District of Fort St. James Municipal Office & Council Chambers
 P.O. Box 640
 477 Stuart Drive West, Fort St. James, BC V0J 1P0
 Email: district@fortstjames.ca
 Fax: 250-996-2248

District of Vanderhoof Municipal Office
 P.O. Box 900
 160 Connaught Street, Vanderhoof, BC V0J 3A0
 Email: info@district.vanderhoof.ca
 Fax: 250-567-9169

RCMP Vanderhoof Detachment
 181 Columbia ST W, BOX 650 VANDERHOOF, BC V0J 3A0
 Fax: 250-567-2747

RCMP Fort St James Detachment
 BOX 1510 FORT ST JAMES, BC V0J 1P0
 Fax: 250-996-8557

RCMP Prince George Detachment
 999 Brunswick ST, PRINCE GEORGE, BC V2L 2C3
 Fax: 250-562-8331

RCMP "E" Division Headquarters
 14200 Green Timbers Way, Surrey, BC V3T 6P3
 Email: bccrcmp@rcmp-grc.gc.ca

From: Jaime Sanchez (CSTC) [mailto:jsanchez@cstc.bc.ca]
Sent: Tuesday, August 13, 2013 3:29 PM
To: OfficeofthePremier, Office PREM:EX
Cc: tteegee@cstc.bc.ca; vaustin@cstc.bc.ca; 'Ed John'; 'Stewart Phillip'; Chief Jody Wilson-Raybould; Minister, ABR ABR:EX; Minister, JTST JTST:EX; Minister, MNGD MNGD:EX; Rena Zatorski
Subject: Letter from CSTC re: LNG Summit
Importance: High

Dear Premier Clark,

On behalf of the Carrier Sekani Tribal Council, attached is a letter from Tribal Chief Terry Teegec inviting you and your Ministers to attend a First Nations LNG Summit on October 9, in Prince George.

Respectfully,

Jaime Sanchez, MCIP RPP
Natural Resources Advisor
Carrier Sekani Tribal Council

S. 22

Carrier Sekani Tribal Council



REPLY TO
✓ PRINCE GEORGE OFFICE

1460 - 6th Avenue
Prince George, B.C. V2L 3N7
Phone: (250) 562-6274
Fax: (250) 562-8096
www.csc.bc.ca

HEAD OFFICE

Westwood/Chilcot First Nations
PO Box 7667
Barns Lake, B.C.
V0J 1E0



Premier Christy Clark
PO BOX 9041, STN PROV GOVT
VICTORIA, BC V8W 9E1
Fax: 250-387-0087

August 13, 2013

INVITATION: First Nations and BC LNG and Energy Opportunities Conference, Prince George, BC, October 9-10, 2013

Dear Premier Clark,

The Carrier Sekani Tribal Council is working with First Nations in northern BC to organize a First Nations Liquid Natural Gas Summit to be held in Prince George on October 9 and 10, 2013. **We are respectfully inviting you and your Ministers to attend and speak at this important event in the morning of October 9.** You will be joined by other leaders that we've invited, including First Nations leaders, CEOs, federal and international governments. We have also invited LNG experts to attend to discuss the opportunities before all us.

First Nations across the so-called BC Energy Corridor from the northeast through our territories in the interior, to the Pacific are an essential part of a global energy value chain that stretches from Western Canada to energy users across Asia. This chain includes the energy that comes from our traditional lands, pipelines, LNG liquefaction plants, marine shipping terminals, rail loading facilities, power generation plants, electricity transmission lines, and other services.

We are also hoping that the BC government will be able to provide financial resources to support our LNG Summit so we can ensure speakers travel, facilities rental, participants' meals and logistical organization can be covered. Our event will be free to First Nations, with continental breakfasts, lunches and dinners provided. We are actively seeking resources from industry and the government of Canada as well.

Please confirm your attendance and support for this important event with Rena Zatorski at zatorski@hotmail.com or 250-613-7337. We look forward to working with BC, industry and other First Nations to build common ground and alliances regarding liquid natural gas projects.

Respectfully,

CARRIER SEKANI TRIBAL COUNCIL

Tribal Chief Terry Teegee, RPF

cc: Carrier Sekani Chiefs
BC First Nations Leadership Council
Hon. Rich Coleman – Minister of Natural Gas Development
Hon. Shirley Bond – Minister of Jobs, Tourism and Skills Training
Hon. John Rustad – Minister of Aboriginal Relations and Reconciliation
BC First Nations Energy and Mining Council

carriersekani.ca



August 19, 2013

Tribal Chief Terry Teegee, RPF
Carrier Sekani Tribal Council
1460 6th Avenue
Prince George, BC V2L 3N2

Dear Chief Teegee:

Thank you for your letter regarding the First Nations and BC LNG and Energy Opportunities Conference planned for October 9 and 10 of this year. It was good to hear from you.

My office will get back to you regarding my availability for attendance at the first opportunity. Meanwhile, I have shared your letter with Minister John Rustad so that he may make inquiries into possible available funding within his and other ministries. He or his delegate will get a reply to you at the earliest opportunity.

Again, thank you for your letter and notice of this Conference.

Sincerely,

A handwritten signature in black ink, appearing to read 'Christy Clark'. The signature is fluid and cursive.

Christy Clark
Premier

pc: Honourable John Rustad

From: Felicia Erickson [mailto: S. 22]
Sent: Tuesday, May 28, 2013 10:40 AM
To: OfficeofthePremier, Office PREM:EX
Cc: Karen Ogen (wfnchief@lakescom.net)
Subject: Wet'suwet'en First Nation

Felicia Erickson
Executive Assistant
Wet'suwet'en First Nation
PO Box 760
Burns Lake, BC
V0J 1E0

Phone: (250) 698 7307 Local 223
Fax: (250) 698 7480
Email: S. 22

Wet'suwet'en First Nation

PO Box 760, Burns Lake, BC V0J 1E0

Phone: (250) 698 7307 Fax: (250) 698 7480 Email: wfnchief@lakescom.net



May 27th, 2013

The Honourable Christy Clark
Premier of British Columbia
Box 9041 Station PROV GOVT
Victoria, BC V8W 9E1

Dear Premier Clark:

Congratulations on your government's re-election!

I am writing on behalf of Wet'suwet'en First Nation to lend our Nation's support to your planned Asian LNG Trade Mission and to inquire regarding the make-up of the trade delegation.

By way of background, Wet'suwet'en First Nation has developed strong working relationships with several LNG proponents including Apache Canada Ltd. and Trans Canada Pipelines Ltd.

We believe that LNG projects are a potential win/win/win for government, industry and First Nations. These projects offer a once-in-a lifetime opportunity for our Nation and other Nations to build a brighter future for our members through skills and training development, long term well-paid jobs, economic development opportunities, and much needed infrastructure.

Through careful planning, we believe that these benefits can be achieved without jeopardizing the equally important environmental, cultural, and traditional values and interests of impacted First Nations.

However, these projects will not proceed without customers in Asian markets.

With this in mind we wish to inquire regarding the make-up of the Asian LNG Trade Mission and whether our Nation could be represented on the delegation.

It is important for potential customers to realize that BC's approach to LNG can and does have the support of government, business and First Nations.

We would appreciate receipt confirmation and we look forward to your reply.

Sincerely,

WET'SUWET'EN FIRST NATION

Chief Karen Ogen

From: OfficeofthePremier, Office PREM:EX
Sent: Friday, May 31, 2013 7:57 AM
To: 'Felicia Erickson'
Cc: Minister, JTST JTST:EX
Subject: RE: Wet'suwet'en First Nation

Hello Felicia and thank you for sending us the letter from the Wet'suwet'en First Nation. Please extend our thanks to Chief Ogen for the kind words of congratulations to the Premier: we will share that message with her at the earliest opportunity.

We would also like to acknowledge the interest expressed in the upcoming trade mission to Asia. The planning for this is still in the early stages. As plans progress, we have asked the Ministry of Jobs, Tourism and Skills Development to be in touch with Chief Ogen.

Again, thank you for writing and we hope this response is helpful.

From: Rob Botterell [mailto: s. 22]
Sent: Friday, August 9, 2013 4:13 PM
To: OfficeofthePremier, Office PREM:EX; Minister, ABR ABR:EX; Minister, MNGD
MNGD:EX
Cc: Karen Ogen; Felicia Erickson
Subject: Constitutional Obligation to Consult with Wet'suwet'en First Nation on New BC LNG
Industry

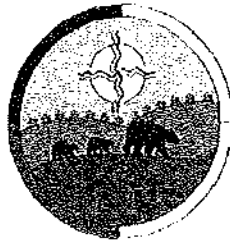
Please refer to the attached correspondence from Chief Karen Ogen, Wet'suwet'en First Nation.

We request that you confirm receipt.

Regards,

Rob Botterell





Wet'suwet'en First Nation

PO Box 760, Burns Lake, BC V0J 1E0
Phone: (250) 698 7307 Fax: (250) 698 7480 Email: wfncchief@leakescom.net

Delivered by Hand and E-mail

August 9, 2013

The Honourable Christy Clark
Premier of British Columbia
Box 9041 Station PROV GOVT
Victoria, BC
V8W 9E1

Dear Premier Clark,

Re: Constitutional obligation to consult on establishment of a new industry – British Columbia Liquefied Natural Gas Export Industry

I am writing on behalf of Wet'suwet'en First Nation to request a meeting with you in Vancouver during the week of September 9-13th, 2013. The purpose of this meeting is to begin Crown consultation regarding strategic planning and high level decision-making in relation to government plans to promote and develop a new British Columbia liquefied natural gas export industry (new LNG export industry).¹

The start of a new LNG export industry is a unique and rare opportunity to develop a resource strategically, with a broad and long view, to provide economic benefits, fulfill environmental responsibilities and honour Constitutional obligations to consult and accommodate Wet'suwet'en First Nation in the establishment of a new industry.

The balance of my letter sets out the reasons for this meeting request.

¹ Please note that this Crown consultation is separate and distinct from Crown consultation regarding individual pipeline applications.

New LNG Export Industry is an unprecedented high priority economic opportunity

Since the re-election of your government on May 14th, 2013 and your re-election on July 10th, 2013, you have made establishment of a new LNG export industry a very high priority by

- appointing Deputy Premier Rich Coleman as Minister of Natural Gas Development,
- establishing a new ministry for the sole purpose of natural gas development,
- making natural gas development a priority issue in other BC government ministries,
- planning an Asian LNG trade mission.

The June 2013 BC Ministry of Finance Update to the Budget and Fiscal Plan 2013/14 – 2015/16 re-confirms the exceptional outlook for this new LNG export industry:

British Columbia has an unprecedented economic opportunity and the potential for significant increases in revenues from liquefied natural gas (LNG) development.

The revenue can be used for the benefit of all British Columbians, both now and in future generations.

Independent experts retained by the BC government forecast that the new industry will bring in between \$4.3 billion and \$8.7 billion in extra government revenues each year.

Supreme Court of Canada mandates Crown consultation on strategic, higher level decisions

When establishing a new industry to be built upon and affecting lands and resources claimed by First Nations such as the new LNG export industry, the scope of the Crown's duty to consult is not limited to the individual and incremental decisions along proposed pipeline routes, the related regulatory permitting or physical impacts.

The duty to consult transcends this. The Crown's duty to consult requires high level consultation about what resources should or will be exploited, by whom and how.

The Gitksan and Wet'suwet'en brought the landmark aboriginal title case of *Delgamuukw v. The Queen*, [1997] 3 SCR 1010. In that decision, the Supreme Court of Canada held that aboriginal title encompasses the right to exclusive use and occupation of the land and the right to choose to what use the lands are put.

The Supreme Court also recognized that aboriginal title has an "inescapable economic component" and the uses of the land are not restricted to traditional uses. Aboriginal title includes the right to exploit the land and resources "for a broad variety of purposes" to meet the general welfare of the First Nation and present-day needs of the aboriginal community.

These fundamental statements by the Supreme Court of Canada about the nature of aboriginal title also apply to the nature and scope of consultation required when the Crown contemplates initiatives and activities that engage lands subject to aboriginal title or assertions thereof.

The “duty to consult extends to “strategic, higher level decisions” that may have an impact on Aboriginal claims and rights” (*Rio Tinto Alcan v. Carrier Sekani Tribal Council* 2010 SCC 43, para. 44). The Supreme Court of Canada lists examples of the sorts of high level strategic planning initiatives that require high level consultation—in our view, the proposed new LNG industry in British Columbia is just this sort of an initiative.²

Wet’suwet’en First Nation has a direct interest in the new LNG export industry

Our Nation asserts aboriginal title over lands (aboriginal title lands) that will be directly impacted and necessary to the new LNG export industry. Please refer to the attached map of aboriginal title lands.

In so far as the new LNG export industry depends upon pipeline transport through the core of the lands to which we claim aboriginal title, we must be appropriately consulted about this significant proposed new land use and its implications for our community. This goes beyond Crown consultation on individual pipeline proposals. The new LNG export industry is a unique and rare circumstance involving high level strategies and decisions to establish a new industry on aboriginal title lands.

We are currently aware of three potential projects that involve transporting natural gas by pipeline laid through our aboriginal title lands in proximity to our Indian reserves. Based on your public statements and the government’s plans, we recognize that these pipeline projects are integrally connected to government initiatives to promote and develop the new LNG export industry and, based upon these initiatives, will likely be followed by further proposals to use our aboriginal title lands.

Our aboriginal title includes the right to choose the use to which our aboriginal title lands are put, and the right to the use and benefit of the land and resources within those lands. Failure to consult and develop a model of shared decision making with us would “be to deprive the Aboriginal claimants of some or all of the benefit of the resource. That is not honourable”: Supreme Court of Canada, *Haida Nation* para. 27.

Crown consultation on the new LNG export industry must take place before, not after, the new industry is established

Over the past year, your government has released at least three strategy documents related to the development of the new LNG export industry and as noted above, since your re-election in July 2013, establishment of this new industry has been made an even higher priority.

² The examples listed by the Court include: a) the transfer of tree licences which would have permitted the cutting of old-growth forest, b) the approval of a multi-year forest management plan for a large geographic area, c) the establishment of a review process for a major gas pipeline, and d) the conduct of a comprehensive inquiry to determine a province’s infrastructure and capacity needs for electricity transmission. (B.C.U.C.).”

Wet'suwet'en First Nation has not been consulted on the establishment of this new LNG export industry.

The Supreme Court of Canada's decision in *Haida Nation v. British Columbia*, 2004 SCC 73 made clear, the Crown cannot unilaterally take up and manage our lands pending resolution of our claims. Proceeding unilaterally, the government:

- deprives our Nation of choosing the use to which our land can be put;
- deprives our Nation of the use, value and benefit of our aboriginal title lands;
- deprives our Nation of using our lands for the modern needs of our community;
- is much more likely to cause negative physical impacts to the lands, resources and environment on our aboriginal title lands.

Premier, you have said that a new LNG export industry in British Columbia "is right around the corner," and that companies that want to participate must get "in the game now." Therefore we seek consultation now, before any meaningful participation in the choices and planning for our aboriginal title lands is effectively eliminated.

Our people suffer to this day from the direct and incidental effects of government policies and industrial development established without prior consultation. Let us work together to avoid the repetition of this province's past, that is, a history where lands and resources were unilaterally taken up, without prior consultation, for the primary or exclusive benefit of a population that excluded indigenous people.

Proposed Meeting Agenda and Timing

We request that Crown consultation on the establishment of this new LNG export industry commence immediately.

Recognizing the speed with which you hope this new industry will develop and the need for meaningful Crown consultation, we ask for a meeting with you in Vancouver during the week of September 9-13th, 2013. At this first meeting we wish to discuss the establishment of a consultation process that will address:

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We look forward to your reply to our meeting request and to meeting with you and establishing a process for consultation on strategic planning and high level decisions regarding this unique and rare circumstance – the establishment of a new LNG export industry.

Mess'ih



Chief Karen Ogen

CC:

The Honourable Rich Coleman
Deputy Premier and Minister of Natural Gas Development and
Minister Responsible for Housing

The Honourable John Rustad
Minister of Aboriginal Relations and Reconciliation

From: OfficeofthePremier, Office PREM:EX
Sent: Thursday, August 15, 2013 9:33 AM
To: 'wfinchief@lcakescom.net'
Cc: Minister, MNGD MNGD:EX; Minister, ABR ABR:EX
Subject: your letter to Premier Christy Clark

Hello Chief Ogen:

Just a note to let you know we have received your letter addressed to the Premier. We have ensured that the Minister responsible for Natural Gas and the Minister of Aboriginal Relations and Reconciliation are also aware of the comments made. Please be assured that you will be receiving a subsequent response related to the content of your letter, and the request to meet, from one of those Ministers at the earliest opportunity.

We do appreciate your bringing your comments forward.