

From: [Frampton, Caelie ENV:EX](#)
To: [Zacharias, Mark ENV:EX](#); [Plecas, Bobbi ENV:EX](#); [Crebo, David GCPE:EX](#)
Subject: FW: KM Decision KMs 20180408.docx
Date: Monday, April 9, 2018 8:56:56 AM
Attachments: [KM Decision KMs 20180408.docx](#)
[ATT00001.txt](#)

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

From: Howlett, Tim GCPE:EX
Sent: Sunday, April 8, 2018 9:32 PM
To: Smith, George AG:EX; Frampton, Caelie ENV:EX
Subject: KM Decision KMs 20180408.docx

From: [Frampton, Caelie ENV:EX](#)
To: [Zacharias, Mark ENV:EX](#); [Plecas, Bobbi ENV:EX](#); [Crebo, David GCPE:EX](#)
Subject: FW: KM Q&A.docx
Date: Monday, April 9, 2018 8:56:44 AM
Attachments: [KM Q&A.docx](#)
[ATT00001.txt](#)

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

From: Howlett, Tim GCPE:EX
Sent: Sunday, April 8, 2018 9:32 PM
To: Frampton, Caelie ENV:EX; Smith, George AG:EX
Subject: KM Q&A.docx

Advice to Minister
Key Messages on Kinder Morgan's Decision to Suspend Non-Essential Spending
On Trans Mountain Expansion Project

s.13

We've been doing what we promised British Columbians we would do –

- Standing up for the interests of British Columbians and defending our coast
- And do everything we can to protect our land and waters, our coastal communities, and our local economies.

The federal process failed to consider B.C.'s interests and the risk to our province.

We joined the federal challenge, started by others, to make that point.

- Ottawa agrees that the NEB process needs a complete overhaul and has announced their plans to do so.
- BC shouldn't be forced to accept the last bad decision from a failed process.

Our court reference on provincial jurisdiction is still in development.

We believe there are many factors behind Kinder Morgan's decision, including

- The passionate, peaceful determination of British Columbians who are opposed to the increased risk of a diluted bitumen spill, and
- The very determined opposition of First Nations leaders.

We agree Canada needs a co-ordinated approach to resource development.

Energy East was rejected in Quebec and Keystone was rejected in the United States.

We fully understand the need for a national climate action plan. Our carbon tax is at \$35 a ton, the strongest in Canada.

We believe we need to grow the economy, while protecting the environment.

We will always stand up for British Columbians, our environment and the thousands of jobs that depend on our coast.

Are actions by your government to blame for this decision?

- Not at all.
- We have simply been standing up for BC's coast and the jobs that depend on it. And we've been doing so in a legal way.
- That's what British Columbians expect.
- The legal action we took was to join cases already being heard.
- Kinder Morgan has been clear in investor calls that the Province has been dealing with permit applications fairly and in a timely manner.
- Ultimately, this is a business decision made in a Texas boardroom.
- It's the latest in a recent history of pipeline projects not proceeding, including Enbridge and Energy East.

The company wants you to eliminate uncertainty and has given you a deadline. How will you respond? Will you cancel the reference case?

- British Columbians won't stand for ultimatums and threats.
- We have been using legal tools to stand up for British Columbians throughout this process. I will always stand up for British Columbians.

Isn't this a blow to our economy? Is this going to hurt BC's investment climate?

- Our economy is strong and is projected to continue growing
- Just last week, Dominion Bond Rating Service affirmed BC's credit rating as the best in Canada because of our strong economic and fiscal plan
- On Friday I was in Prince George at the Council of Forest Industries talking about creating and protecting jobs in forestry
- We're seeing tremendous innovation in our province, including in engineered wood products
- We have seen new investments in tech and trade, like 1,000 new Amazon jobs in Vancouver
- We're creating a positive investment climate in the natural gas sector and we have received positive feedback on that

Is this a threat to Canada's climate action plan?

- It shouldn't be. We expect the federal government to continue with their climate plan.
- Canada's environment and economy shouldn't be settled in a Texas boardroom.
- BC will continue to do its part to fight climate change.

What happens with the reference case on regulating bitumen?

- We have retained expert legal counsel and are preparing a reference case as we have said we would.
- This isn't about any one project, it is about ensuring that the government of BC is able to stand up for British Columbians' interests.
- We have an obligation to protect our land, air and water and the tens of thousands of jobs that depend on them.

Why did you appeal the NEB decision regarding Burnaby?

- We don't think it is appropriate for the NEB to completely set aside bylaws and regulations of any order of government.
- We sought leave to appeal the decision to ignore Burnaby laws and stand up for the rights of municipalities and the province.
- We were disappointed that the Federal Court declined to hear that appeal.
 - *[note: The City of Burnaby has said that it will appeal to the Supreme Court of Canada. The Province has not indicated any intention to participate at this time.]*

Are you worried they will cut off the gas?

- That would be an extreme and likely illegal action.
- It would hurt Albertans more than anyone, and Premier Notley has said this in the past.
 - *"The kinds of things that Mr. Kenney is proposing is akin to 'cutting off your face to spite your nose'. **It is something the industry doesn't want and something that would actually hurt Albertans.** That's not what we're doing."* (Feb 1 2018, in response to Kenney proposal to turn off the taps)
- We have taken a responsible approach and I would hope that everyone else will too.
- If Alberta does take this extreme step, we will use all legal options to stand up for British Columbians, and we will succeed.

Are you worried about putting taxpayers at risk of a lawsuit?

- Not at all. Everything we have done is within the legal rights of British Columbia.
- We've been diligent in standing up for British Columbians while ensuring they are not at risk.
- The pace and process of permitting did not change with the change of government and Kinder Morgan has recognized this.
- The legal action we've taken is to join court cases that were already being heard.,

Do you have any involvement in protests?

- None at all.
- Many British Columbians are passionate about this issue, and they have chosen to make their voices heard.

s.13

From: tno@gov.bc.ca
Subject: Media Availability: Heyman - KM TMP suspension
Date: Tuesday, April 10, 2018 10:08:50 AM

Media Availability
Heyman scrum prior to AM QP
10-Apr-2018 09:10

Copyright

From: tno@gov.bc.ca
Subject: Scrum: Heyman - KM TMP suspension
Date: Monday, April 9, 2018 1:41:55 PM

Scrum

Heyman prior to PM QP

09-Apr-2018 13:10

Copyright

Page 10

Withheld pursuant to/removal as

Copyright

From: tno@gov.bc.ca
Subject: Scrum: Heyman - KM TMP suspension
Date: Wednesday, April 11, 2018 4:21:57 PM

Scrum

Heyman following PM QP

11-Apr-2018 14:35

Copyright

From: tno@gov.bc.ca
Subject: Scrum: Heyman - TMP meeting
Date: Thursday, April 12, 2018 10:06:50 AM

Scrum
Heyman following AM QP
12-Apr-2018 09:45

Copyright

Page 13

Withheld pursuant to/removed as

Copyright