

*Many Islands Pipe Lines (Canada) Limited*

**Application Pursuant to  
Section 58 of the  
National Energy Board  
Act, R.S.C. 1985, c.N-7  
Compressor Station  
and Pipeline  
Application**

**Part 5  
Engagement**

2019-06-12

## *Many Islands Pipe Lines (Canada) Limited*

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### **6.0 Engagement Process**

#### **6.1 Pierceland Engagement Process**

Stakeholder involvement through the public community, First Nations, and Métis engagement is an important aspect of MIPL(C)L's business. MIPL(C)L continually invests in local communities and believes very strongly in working together with these affected communities early on, when projects are being planned and developed.

##### **6.1.1 Policies and Goals of the Engagement Process**

###### **6.1.1.1 MIPL(C)L's Engagement Vision**

MIPL(C)L is committed to conducting a comprehensive Engagement Process for the Project. Through the corporate engagement process, MIPL(C)L intends to inform all affected stakeholders along the Project's proposed routing locations, compressor station and block valve/riser sites, and in proximity to the stakeholders' facilities, residences and owned lands.

###### **6.1.1.2 The Policies and Goals for the Engagement Process**

MIPL(C)L's policies and goals established for the Project include informing, building and maintaining a dialogue with all stakeholders, including landowners, interested individuals, the general public, government, and other parties whose rights might be directly or adversely affected. These policies and goals will continue to apply throughout the planning and regulatory process, as well as for the construction, operation, and abandonment phases of the Project.

MIPL(C)L has developed and will follow their "Engagement Policy for National Energy Board Regulated Projects", in the development, operation and documentation of all engagement activities related to this Project.

MIPL(C)L, as a wholly-owned subsidiary of SaskEnergy, follows applicable SaskEnergy corporate policies. These corporate policies are used to support the overall principles and goals followed for each Project. It should be noted that these policies align with the Owner's Unified Management System (UMS) as outlined in section 6.5(1)(b) of the NEB Onshore Pipelines Regulations.

In particular, the following policies are adhered to when creating and conducting the Process:

- Corporate Affairs – External Corporate Communications Policy (Policy No: CA-003, Section A.04)
- Corporate – Environmental and Sustainability Policy Statement
- Indigenous Relations – Aboriginal Policy (Policy No: AR-001, Section A.02)
- Crown Investments Corporation (CIC) of Saskatchewan – Duty to Consult Policy

When initiating the Project engagement activities, the following philosophy was followed:

- Identification and documenting the potential effects the Project may have on each stakeholder and discussing options that could enhance positive effects and mitigate adverse effects.
- Identification and documenting concerns raised during the environmental and socio-economic studies conducted.
- Documenting any issues raised throughout the public involvement procedure and how they were considered and incorporated into the Project planning.

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### **6.1.1.3 First Nation and Métis Communities Engagement**

MIPL(C)L's objectives of the First Nation and Métis communities engagement are to lay a solid foundation for communication with affected First Nation and Métis communities that will occur throughout the Project development. The engagement is intended to identify any specific issues and concerns that will be of interest locally. In this way, appropriate materials and preparations can be completed to address these issues and assist MIPL(C)L in establishing positive relationships with Indigenous communities in the Project area.

## **6.2 Designing Project-Specific Engagement Activities**

### **6.2.1 Goal**

The Project-specific engagement activities are designed to follow MIPL(C)L's engagement policy which aligns with the corporate UMS and the NEB's OPR. The stakeholder engagement activities will:

- Be initiated as soon as possible in the planning and design phase of the Project
- Provide clear, relevant and timely information to potentially affected persons or groups
- Be accessible to, and inclusive of all potentially affected persons or groups
- Be responsive to the needs, inputs and concerns of potentially affected persons or groups and demonstrate how this information informed the proposed design and operation of the Project
- Continue throughout the regulatory process, as well as the construction operation and abandonment phases of the Project

MIPL(C)L is committed to full disclosure of its planned projects to:

- Landowners, including occupants
- The general public, including local residents of nearby cities, towns, acreages, and rural farms, community organizations, and land/waterway users
- First Nations and Métis communities
- Commercial third parties
- Regulatory agencies such as the NEB
- Emergency Management Officials (e.g., RCMP, Fire Department, First Responders)
- Appropriate governmental authorities (local, regional, municipal, provincial and federal)
- Non-government organizations (NGOs)

As changes to the Project or new activities are proposed, the stakeholders will be kept informed.

### **6.2.2 Project-Specific Engagement Activities**

#### **6.2.2.1 Engagement Process**

MIPL(C)L followed its "Engagement Process for Many Islands Pipe Lines (Canada) Limited Projects" for determination of the Project-specific engagement activities.

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This document dictates that both engagement and consultation activities are to be completed as required, as part of stakeholder engagement. These activities have been defined below, and related stakeholder examples for each have been provided.

**Notification:** Is presented as mainly one-way communication with stakeholders and is provided through written correspondence. For those stakeholders that should be made aware of the Project (i.e., notified), MIPL(C)L will distribute Project-specific information. Stakeholders can include: commercial third parties, industry third parties, etc.

**Stakeholder Engagement:** Is intended to be two-way communication with stakeholders that could provide feedback and possibly cause specific adjustments to a project to support the stakeholder's input. MIPL(C)L will provide Project-specific information to these stakeholders through various means such as open houses, face to face meetings, and publications. Information on how the stakeholders can contact MIPL(C)L for further information and discussions will be provided in the documentation / communication provided. Stakeholders can include landowners, occupants, local residents, etc.

**First Nation and Métis Engagement:** Is intended to be two-way communication with First Nation and Métis stakeholders that allows for feedback and possibly cause specific adjustments to a project to support the stakeholder's input. MIPL(C)L will provide Project-specific information to these stakeholders through various means such as open houses, face to face meetings, notifications and publications. Information on how the stakeholders can contact MIPL(C)L for further information and discussions will also be provided.

**First Nation and Métis Consultation:** Is an interactive two-way communication method completed with First Nation and Métis stakeholders based on the provincial (CIC) Duty to Consult Policy. This policy indicates in particular that consultation will be required when taking up of land may adversely affect treaty rights.

### 6.2.2.2 Engagement Approach

The Project-specific engagement activities were designed in cooperation with the following internal SaskEnergy resources:

- **Corporate Affairs:** responsible for all corporate communications, publications, advertising, and related policy management (Corporate Communications Policy).
- **Indigenous Relations:** responsible for identification and notification of, and engagement with as applicable, all First Nation's and Métis communities that may have an interest in the proposed Project. In addition, Indigenous Relations provides direction to ensure compliance with the Corporate Aboriginal Policy and the CIC Duty to Consult Policy.
- **Customer Service:** responsible for engaging with potential customers, as well as developing and generating market interest (i.e., natural gas capture, flare, and vent reduction), advertisement, and seeking new customers for the proposed Project.
- **Legal:** responsible for providing support to the various departments in respect to contractual and legal obligations related to all components of the proposed Project.
- **Facilities Planning:** responsible for long term infrastructure planning and associated economics.
- **Pipeline and Facility Engineering:** responsible for aspects relating to technical and engineering related engagement, and overall project management.
- **Operations and Emergency Management:** responsible for engagement with local first responders providing details on the operation and response expectations.

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- **Environment and Sustainability:** responsible for engagement with environmental and archeological/heritage regulators, various environmental/archaeological stakeholders, and assisting other groups with technical details relating to the proposed Project.
- **Land Services:** responsible for communication with landowners and/or occupants on potential route/site, ongoing engagement with landowners during and following construction, resolution of landowner concerns, legal agreements, and payments with landowners and occupants involved in the proposed Project.
- **Public Awareness:** responsible for identification and engagement of stakeholders such as communities, government agencies, and emergency officials that should be informed of the proposed Project.

### 6.2.3 Engagement Activity Design Factors

MIPL(C)L's considerations regarding the Project included, but were not limited to, the following factors in the engagement design:

- The relatively modest size and scope of the Project as it seeks to amplify the capability of existing gas facilities
- The potential environmental and socio-economic effects of the Project are expected to be "minor" due to the limited scope and magnitude of the Project, and Project location. Any potential negative effects are expected to be mitigated by strict adherence with the Project-specific Environmental Protection Plan (EPP) and the construction specifications
- The specific or distinct needs of various potentially affected persons and groups (i.e. visiting landowners and tenants in person, versus general public being offered Project and contact information by newspaper ads, and postings in local communities)
- The Project will be primarily located on privately owned land (approximately 75% of the pipeline length), with the compressor station (approximately 34 ha) and a portion of the pipeline (approximately 25%) located on occupied (grazing lease) crown land. Therefore, the Project is not expected to impact Treaty or Aboriginal rights
- Notification of potentially impacted Indigenous communities, and engagement of Indigenous communities that may be directly affected by the Project
- The absence of any known local community concerns or sensitive issues that could be affected by the Project
- The availability of local emergency services (firefighting, police, ambulance / hospitals) within the Town of Pierceland (SK) and the City of Cold Lake (AB)
- The compatibility of the Project with current land use and (agricultural) zoning, and with nearby existing oil and gas developments and facilities
- Alternatives to the Project, and their potential impacts on stakeholders

#### 6.2.3.1 Stakeholder Determination

Planning for Project-specific engagement activities will include identifying the potentially impacted stakeholders. As part of early engagement efforts, planning may include examining various compressor station locations on provincial crown and private lands, and/or pipeline routing options. Identification of all potentially affected stakeholders for these options may or may not be included in the engagement efforts.

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The Project-specific Program will need to document how it was determined who can be potentially impacted by the Project. Some examples of identifying stakeholders include:

- Engagement and notification of communities in and around the Project location or area
- Requesting and receiving an NEB-generated list of Aboriginal communities that the NEB identifies as potentially impacted by this Project
- Provincial Guidelines
  - Saskatchewan's First Nation and Métis Consultation Policy Framework
  - Saskatchewan Pipeline Regulations
  - Saskatchewan's Environmental Assessment Act
  - Saskatchewan Public Notice Requirements - Directive PNG009 (Nov 2015) - Appendix 1
  - Saskatchewan Directive S-20: Saskatchewan Upstream Flaring and Incineration Requirements
  - Alberta Energy Regulator (AER) Directive 056: Energy Development Applications and Schedules and Manual 012 (2018), Table 5 Pipeline Category Type, and Consultation and Notification Requirements (Category B, Type 101/132)
- Receipt customers on a pipeline associated with the Project
- Experience from past projects in the area, including third parties and NEB-generated lists of Aboriginal communities that the NEB indicated may be impacted by these past projects.

### **6.2.3.2 Identifying First Nation and Métis Communities**

Identification of First Nation and Metis Communities for Project Specific Engagement is required. A description of how the communities were either identified or not considered to be impacted by the Project will be required for the NEB application filing. The overall Indigenous engagement theory will need to be defensible for each project. Historical projects should be considered when completing this activity. Any spatial boundaries that are defined for a specific project will need to be justified and documented as to why they were selected.

As part of the process to identify impacted communities, any traditional territories may need to be considered as they might not be identified as a First Nation reserve. The Natural Resources Canada's Major Projects Management Office (MPMO) or the NEB may be contacted to support this activity when filing a section 21, 58 or 74 application. An email inquiry may be submitted to the Applications Business Unit Director assigned to MIPL(C)L requesting a traditional territory analysis. The traditional territory analysis is developed using publicly available information. More information on this type of request can be found within the NEB's January 17, 2014 Notice to NEB Regulated Companies on the NEB Regulatory Document Index under Aboriginal Consultation (A56504).

Additionally, the Aboriginal and Treaty Rights Information System (ATRIS) of Indigenous and Northern Affairs Canada may be contacted to support this activity.

### **6.2.3.3 Project Emergency Management**

MIPL(C)L will identify agencies and organizations that may be involved in an emergency response related to the Project. The need for and depth of engagement with these emergency response agencies / organizations will be determined by:

- An assessment of the potential risk associated with the Project

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- The level of public concern regarding emergency management planning and emergency response
- The extent to which an applicant's emergency response plans rely on the first responders and other agencies for initial or ongoing response activities.

Emergency management agencies and organizations may include the following:

- Police
- Fire departments, including volunteer fire departments
- Emergency medical services
- Provincial emergency management organizations
- Provincial regulators and ministries of environment
- Federal departments
- Municipalities
- Waste management companies
- Spill cooperatives including the SK Oil Spill Contingency Group

### **6.2.3.4 Engagement Time Frames**

Ongoing communication and engagement is to be initiated early in the Project planning stages, and is to continue throughout the construction, operation and abandonment stages of the Project. Any changes that are made during the Project timeline will be communicated to the stakeholders in a timely fashion.

### **6.2.3.5 Follow-Up Engagement**

As per the Stakeholder Engagement Tracking Sheet (refer to Appendix E.1), follow up engagement will be provided as requested by the stakeholders.

For questions or concerns raised, a full understanding of the nature of the concerns will be sought by MIPL(C)L. Feasibility of mitigation of expressed concerns will be studied, and a response to each concern will be generated. By working cooperatively with potentially affected parties, concerns should be resolved effectively.

### **6.2.3.6 Future Engagement**

MIPL(C)L is committed to providing the necessary information exchange (via notification / engagement or consultation) throughout the life of the Project. Engagement will be undertaken in the event of a significant change to the Project or to the Project schedule.

## **6.3 Implementation and Outcomes of Project-Specific Engagement Activities**

### **6.3.1 Location of Project and Lands Affected**

Initial planning for the Project included the consideration of multiple locations for the compressor station and variations of the pipeline route. Engagement activities including the open house and engagement with area landowners aided in the evaluation of the locations and routes considered and in the selection of the final site and route. Refer to Part 3 – Economics for additional details on the locations and routes considered.

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The final compressor station facilities were sited at SW 09-62-27 W3M which is located in the Rural Municipality (RM) of Beaver River No. 622, adjacent to the Alberta-Saskatchewan border. The Land affected for the selected compressor station site is Saskatchewan Crown land.

The final pipeline was routed parallel to the existing Alberta Border – Beacon Hill pipeline for the majority of its route. The lands affected by the pipeline are a combination of freehold, Saskatchewan and Alberta Crown lands.

### **6.3.2 Identification of Stakeholders**

MIPL(C)L used a three (3) km radius from the proposed compressor station and two (2) km from the proposed pipeline route to determine the Landowners and tenants that may be impacted by the Project.

Additionally, the list of stakeholders was expanded to include local, regional, provincial, and federal government agencies, non-government organizations (NGOs) and commercial / industrial third parties. Commercial / industrial third-party stakeholders were based on receipt customers on the existing MIPL(C)L NEB-regulated Alberta Border - Beacon Hill pipeline.

### **6.3.3 Identification of First Nation and Métis Communities**

MIPL(C)L notified First Nation and Metis communities that may be impacted or have been identified through a traditional territory analysis. With the Project being contained on both crown and private lands, the view of MIPL(C)L is that treaty rights should not be impacted by the Project. However, MIPL(C)L has taken steps to engage the following First Nation and Metis communities:

- Thunderchild First Nation
- Big Island Lake Cree Nation
- Red Pheasant First Nation

MIPL(C)L also sent a letter to the NEB dated January 30, 2019 in which the NEB's input was requested for a Traditional Territory Analysis.

The NEB responded with a list of First Nation and Métis communities with asserted traditional territory which could be impacted by the Project as follows:

- Alexander First Nation
- Beaver Lake Cree Nation
- Big Island Lake First Nation
- Birch Narrows (Turnor Lake) First Nation
- Buffalo River Dene First Nation
- Canoe Lake Cree First Nation
- Chipewyan Prairie (Janvier) First Nation
- Cold Lake First Nation
- Elizabeth Métis Settlement
- Fishing Lake Métis Settlement
- Flying Dust First Nation

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- Frog Lake First Nation
- Heart Lake First Nation
- Island Lake (Ministikawan) First Nation
- Kehewin Cree Nation
- Makwa Sahgaiehcan First Nation
- Métis Nation of Alberta
- Métis Nation of Alberta – Region 2
- Métis Nation of Saskatchewan
- Métis Nation of Saskatchewan – Western Region I
- Onion Lake First Nation
- Red Pheasant First Nation
- Saddle Lake Cree (Onihcikiskowapowin) Nation
- Sîkîp Sâkahikan (Waterhen Lake) First Nation
- Thunderchild First Nation
- Whitefish (Goodfish) Lake First Nation #128

Notifications were provided to those communities identified above. In the case of this Project, one of the First Nation communities has requested further discussions on the Project with MIPL(C)L. MIPL(C)L is continuing to communicate with this community. No other concerns or issues were presented by any of the other First Nation and Métis communities up to and including the time of filing of the s.58 application.

### **6.3.4 Government Authorities**

MIPL(C)L's engagement activities included the provision of Project information to municipal, provincial and federal agencies as necessary, to inform and obtain permits to carry out activities needed to support this NEB application.

For this Project, the following government authorities were included in the engagement process:

- City of Cold Lake, Alberta
- Village of Pierceland
- Rural Municipality (RM) of Beaver River No. 622, Saskatchewan
- Municipal District of Bonnyville No.87, Alberta
- The MLA for Lloydminster
- The MLA for Bonnyville – Cold Lake
- The MP for Fort McMurray – Cold Lake
- The MP for Desnethe – Missinippi – Churchill River
- The Saskatchewan Ministry of Energy and Resources – Pipeline and Regulatory Section

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- The Saskatchewan Ministry of Highways and Infrastructure – Northern Traffic Engineering and Development
- The Saskatchewan Ministry of Environment
- The Saskatchewan Ministry of Agriculture
- SaskPower
- SaskTel – Technology, Development & Engineering
- Saskatchewan Water Corporation
- The National Energy Board

### **6.3.5 Identification of Emergency Response Agencies and Organizations**

For the Project, the following emergency response agencies and organizations were identified and involved in the engagement program:

- Village of Pierceland Volunteer Fire Department
- The Cold Lake Fire Department.

### **6.3.6 Public Engagement Activity Implementation**

MIPL(C)L determined that the most appropriate methods of communicating and distributing Project information were by means of an open house, newspaper advertisements, an information package distributed by mail, in-person visits / telephone calls, and fax or email correspondence.

The following information describes the specific activities included in the MIPL(C)L Pierceland Engagement Program.

The program activities included:

1. An open house was held on October 4th, 2018 at the Pierceland Community Hall, from 4 PM to 8 PM. Stakeholders were informed of the open house via mailouts (letters), emails, advertising in the local Meadow Lake Northern Pride newspaper, and by in-person visits / telephone calls (e.g., with landowners). Refer to the open house public notice in Appendix E.3.
2. Personal consultations with landowners and tenants affected by the Project.
3. Engagement with local First Nation and Metis communities.

The Project Brochure contained the following Project information:

- The main Project components, product to be transported in the Project's pipeline, and other details regarding the Project
- The proposed timing and duration of Project construction
- The approximate start-up date of the Project
- The potential environmental and socio-economic effects of the Project, and how those effects will be addressed, documented and mitigated
- How public safety will be addressed
- Emergency management and response information

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- MIPL(C)L's contact information
- NEB contact information

The Project information, engagement methods, dates and locations are provided in various documents contained within Appendices A and B of the Application, as follows:

- The Stakeholder Engagement Tracking Sheet (Appendix E.1)
- Project Brochure (Appendix E.2)
- Project Overview Plan (Appendix E.3)
- Newspaper advertisements ran in the local paper (Listed with ad run details) in Appendix E.4).

MIPL(C)L will continue to provide information and will continue its engagement throughout the application process and on through the construction and operations phases as needs arise.

### **6.3.7 Summary of Responses**

A summary of the responses to MIPL(C)L's Engagement Program include (as noted within the Stakeholder Engagement Tracking Sheet in Appendix E.1):

- No issues with signing the acknowledgement
- Requesting contact prior to MIPL(C)L entry to the land
- Requesting trees be left undisturbed
- Request for access to wood
- Request for staging area at specific location
- Questions regarding compensation
- No interest in pipeline on property
- Question regarding pipeline route on property.

#### **6.3.7.1 Concerns**

Landowner concerns were taken very seriously for this proposed MIPL(C)L Project.

In the early Project planning phase, prior to site selection, the following concerns were raised during the engagement efforts by the landowners, lessees and occupants:

1. The pipeline route – avoidance of a natural spring.
2. Remuneration - annual payment for the pipeline crossing the property.
3. Restricted Land Use - payment for the easement crossing the property, as the easement will restrict the use of the land.
4. Restricted Land Use - potential development of the land for other uses.
5. Past Negative Experience - outstanding crop loss / damage from a previous line that was installed on the property.
6. The pipeline route - the actual route (non-linear) across the property.
7. Negative Land Effect - the removal of trees.
8. Proposed location of pipeline riser.
9. Increased traffic in the area – heavy traffic on road allowance accessing land.

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10. Requirement for advance notice – advance notice is requested as cattle may be in the field

11. The pipeline route - route to closely parallel a road allowance in the area.

These concerns ultimately had an impact on where MIPL(C)L sited the compressor station and routed the pipeline.

There were no other concerns or issues received from any landowners, agencies or interest groups during the Project's Engagement Process prior to the filing date of the s.58 application.

### **6.4 Notification of Commercial Third Parties**

#### **6.4.1 Commercial Effects for Third Parties**

MIPL(C)L confirms that TransGas Limited (TGL) is the sole affected third party, and that they have been notified of the Project (refer to Appendix E.1 for details).

#### **6.4.2 Details Regarding Commercial Third-Party Notifications**

To determine the level of detail for the Project industry notification, MIPL(C)L considered the limited potential impact on affected commercial third parties.

MIPL(C)L will continue to provide information to TGL throughout the application process, and through the construction and operations phases, as needs arise.

#### **6.4.3 Self-Identified, Interested Third Parties**

This section is not applicable as there were no self-identified, interested third parties.

### **6.5 Engagement Process Conclusions**

MIPL(C)L conducted comprehensive engagement for the Project, and the engagement process is still ongoing. No further concerns were received from any stakeholder up to the time of filing this s.58 application.

#### **6.5.1 Continued Engagement**

Landowners and all aboriginal groups were not served with the pamphlet entitled "A Proposed Pipeline or Power Line Project: What you need to know." This is the sole reason why A5 and C4 were not checked in the filing requirements.

Upon filing this application, MIPL(C)L will notify stakeholders within 72 hours advising the application has been filed with the NEB. This will include the NEB Brochure "Information for Proposed Pipeline or Power Line Projects that Do Not Involve a Hearing" as it wasn't included with the original Project Brochure Package. This was an oversight.

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## **Appendix E      Engagement**

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- E.3            Project Overview Plan**
- E.4            Newspaper Advertisement**
- E.5            Engagement Policy for National Energy Board Regulated Projects**