



Business Council of  
British Columbia  
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**WHERE LEADERS MEET TO UNLOCK BC'S FULL POTENTIAL**

March 19, 2021

Canadian Energy Regulator  
Suite 210-517-10th Avenue SW  
Calgary, AB  
T2R 0A8

**Re: Trans Mountain Pipeline ULC Request to Treat Certificate of Insurance Information  
Confidentially**

**Dear Sir/Madame**

We write today in support of the request of Trans Mountain Pipeline ULC (Trans Mountain) to treat the certificate of Insurance information as confidential under section 60 of the CER Act for all future filings of this nature.

We are aware that recently parties opposing the construction and operation of the pipeline, including parties outside of Canada, have used publicly available disclosed information for purposes to pressure Insurers to terminate their policy for the pipeline. This has material commercial implications for the operator and the shippers.

While parties in Canada have every right to protest activity they oppose, this specific action is facilitated by this disclosure of filings is unacceptable and threatens the rule of law. Directly these recent actions serve to undermine the intended and considered approval of the Government of Canada, the judiciary, and other regulatory bodies to permit the pipeline construction and operation, inclusive of shipping product to proceed.

Specifically, these overt actions based on the use of this commercial information serves to distort the global insurance market by limiting the pool of insurers and fuel resultant higher insurance costs impacting the project and shippers that are required to provide this coverage. Quite clearly the expected outcome of these tactics are to inflict commercial harm on the project and or its shippers and circumvent the regulators decision.

Section 60 (a) specifically states that;

- (a) disclosure of the information could reasonably be expected to result in a material loss or gain to a person directly affected by the proceedings, or could reasonably be expected to prejudice the person's competitive position;



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To this end we are aware that these outside party actions have included correspondence and public petitions directed at Trans Mountain's insurers. In this correspondence we are aware that insinuations are made that by acting to insure Trans Mountain's assets and other similar assets that insurers will face significant reputational risks and other pressure tactics that could threaten the insurers businesses.

We therefore strongly urge, based on provision under section 60 that the Canadian Energy Regulator act to treat the certificates of insurance information as confidential in order to cease this unacceptable obstruction of a duly permitted activity from proceeding in a just and commercially viable fashion.

Sincerely,

A handwritten signature in black ink, appearing to read "Greg D'Avignon".

Greg D'Avignon

President and CEO