

National Energy  
Board



Office national  
de l'énergie

**NOVA Gas Transmission Ltd.  
2021 System Expansion Project**

**File Number OF-Fac-Gas-N081-2018-03 02**

**Hearing Order GH-003-2018  
4 December 2018**

**Canada**

## Table of Contents

<b>1</b>	<b>This Hearing</b> .....	<b>1</b>
1.1	An overview .....	1
1.2	What did NGTL apply for?.....	2
1.3	Where is this Project located?.....	3
1.4	Is this a Designated Project under the <i>Canadian Environmental Assessment Act, 2012</i> (CEAA 2012)? .....	4
1.5	What is this document about?.....	4
1.6	Where can I see NGTL’s Application and get more information about the Project?.....	4
1.7	Where can I get help or more information? .....	5
<b>2</b>	<b>Participation</b> .....	<b>5</b>
2.1	How can I stay informed of the hearing?.....	5
2.2	Can I participate in this hearing? .....	5
2.3	What is a Commenter?.....	6
2.3.1	What do I write in a letter of comment? .....	6
2.3.2	How can I file a letter of comment?.....	7
2.4	What is an Intervenor? .....	7
2.5	Can I withdraw? .....	8
<b>3</b>	<b>Steps in the Hearing – Steps which have passed, lead up to and include the Conference, and two specific matters after the Conference</b> .....	<b>8</b>
3.1	The Panel released a Notice of Hearing and accepted Applications to Participate and issued Rulings No. 1 and No. 2.....	9
3.2	NGTL served the Application.....	9
3.3	The Panel requested comments.....	9
3.4	The Panel determined the Application is complete and a time limit is set.....	9
3.5	The Panel released a Hearing Order including the List of Issues .....	9
3.6	NGTL files Additional Evidence and Updated Consultation Logs and Project-related Issues Summaries .....	10
3.7	Conference .....	10
3.8	Intervenors file Information Requests to NGTL.....	11
3.9	NGTL responds to Information Requests .....	11
<b>4</b>	<b>Steps in the Hearing – Steps which will occur after the Conference</b> .....	<b>12</b>
4.1	The Panel Invites Indigenous Intervenors to Share Oral Indigenous Knowledge ..	12
4.2	Intervenors comment on NGTL’s updated Consultation Logs and Project-related Issues Summaries.....	13
4.3	Intervenors file written evidence .....	13
4.4	Parties submit Information Requests to Intervenors .....	13
4.5	Intervenors respond to Information Requests .....	13
4.6	NGTL files reply evidence.....	13
4.7	The oral portion of the hearing begins .....	14
4.8	The Close of the record and the Panel makes its recommendation and decisions	14

<b>5</b>	<b>Procedures .....</b>	<b>14</b>
5.1	How do I prepare documents? .....	15
5.2	How do I file documents with the Board? .....	15
5.2.1	What if I can't file my documents through the Participation Portal or e-file? .....	17
5.2.2	Filing documents during the oral portion of the hearing .....	17
5.2.3	Who can help me with filing my documents? .....	17
5.3	How do I serve documents on others? .....	17
5.4	Notice of Motion - What if I cannot meet a deadline? .....	18
5.5	Notice of Motion - How do I raise a question of procedure or substance that requires a Panel decision?.....	18
5.6	Will you keep my evidence confidential?.....	19
5.7	Where can I go for more detailed information about the hearing procedures? .....	19
<b>6</b>	<b>Contact Information .....</b>	<b>19</b>
6.1	Our contact information for filing documents .....	19
6.2	NEB Website .....	19
6.3	Process Advisor .....	19
6.4	Regulatory Officer .....	20
6.5	Publications and Transcripts .....	20
6.5.1	Transcripts.....	20
6.6	Our library.....	20

**List of Appendices**

Appendix I – Explanation of Frequently Used Terms .....	22
Appendix II – List of Issues.....	27
Appendix III – Factors and Scope of the Factors for the Environmental Assessment (EA)* .....	28
Appendix IV – How can I find documents on the Board's website?.....	31
Appendix V – Role of the Process Advisor .....	32
Appendix VI – Timetable of Hearing Steps .....	33

# 1 This Hearing

## 1.1 An overview<sup>1</sup>

The National Energy Board (NEB or the Board) has a responsibility to regulate the construction and operation of certain interprovincial and international pipelines and power lines. A three member Panel has been assigned to act for the Board to assess the Application filed by NGTL and to make the recommendation and decisions on whether the 2021 System Expansion Project (Project) should proceed or not and under what conditions.

NGTL has applied to the Board for permission to build and operate pipeline segments in Alberta that will be part of the existing NGTL System. The Project includes:

- construction of approximately 344 km of nominal pipe size (NPS) 48 natural gas pipeline loops in eight sections;
- three compressor station unit additions and related components;
- associated facilities, including valve sites, launchers and receivers; and
- construction related temporary infrastructure such as access roads, borrow pits/dugouts and stockpile sites.

The Panel determined that the Application filed by NGTL was sufficiently complete in its Letter of Determination dated 3 December 2018 (A96321) and that a public hearing will be held to consider whether to recommend approval of this Project. There are various ways we gather and test evidence during this hearing. During the hearing we will receive written evidence which can be found on the NEB website. The hearing will also include an oral portion. The Panel will review and consider all of the evidence on the record before we make our recommendation and decisions. The Panel relies only on the evidence on the record.

After the record is closed, the Panel will release a Report setting out the recommendations to the Governor in Council. The Report will also set out the Panel's decisions in relation to those components of the Project for which the Board is the sole decision-maker. The Report will take into account whether the Project is required for the present and future public interest, and will include any conditions the Panel determines are necessary.

The steps and deadlines in the public hearing, as outlined in this Hearing Order, are important in order to make sure the hearing is fair, transparent and efficient, and provides certainty to all participants.

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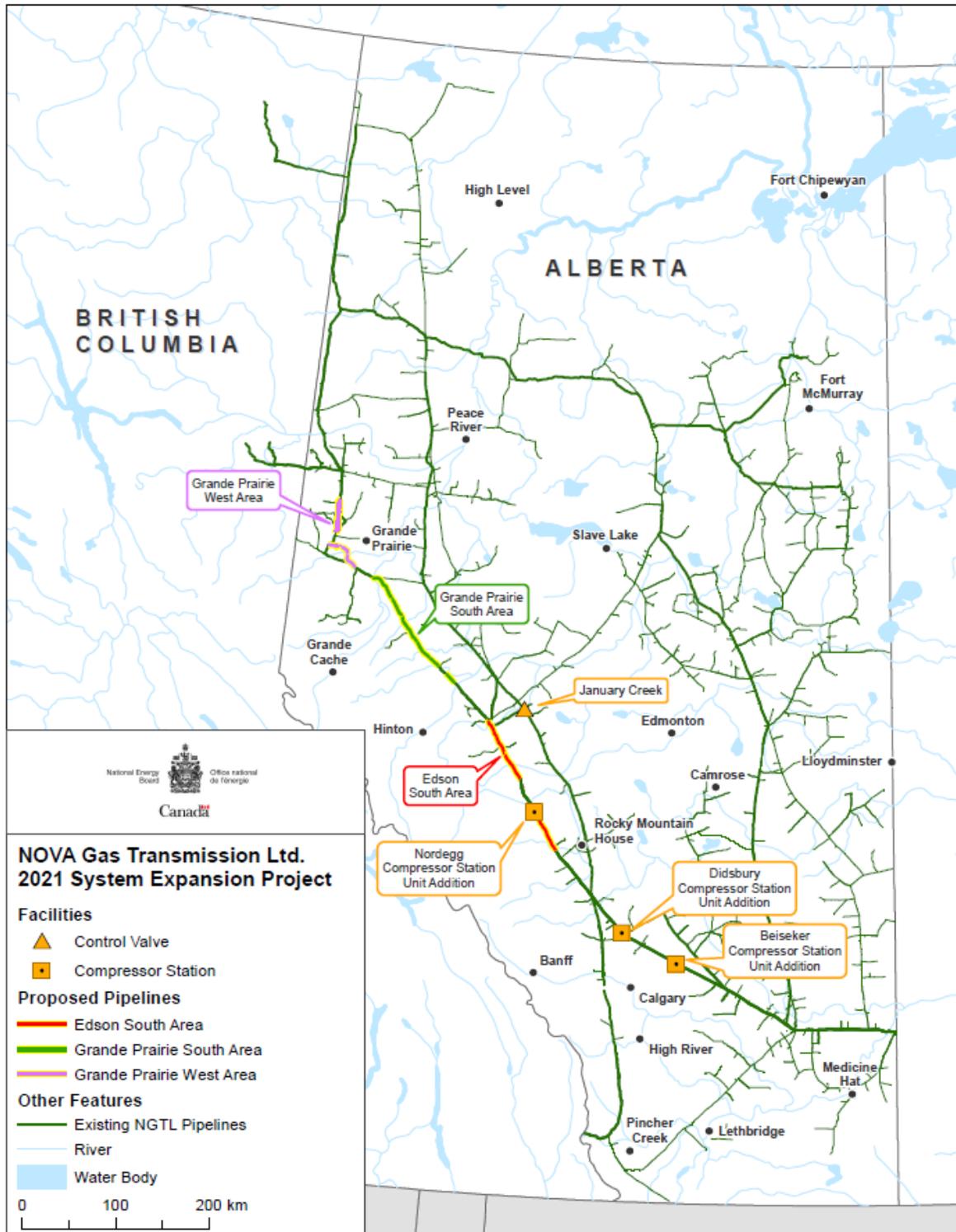
<sup>1</sup> An explanation of frequently used terms in this Hearing Order is provided in Appendix I.

## 1.2 What did NGTL apply for?

On 20 June 2018, NGTL filed its Application with the Board and applied for:

- A recommendation in the Board’s Report to the Minister, under section 52 of the NEB Act, that a Certificate of Public Convenience and Necessity be issued, authorizing NGTL to construct and operate the Project;
- An order under section 58 of the NEB Act, exempting NGTL from the requirements of subsections 31(c), 31(d) and section 33 of the NEB Act in relation to:
  - temporary infrastructure required for construction of the pipeline;
  - right-of-way preparation activities (including clearing, grading, and stripping) and commencing trenchless crossings in select areas along the proposed route (in aggregate not exceeding 40 km in length); and
  - three compressor station unit additions;
- An exemption from the requirements of paragraph 30(1)(b) and subsection 47(1) of the NEB Act to obtain Leave to Open from the Board before installing tie-ins to existing pipelines and facilities;
- An exemption from the 100% non-destructive examination requirement in section 17 of the NEB *Onshore Pipeline Regulations* (OPR) pursuant to subsections 48(2.1) and 48(2.2) of the NEB Act for certain low-pressure piping systems;
- An Order under Part IV of the NEB Act affirming that:
  - Prudently incurred costs required to provide service on the applied-for facilities will be included in the determination of the NGTL System revenue requirement; and
  - The tolls for services on the applied-for facilities will be calculated using the same methodology used to calculate tolls for services on the NGTL System, as determined through Board order from time to time; and
- Such further and other relief as NGTL might request or the Board might consider appropriate.

### 1.3 Where is this Project located?



## **1.4 Is this a Designated Project under the *Canadian Environmental Assessment Act, 2012* (CEAA 2012)?**

Yes. Since the Project includes more than 40 km of new pipeline, it is designated under the CEAA 2012 and *Regulations Designating Physical Activities*. As a result, it requires a CEAA 2012 environmental assessment for which the Board is the Responsible Authority.

On 5 July 2018 ([A92839](#)), the Board released the Factors and Scope of Factors for the Environmental Assessment pursuant to CEAA 2012, which was also posted on the Canadian Environmental Assessment Registry Internet Site (Reference No. 80153). The Factors and Scope of Factors for the Environmental Assessment are provided in Appendix III of this Hearing Order.

## **1.5 What is this document about?**

This document is a Hearing Order and explains:

- the options to participate in or observe the hearing;
- steps and deadlines;
- procedures;
- where you can get more information; and
- the issues the Panel will consider (Appendix II).

## **1.6 Where can I see NGTL's Application and get more information about the Project?**

If you have Internet access, you can find the Application on our website, under Applications & Filings, click on Major Applications and Projects and select **NOVA Gas Transmission Ltd. – 2021 NGTL System Expansion Project**<sup>2</sup>.

If you don't have Internet access, you can ask NGTL for a copy by contacting any of these people:

Mr. Jaron Dyble  
Regulatory Project Manager  
Regulatory Services  
NOVA Gas Transmission Ltd.  
450 – 1<sup>st</sup> Street SW  
Calgary, AB T2P 5H1  
Email [jaron\\_dyble@transcanada.com](mailto:jaron_dyble@transcanada.com)

Mr. Kevin Thrasher  
Senior Legal Counsel  
Law, Canadian Pipelines  
NOVA Gas Transmission Ltd.  
450 – 1<sup>st</sup> Street SW  
Calgary, AB T2P 5H1  
Email: [kevin\\_thrasher@transcanada.com](mailto:kevin_thrasher@transcanada.com)

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<sup>2</sup> <https://www.neb-one.gc.ca/pplctnflng/mjrpp/2021nvgsexpnsn/index-eng.html>

Mr. Shawn H.T. Denstedt, QC  
Osler, Hoskin & Harcourt LLP  
Suite 2500, TransCanada Tower  
450 – 1<sup>st</sup> Street SW  
Calgary, AB T2P 5H1  
Email [sdenstedt@osler.com](mailto:sdenstedt@osler.com)

Mr. Sander Duncanson  
Osler, Hoskin & Harcourt LLP  
Suite 2500, TransCanada Tower  
450 – 1<sup>st</sup> Street SW  
Calgary, AB T2P 5H1  
Email [sduncanson@osler.com](mailto:sduncanson@osler.com)

You can find all documents filed in the hearing on our website. The only exceptions are when a document is too large or the Panel has approved it as confidential information. Appendix IV shows how hearing documents are organized online and includes tips for using our website.

## **1.7 Where can I get help or more information?**

The NEB's Process Advisor can provide you with information on the process and how to participate in it. Section 6.3 tells you how to contact the Process Advisor. Appendix V explains the role of the Process Advisor.

Our website also has helpful publications about the hearing process and the energy industry in general. Section 6 has information about other sources of help, including NEB staff names and contact information.

## **2 Participation**

### **2.1 How can I stay informed of the hearing?**

Anyone may observe the hearing process. You can observe the hearing process by:

- reading information about this hearing on our website – see Appendix IV;
- reading the evidence that has been filed on the public registry;
- listening to live broadcasts of the oral hearing through our website;
- attending the oral hearing in person;
- reading the daily transcripts of the oral hearing; and
- signing up through the Project website to receive e-mail updates.

Section 6.2 tells you how to stay informed using our website. Section 6.5.1 explains how to get transcripts.

### **2.2 Can I participate in this hearing?**

Standing refers to the ability to participate. Level of participation refers to how someone can participate.

To have standing means that you are allowed to make representations to the Panel and that the Panel will consider this information before making its decision or recommendation on an

application. These representations could be either oral or in writing. Typically, participants with standing in a hearing are Commenters, Intervenors, and the company who made the application.

For this Project, on 5 July 2018 ([A92839](#)), the Panel issued a Notice of Public Hearing and Application to Participate (ATP), indicating that the online ATP form for the Project would be available to the public on the NEB website starting 16 July 2018. Those who wished to participate had until 17 August 2018 to apply using the online ATP form.

There were 51 ATPs filed with the Board during the time frame, and one late ATP filed after the deadline. After reviewing the ATP forms and the late ATP, on 20 September 2018 ([A94099](#)) the Panel issued its Ruling No. 1 on participation (or standing) and method (or level) of participation in this hearing. Two further late ATPs were filed with the Board, and were approved by the Board in Ruling #2, on 17 October 2018 ([A94900](#)).

Those who were granted standing to participate are identified on the List of Participants as being Appendix I “Intervenors” or Appendix II “Commenters” attached to Ruling No. 1 which has been updated to reflect the approval of the late Intervenors, and will be kept up to date throughout the proceeding.

If you are interested in participating in the hearing process, because the ATP deadline has now passed, you must request permission from the Panel. Please refer to sections 5.4 and 5.5 for further guidance.

## **2.3 What is a Commenter?**

If you were approved by the Panel to be a Commenter, you are allowed to file one letter of comment. Any comments you may have filed with the Board in response to the Panel’s letter of 20 September 2018 on various matters, do not count as this one letter of comment.

As a Commenter, you do not have the right to file evidence, ask questions about the evidence on the record or present argument. Also, Commenters will not be notified of, nor receive documents that are filed on the online public registry. You will need to monitor the public registry if you wish to remain aware of new filings on the record.

Your letter will be filed on the online public registry, will form part of the record, and the Panel will read and consider it. Any additional letters, filings or other submissions will not be included on the record, or be considered.

### **2.3.1 What do I write in a letter of comment?**

As a Commenter, you may tell us your views on the Project in a written letter of comment. Your letter of comment should include:

- your name, mailing address, and phone number;
- the name of your organization, if you represent one;
- hearing number **GH-003-2018** and file number **OF-Fac-Gas-N081-2018-03 02**;

- comments on how you will be impacted positively or negatively by the Project; and
- any information that explains or supports your comments.

There is no page limit to your letter, although clear and well-organized letters are encouraged.

### 2.3.2 How can I file a letter of comment?

Only those who have been approved as Commenters may file a letter of comment. Letters of comment must be filed with the Board and a copy served on NGTL by **4 pm Mountain Time on 30 May 2019**.

1. File your letter with the Board in one of these ways:
  - online using e-file, under the “Submit Applications and Regulatory Documents” link on our website, or
  - mail, fax or courier it to us. - see section 6.1.
2. You must also serve a copy of your letter to NGTL and its counsel at the same time at the following addresses:

Mr. Jaron Dyble  
 Regulatory Project Manager  
 Regulatory Services  
 NOVA Gas Transmission Ltd.  
 450 – 1<sup>st</sup> Street SW  
 Calgary, AB T2P 5H1  
 Email [jaron\\_dyble@transcanada.com](mailto:jaron_dyble@transcanada.com)

Mr. Kevin Thrasher  
 Senior Legal Counsel  
 Law, Canadian Pipelines  
 NOVA Gas Transmission Ltd.  
 450 – 1<sup>st</sup> Street SW  
 Calgary, AB T2P 5H1  
 Email: [kevin\\_thrasher@transcanada.com](mailto:kevin_thrasher@transcanada.com)

Mr. Shawn H.T. Denstedt, QC  
 Osler, Hoskin & Harcourt LLP  
 Suite 2500, TransCanada Tower  
 450 – 1<sup>st</sup> Street SW  
 Calgary, AB T2P 5H1  
 Email [sdenstedt@osler.com](mailto:sdenstedt@osler.com)

Mr. Sander Duncanson  
 Osler, Hoskin & Harcourt LLP  
 Suite 2500, TransCanada Tower  
 450 – 1<sup>st</sup> Street SW  
 Calgary, AB T2P 5H1  
 Email [sduncanson@osler.com](mailto:sduncanson@osler.com)

For information on how to serve documents, see section 5.2.

### 2.4 What is an Intervenor?

Being an Intervenor is the most involved way to participate. It requires a commitment of time and may involve some costs to prepare your evidence and send documents to Participants. It allows you, among other things, to:

- file written evidence;
- ask questions in writing and orally about others’ evidence;

- file and respond to motions; and
- make a final argument.

If you give evidence, you must:

- in writing, answer any written questions (known as information requests) about your evidence, and
- attend the oral hearing if anyone, including the Panel, plans to ask oral questions about your evidence.

Intervenors will be notified of, or receive all documents that are on the public registry. This includes the Application, evidence, notices of motion and all related materials. You can find the public registry on our website at <https://apps.neb-one.gc.ca/REGDOCS/Item/View/3575553>. For more information on how to find documents on our website, see Appendix IV.

## **2.5 Can I withdraw?**

If you are approved to be a Participant, you may withdraw at any time in the hearing process by telling us in writing and filing that letter on the public registry (though e-filing, mail, fax or hand delivery).

As an Intervenor, unless you formally withdraw, you will continue to regularly receive email notifications and/or hard copies of documents.

## **3 Steps in the Hearing – Steps which have passed, lead up to and include the Conference, and two specific matters after the Conference**

This section describes the steps in the hearing process in chronological order. Appendix VI shows the timetable of hearing steps which sets out specific steps and deadlines.

The Panel reminds Parties that Appendix VI is divided into two sections. The first section is in relation to steps that have already passed, lead up to and include the Conference, and thereafter the filing of Information Requests by Intervenors and the response by NGTL. For efficiency purposes, those dates are set and will not be modified.

The second section of Appendix VI sets out the remaining steps after the Conference in the hearing process with exact dates. These steps are further described in section 4 in this Hearing Order. These exact dates are to provide assistance for planning proposes for the Panel and all Parties. The Panel received comments on the potential timetable (see section 3.3) and, as noted in the cover letter for this Hearing Order, has made modifications.

The dates shown within the second section **may or may not be modified** as a result of the final Conference Summary Report (see section 3.7). So, **Parties are reminded that they should be guided by the dates as presently set out in Appendix VI.**

### **3.1 The Panel released a Notice of Hearing and accepted Applications to Participate and issued Rulings No. 1 and No. 2**

As explained in section 2.2, the Panel issued a Notice of Public Hearing and Application to Participate (ATP) on 5 July 2018, and released its Ruling #1 on 20 September 2018 ([A94099](#)), establishing the List of Participants. The List of Participants includes Appendix I “Intervenors” and Appendix II “Commenters” and is attached to Ruling No. 1. This list has been updated to reflect the approval of the late Intervenors, as set out in Ruling #2 (on 17 October 2018 ([A94900](#))) and will be kept up to date throughout the proceeding.

### **3.2 NGTL served the Application**

Immediately after the Panel released the List of Participants, NGTL was directed to serve a copy of its Application and all related documents on each Participant who had not already received a copy.

### **3.3 The Panel requested comments**

On 20 September 2018, the Panel requested comments from all Participants to GH-003-2018 pertaining to the Preliminary List of Issues, the Factors and Scope of Factors for the environmental assessment, and the proposed steps in the hearing process ([A94100](#)). Comments from Participants were received up to and including 18 October 2018, and NGTL filed its reply to the comments on 25 October 2018.

The Panel has responded to these comments in separate letters. Comments regarding the Preliminary List of Issues and the Factors and Scope of Factors for the environmental assessment are addressed in the Panel’s Letter of Determination dated 4 December 2018 (A96320) which also made a determination of Application completeness. The Panel has addressed the comments regarding the hearing process within the cover letter for this Hearing Order, and made modifications as noted within that letter and within the Hearing Order including the Appendix VI Timetable of Hearing Steps.

### **3.4 The Panel determined the Application is complete and a time limit is set**

On 3 December 2018, the Panel determined that this Application was complete and the assessment could begin. The Chair of the NEB has specified that the time limit for the Panel to submit its Report on the Project is 15 months. Therefore, the Panel will issue the Report no later than 3 March 2020. The time limit represents the maximum time for the Panel to complete its assessment, subject to any adjustments permitted under the NEB Act.

### **3.5 The Panel released a Hearing Order including the List of Issues**

The issues that the Panel will consider in this hearing are limited to those on the List of Issues. These issues were released in preliminary form on 5 July 2018 with the Notice of Hearing and

Application to Participate in order to help interested persons complete their ATPs. The Board then sought comments on the List of Issues and, having considered the comments filed, then released a Letter of Determination in relation to those comments on 3 December 2018. The List of Issues as determined by the Panel is set out in Appendix II.

### **3.6 NGTL files Additional Evidence and Updated Consultation Logs and Project-related Issues Summaries**

By **4 pm Mountain Time on 18 December 2018**, NGTL must file with the Board any additional written evidence to supplement its Application, and it must also serve a copy on all Intervenors.

In response to the comments received from Participants (discussed in the cover letter and in section 3.3), the Panel is adding a requirement for NGTL to update, file and serve its Consultation Logs, and its Project-related Issues Summaries that were provided as Annex A of the Traditional Knowledge Report (filed 26 September 2018 – [A94156-11](#)), in conjunction with any additional written evidence.

NGTL must detail the on-going consultation which has occurred with all of the potentially affected communities of Indigenous peoples and landowners since the Application was filed. The Panel is also adding a time frame in which Parties (including Indigenous Intervenors) can comment on these Consultation Logs and Issues Summaries (see section 4.2).

NGTL's Update must include:

- an updated summary on consultations with communities of Indigenous peoples since its supplemental filing received 25 September 2018;
- a summary of any concerns raised;
- a description of how NGTL has addressed or will continue to address any concerns raised, to the extent possible, or an explanation as to why no further action is required to address the concerns; and
- a description of how NGTL plans to engage potentially affected Indigenous peoples throughout the regulatory process, as well as the construction and operational phases of the Project.

### **3.7 Conference**

As set out in the cover letter, the Panel has scheduled a one-day Conference so that Parties may come together to discuss how Indigenous Intervenors can meaningfully participate in the hearing process. The Conference is not an opportunity for gathering or providing evidence. All comments will be filed using the Participation Portal and will be held in a separate folder within the Project folder on the public Registry. The Panel will not review the material submitted.

The dates associated with the Conference are contained in Appendix VI – Timetable of Hearing Steps, and are as follows:

- Parties must register for the Conference by filing with the Board their notice of participation in the Conference, as well as any written comments they may want to make in relation to the discussion questions and topics as set out in Appendix II of the cover letter, by **4 pm Mountain Time on 10 January 2019**;
- NEB staff will release an initial Conference Summary Report which will be compiled based upon the filed comments, and will be distributed **on 18 January 2019** to all Parties; this Report will guide the discussion at the Conference;
- The Conference will be held in the NEB’s Hearing Room, in Calgary, **on 24 January 2019 starting at 9 am Mountain Time, and will conclude by 4:30 pm**;
- NEB staff will release an updated version of the Conference Summary Report **on 31 January 2019**, for feedback from those who participated in the Conference. Comments from Parties who participated must be filed with the Board **by 4 pm Mountain Time on 7 February 2019**.
- NEB staff will then prepare the Final Conference Summary Report which will be filed on the public record **on 14 February 2019**, and distributed to all Conference participants. The Panel will consider the Final Conference Summary Report and determine whether any modifications to the hearing timetable as set out in Appendix VI of this Hearing Order are necessary. Any modifications will be set out in a Procedural Update.

**Parties are reminded that the dates shown in the second section of Appendix V may or may not be modified as a result of the final Conference Summary Report, and therefore Parties should be guided by the dates as presently set out in Appendix VI.**

### **3.8 Intervenor file Information Requests to NGTL**

All Intervenors may ask questions of NGTL. Their questions are to be in writing and are called “Information Requests”. Every Information Request must be relevant to one or more of the List of Issues identified in Appendix II.

To submit Information Requests to NGTL, an Intervenor must, by **4 pm Mountain Time on 21 February 2019**:

- file all Information Requests with the Board;
- serve them on NGTL and its counsel; and
- serve them on all other Intervenors.

### **3.9 NGTL responds to Information Requests**

By **4 pm Mountain Time on 7 March 2019**, NGTL must:

- file with the Board its responses to all Information Requests issued; and
- serve a copy on all Intervenors.

## **4 Steps in the Hearing – Steps which will occur after the Conference**

The steps outlined in this section are those which will occur after the Conference and are set out in the second section of Appendix VI. These steps may or may not be modified by the Panel as a result of its consideration of the Final Conference Summary Report. Should modifications be made such will be set out and issued in a Procedural Update. **The Panel reminds Parties that they should be guided by the dates as presently set out in Appendix VI**, and the steps and dates described below.

### **4.1 The Panel Invites Indigenous Intervenors to Share Oral Indigenous Knowledge**

The Board recognizes that communities of Indigenous peoples share their knowledge and lessons through an oral tradition from generation to generation. This knowledge and information is valuable for the Panel's consideration in assessing the Project. The Panel is extending an invitation to Indigenous Intervenors to share oral Indigenous knowledge, which may be in addition to, or instead of, filing written evidence.

Indigenous Intervenors are best placed to decide what information they want to tell the Panel in relation to their interests in the Project area. The Panel is charged with assessing NGTL's Application and determining whether to recommend that the Project be approved and if so, under what terms and conditions. In view of that, the Panel encourages Indigenous Intervenors to participate and share their oral Indigenous knowledge, especially with a focus on their specific rights and interests and the potential impact of the Project on those rights and interests.

The Panel will hold hearings for the sharing of oral Indigenous knowledge, in person, in two locations; in Grande Prairie, Alberta the **week of 29 April 2019**, and in Calgary, Alberta the **week of 6 May 2019**. The detailed schedule will be announced as soon as possible and no later than two weeks prior to the first day of the oral Indigenous knowledge hearings.

If you intend to share oral Indigenous knowledge, Indigenous Intervenors must, by **4 pm Mountain Time on 28 February 2019, file a letter and:**

- Confirm that you would like to share oral Indigenous knowledge;
- Confirm your preferred location;
- Provide the names of the individuals who will present the oral Indigenous knowledge; and
- Serve a copy of this information on NGTL and all other Intervenors.

Our Process Advisor will follow up to discuss any timing or date constraints with Indigenous Intervenors who intend to share oral Indigenous knowledge, as well as discuss any other community requirements (such as ceremonies or songs, break timing and other accommodation for Elders, etc.).

## **4.2 Intervenor comment on NGTL's updated Consultation Logs and Project-related Issues Summaries**

In order to facilitate the Panel's review of NGTL's consultation with Indigenous peoples and landowners, the Panel requests that Parties (including Indigenous Intervenors) file their comments regarding NGTL's consultation logs and Project-related issues summaries, prior to filing written evidence by Intervenors.

By **4 pm Mountain Time on 21 March 2019** Intervenors must:

- file their comments on NGTL's updated consultation logs with the Board; and
- serve a copy on NGTL and other Intervenors.

## **4.3 Intervenors file written evidence**

By **4 pm Mountain Time on 11 April 2019**, Intervenors who want to file evidence must:

- file written evidence with the Board; and
- serve a copy on NGTL and all other Intervenors.

The evidence must be relevant to one or more of the List of Issues identified in Appendix II.

## **4.4 Parties submit Information Requests to Intervenors**

NGTL and Intervenors may ask questions about the evidence filed by other Intervenors. To do this, they must, by **4 pm Mountain Time on 16 May 2019**:

- file the Information Requests with the Board;
- serve them on the relevant Intervenors; and
- serve a copy on NGTL, and all other Intervenors.

The Information Requests must be relevant to one or more of the List of Issues identified in Appendix II.

## **4.5 Intervenors respond to Information Requests**

By **4 pm Mountain Time on 30 May 2019**, Intervenors must:

- file a copy with the Board of their responses to the Information Requests; and
- serve a copy of those responses on NGTL and all other Intervenors.

## **4.6 NGTL files reply evidence**

By **4 pm Mountain Time on 6 June 2019**, NGTL may file any reply evidence with the Board and, serve a copy on all Intervenors.

## **4.7 The oral portion of the hearing begins**

The purpose of the oral portion hearing is for Parties to test the evidence through oral questions, also called cross-examination, and to provide a final argument.

In the Panel's request for comments (issued 20 September 2018), the following question was asked:

8. Should there be oral cross-examination, the Board is considering dividing up cross-examination by issue and holding cross-examination on certain issues in one location, and cross-examination on other issues in another location. For example, cross-examination on Issues 1 to 4, and 12 would be held in Calgary, and cross-examination on Issues 5 to 11, and 12 would be held at another location such as Grande Prairie or Edson.
  - a) Please provide your comments on this proposed scheme for oral cross-examination.
  - b) If oral cross-examination were to take place, how much time do you anticipate you would require for each issue? *(Please note: Parties will not be held to these estimates; this question is for planning purposes only)*

The Panel received requests for oral cross-examination in the comments received regarding the hearing process, and has decided to divide the oral cross-examination by Issue and by location, as described in the Timetable for Hearing Steps, Appendix VI. The Panel also received a request to offer oral argument, after the written argument has been filed. Further details regarding the oral portion of the hearing, being cross-examination and final argument, will be released in a Procedural Update, following consideration of the Final Conference Summary Report (see section 3.7)

For information about the oral hearings, see our "Hearing Process Handbook", available on our website ([www.neb-one.gc.ca](http://www.neb-one.gc.ca)) under the Participation & Lands tab. In the event of a discrepancy between the Hearing Process Handbook and this Hearing Order, this Hearing Order prevails.

## **4.8 The Close of the record and the Panel makes its recommendation and decisions**

After final argument is concluded, the record is closed, meaning no further new evidence or submissions are accepted by the Panel. The Panel then considers all relevant evidence on the record, the oral Indigenous knowledge, the cross-examination, and final arguments, before making its recommendation and decisions.

## **5 Procedures**

This section describes how to prepare and file documents, how to serve documents that you file, who can assist, and what to do if you miss a deadline or want to bring a motion.

## 5.1 How do I prepare documents?

Every document you file with the Board or serve on NGTL or Intervenors must refer to Hearing Order **GH-003-2018** and File No. **OF-Fac-Gas-N081-2018-03 02**.

Address the document(s) to the proper Participant. For example, anything to be filed with the Board should be addressed to the Secretary of the Board. Documents specifically for others should be addressed to them using the list of Participants as a guide.

Number the pages of your document consecutively, including blank pages, so the electronic page numbers match the page numbers that show on your document. Also, please use the latest version of Adobe Acrobat, and file documents which are open for use and not password protected.

Except for online forms, sign any document you file with the Board.

If you refer to information on a website in the document you are filing:

- include PDF copies of the exact information that you want the Board to consider. You cannot simply state “see article ‘X’ found at this website link”;
- insert a direct link or a reference to the website;
- make sure the reader does not require a password or subscription to access the website; and
- file a hard copy with the Board of all the information from the website that you are including in your evidence.

## 5.2 How do I file documents with the Board?

All documents filed with the Board become part of the public registry except those determined by the Panel to be confidential (see section 5.6). We require you to file your documents through the NEB Participation Portal using your online [NEB Account](#) or by using e-file.

### File Documents using Participation Portal

To file your documents using your online NEB Account, you must follow these steps:

- Prepare your documents as explained in section 5.1;
- Sign into your [NEB Account](#) using your GCKey user ID and password, which you created when you applied to participate;
- You should see the Welcome Portal page, click “continue”;
- You will see a list of the hearings you can participate in. Locate “NOVA Gas Transmission Ltd. – 2021 NGTL System Expansion Project”, click on “Submit Documents Electronically” and follow the instructions; and
- Under Step 8 - “Service Options and Submission of Complete Form”, you may choose to have the Participation Portal send an Automated Service Notification on your behalf by

email to all Intervenors who have provided a valid email address. To make use of this service, click on “Yes, I want to use the Participation Portal’s Automated Service Notification option for all Participants who have provided an email address.”

Note: The Board will accept this Automated Service Notification as equivalent to the service required under section 8 of the *National Energy Board Rules of Practice and Procedure, 1995* (the Rules)<sup>3</sup>. The Rules can be found on our website, see Appendix IV.

If you do not wish to use the Automated Service Notification option, you are required to serve all Participants yourself using any of the methods set out in section 8 of the Rules (i.e., email, facsimile, courier, regular mail or hand delivery).

**The Participation Portal cannot serve Participants who have not provided an email address; it is your responsibility to serve a hard copy of your submission on any Participant who has not provided an email address.**

- Once you have completed your filing through the Participation Portal, you will receive two emails:
  - your “filing receipt” where you need to verify your attachments; and
  - important instructions including the contact information of the Participants who have not provided an email address and for whom you must serve a hard copy of your filing.

### **File Documents using e-file**

To e-file documents, you must follow these steps:

1. Prepare the document as explained in section 5.1.
2. Go to our website, [www.neb-one.gc.ca](http://www.neb-one.gc.ca). Under “Applications & Filings”, click on “Submit Applications and Regulatory Documents” and follow the instructions. Refer to the [Filers Guide to Electronic Submission](#) on our website for more information. You will receive an email containing a “filing receipt”. Print the submission receipt and sign it.
3. Send one hard copy of the e-filed document(s) and one hard copy of the signed filing receipt to us by mail, hand delivery or courier. See section 6.1 for our contact information.

Please note that you cannot e-file or submit documents by way of e-mail. For more information see Appendix IV.

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<sup>3</sup> National Energy Board Rules of Practice and Procedure, 1995 (SOR/95-208)  
<https://laws-lois.justice.gc.ca/eng/regulations/SOR-95-208/index.html>

### **5.2.1 What if I can't file my documents through the Participation Portal or e-file?**

If you cannot file your documents through the Participation Portal or e-file your documents, you may file documents in person, or by mail, fax or courier.

Prepare the document as explained in section 5.1.

Hand deliver, mail, fax, or courier one copy of each document to the Board. See section 6.1 for our contact information.

### **5.2.2 Filing documents during the oral portion of the hearing**

If you wish to file a document after the oral portion of the hearing has started, you must file a notice of motion with the Board as discussed in 4.4. If the Board grants the motion to accept the late document onto the public registry you must:

- Follow the instructions above for filing documents;
- Give six hard copies of your new document(s) to the Regulatory Officer; and
- Make enough hard copies available to those in the hearing room who may need it. This could include NGTL, a witness panel or other Intervenors who may be attending.

### **5.2.3 Who can help me with filing my documents?**

Contact the Regulatory Officer (see section 6.4).

## **5.3 How do I serve documents on others?**

When you are required to serve documents, you must send one copy to NGTL and its counsel, and to each Intervenor set out on Appendix I "List of Parties" attached to Ruling No. 1. The method of service for each Intervenor will be indicated on the List of Parties.

NGTL and Intervenors who can access documents on the NEB website must be notified by email when a document has been filed. To do this, create a list of email addresses from the List of Parties and send an email to this list indicating that the filing is available on the Board's website.

If the List of Parties indicates an Intervenor is unable to access electronic documents, you must provide that party with a hard copy.

If your document cannot be scanned, for example, if it is too large, you must mail, fax, courier or deliver by hand one copy to the Board and to NGTL and all Intervenors. Board staff will put an electronic placeholder on the NEB website. A placeholder indicates a document has been filed in hard copy (and is available in the NEB library) but cannot be viewed or searched online.

You can contact our Regulatory Officer for assistance with e-filing your documents. For questions about serving documents, see section 6.4.

## **5.4 Notice of Motion - What if I cannot meet a deadline?**

Our deadlines are set to provide fairness, efficiency and certainty to all participants. We encourage participants to e-file documents, or to use fax or courier so others receive documents before the filing deadlines.

When you must file documents by a certain deadline, the intended recipient must receive the documents **by 4 pm, Mountain Time**, on the date of the deadline.

Late filings will not be accepted, except with permission of the Panel. If you cannot meet a deadline, you file a written document, a “notice of motion”, with the Board that requests an extension. Your notice of motion must include the following factors to be considered by the Panel:

- the reason why you cannot meet the deadline;
- whether your submission is likely to assist the Panel;
- whether others have made, or could have made, similar submissions;
- whether other Participants could be disadvantaged as a result of the late submission; and
- any other relevant considerations.

## **5.5 Notice of Motion - How do I raise a question of procedure or substance that requires a Panel decision?**

If you want to ask the Panel to do something, such as asking the Panel to consider a change to the process, you must file a notice of motion with the Board. The Notice of Motion must include:

- a concise statement of the facts;
- the grounds for the request;
- the decision or relief requested, and;
- any information which supports the request.

The Notice of Motion must:

- be in writing;
- be signed by the person making the motion or an authorized representative;
- be divided into consecutively numbered paragraphs;
- be filed with the Board, and served on NGTL and Intervenors; and
- be filed separately from any other correspondence.

If you are relying on case law or other authorities to support your position, you must file a book of authorities and highlight the specific passages you are relying on. You must file a copy with the Board and send a copy to NGTL and all Intervenors.

For further information on motions, see section 35 of the Rules (see Appendix III for how to find the Rules on our website).

**NOTE:** With any Notice of Motion, whether it be in relation to a matter noted in section 5.4 or section 5.5, it is incumbent on the Party who files a notice of motion to do so in a timely manner or file shortly after the matter for which a motion is required arises.

## **5.6 Will you keep my evidence confidential?**

All evidence that is filed for this hearing will be on the public registry unless you file a Notice of Motion to keep your evidence confidential under sections 16.1 or 16.2 of the NEB Act and the Panel approves your request for confidentiality.

## **5.7 Where can I go for more detailed information about the hearing procedures?**

The Rules provide detailed information about the hearing process; however, in the event of a discrepancy between the Rules and this Hearing Order, this Hearing Order prevails. You may also contact the Process Advisor (see section 6.3).

# **6 Contact Information**

## **6.1 Our contact information for filing documents**

Secretary of the Board  
National Energy Board  
Suite 210, 517 Tenth Avenue SW  
Calgary, AB T2R 0A8

Phone 403-292-4800  
Toll-free phone 1-800-899-1265  
Fax 403-292-5503  
Toll free fax 1-877-288-8803

## **6.2 NEB Website**

We post the most current information about the hearing on our website. Go to [www.neb-one.gc.ca](http://www.neb-one.gc.ca) and select Applications and Filings, then Major Applications and Projects, then NGTL 2021 System Expansion Project. See Appendix IV for information on our website.

## **6.3 Process Advisor**

Our Process Advisor can assist you to understand the hearing process and how you participate in it. Appendix V provides some information on what the Process Advisor can do to assist. You can contact the Process Advisor at:

NGTLExpansion@neb-one.gc.ca  
Toll-free phone 1-800-899-1265 or Toll-free fax 1-877-288-8803

## 6.4 Regulatory Officer

If you need help with filing documents, evidence or exhibits during the hearing, please contact the Regulatory Officer at:

Carrie Randall  
Carrie.Randall@neb-one.gc.ca  
Phone 403-613-4539  
Toll-free phone 1-800-899-1265  
Fax 403-292-5503  
Toll free fax 1-877-288-8803

## 6.5 Publications and Transcripts

For our publications, many are available on our website ([www.neb-one.gc.ca](http://www.neb-one.gc.ca)). Or you may also contact our library:

publications@neb-one.gc.ca  
Phone 403-292-3562 or 1-800-899-1265 (toll free)  
Second Floor, 517 Tenth Avenue SW  
Calgary, AB T2R 0A8

### 6.5.1 Transcripts

The oral portion of the hearing will be recorded and transcribed daily. Transcripts will be available through the Board's Internet site at [www.neb-one.gc.ca](http://www.neb-one.gc.ca). Select Application and Filings, and click on "View Regulatory Documents". Then select "Active Hearings" and scroll to "NOVA Gas Transmission Ltd. – NGTL 2021 System Expansion Project – (GH-003-2018)".

You can also order transcripts directly from International Reporting Inc. either at the hearing, by e-mailing [bprouse@irri.net](mailto:bprouse@irri.net) or by calling 613-748-6043. All charges related to additional copies of the transcripts will be charged directly to those persons requesting them.

## 6.6 Our library

You can view a copy of the Application in our library. The library is also an excellent source of information about energy issues. You can reach the library at:

[library@neb-one.gc.ca](mailto:library@neb-one.gc.ca)  
403-299-3561 or 1-800-899-1265 (toll free)  
Second Floor, 517 Tenth Avenue SW  
Calgary, AB T2R 0A8

NATIONAL ENERGY BOARD

*Original signed by L. George*

for  
Sheri Young  
Secretary of the Board

Attachments: Appendices I - VI

## **Appendix I – Explanation of Frequently Used Terms**

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The following are some terms used throughout this document and the hearing process. They are not legal definitions.

Applicant, NOVA Gas Transmission Ltd., or NGTL      The company which has filed the application for the Project.

Application      Application dated 20 June 2018 for approval of the 2021 System Expansion Project.

Board or NEB      National Energy Board

CEAA 2012      *Canadian Environmental Assessment Act, 2012* (S.C. 2012, c. 19, s. 52)

Certificate      Certificate of Public Convenience and Necessity granted under section 52 of the *National Energy Board Act*.

Commenter      A person who is directly affected, and/or has relevant information or has expertise regarding the Project and who has been approved by the Board to provide a letter of comment. - see section 2.3

Designated Project      A project designated under the *Canadian Environmental Assessment Act, 2012* as requiring a federal environmental assessment under that Act [CEAA 2012, subsection 2(1)].

e-file      Filing documents electronically with the Board. – see section 5.2

evidence      Reports, statements, photographs, and other material or information that Parties file as part of the record. Evidence is used to support their position on the Application.

file	A formal way of submitting documents to the Board. - see section 5.2
final argument	The position of NGTL and Intervenors, on the recommendations and decisions the Board should make and the reasons why the evidence supports these recommendations and decisions. This may be done orally at the hearing or in writing, as directed by the Board.
Governor in Council	The Governor General acting on the advice of the Federal Cabinet.
hearing or public hearing	A public process the Board uses to gather and test evidence so the Board can make fair and transparent recommendations and decisions. The hearing includes a written portion and may include an oral portion.
Indigenous	Indigenous has the meaning assigned by the definition of Aboriginal peoples of Canada in subsection 35(2) of the <i>Constitution Act, 1982</i> :  (2) In this Act, "aboriginal peoples of Canada" includes the Indian, Inuit and Métis peoples of Canada
Information Request or IR	A written question about NGTL's or an Intervenor's evidence.
Intervenor	A person who is directly affected and/or has relevant information or has expertise regarding the Project and who has been approved by the Board to participate in this hearing as an Intervenor. Being an Intervenor is the fullest way to participate in the hearing process. – see section 2.4.
List of Issues	The list of issues that the Board will consider in this hearing. - see Appendix II.
NEB Act	The <i>National Energy Board Act</i> , (R.S.C., 1985, c. N-7)

NGTL	NOVA Gas Transmission Ltd.
NGTL System	NGTL’s natural gas pipeline system comprised of approximately 25,000 km of pipeline, associated compression, and other facilities located in Alberta and British Columbia; subject to federal jurisdiction and regulation by the Board.
Notice of Motion	A document used to raise a question of process or substance, or to ask the Board to do something. The Board makes a decision about any motions it receives by way of a Notice of Motion. – see sections 5.4 and 5.5
OPR	<i>National Energy Board Onshore Pipeline Regulations (SOR/99-294)</i>
oral portion of the hearing	The in-person portion of the hearing. - see section 4.7
Order	A Board order made under the NEB Act. See section 1.2 for those requested by NGTL for the 2021 System Expansion Project.
Participant	A person who has applied to participate in the hearing and whose application to participate has been approved by the Board. The term Participants includes NGTL, Intervenors, and Commenters
Participation Portal	An online system where participants can file ATP, view status and submit documents with the Board. – see section 5.2.
Process Advisor	Board staff who assist the public, Indigenous peoples and Participants to understand the process and how to participate in the hearing. - see section 6.3 and Appendix V

Project	NGTL's proposed project - see sections 1.1-1.4
public registry	An online document repository for the evidence filed in the hearing. It is the record that is available to the public. In most cases the public registry and the record include the same information. However, in exceptional circumstances, the Board may decide that certain information can be filed confidentially. That information is part of the record, but not available on the public registry.
record	The record includes all relevant evidence and submissions filed in writing or given orally in the proceeding, including documents such as the Application, the Hearing Order, Rulings, and procedural updates (if any).
Regulatory Officer	Board staff who assist Participants, manage documentation before, during and after the hearing, perform court clerk duties at the hearing, and manage the post hearing process. - see section 6.4
reply evidence	Additional information NGTL may file in reply to evidence filed by other Participants.
Report	A report prepared by the Board to the Governor in Council that includes the Board's recommendations and decisions as to whether the Certificate and requested Orders should be granted for the Project and the reasons for the recommendations and decisions.
serve	To officially provide a document to the applicable Participant, such as NGTL or Intervenors. Notice that the document is available on the public registry is usually provided electronically (by e-mail) but the document may need to be provided to NGTL or Intervenors by mail or fax. - see section 5.3

the Rules

The *National Energy Board Rules of Practice and Procedures, 1995* provide guidance on the Board's procedures. The Rules can be accessed on the Board's website.

## Appendix II – List of Issues

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The Board has identified the following issues for consideration in the hearing with respect to the construction and operation of the proposed 2021 System Expansion Project (Project). The Board expects that the Applicant will undertake consultation in relation to any of the Issues where there are potential impacts or where concerns have been raised by Parties.

1. The need for the Project.
2. The economic feasibility of the Project.
3. The potential commercial impacts of the Project, including potential economic impacts on Indigenous<sup>4</sup> peoples.
4. The appropriateness of the toll and tariff methodology of the Project.
5. The potential environmental and socio-economic effects of the Project, including any cumulative environmental effects that are likely to result from the Project as set out in the NEB's Filing Manual, as well as those to be considered under the *Canadian Environmental Assessment Act, 2012* (see Appendix III).
6. The appropriateness of the general route and land requirements for the Project.
7. Potential impacts of the Project on the interests of Indigenous peoples, including potential impacts on Indigenous and Treaty rights.
8. Potential impacts of the Project on owners and users of lands.
9. The suitability of the design of the Project.
10. Contingency planning for leaks, accidents or malfunctions, during construction and operation of the Project.
11. Safety and security during construction and operation of the Project, including emergency response planning and third-party damage prevention.
12. The terms and conditions to be included in any recommendation or approval the Board may issue for the Project.

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<sup>4</sup> "Indigenous" has the meaning assigned by the definition of Aboriginal peoples of Canada in subsection 35(2) of the *Constitution Act, 1982*:

(2) In this Act, "aboriginal peoples of Canada" includes the Indian, Inuit and Métis peoples of Canada.

# Appendix III – Factors and Scope of the Factors for the Environmental Assessment (EA)\*

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\*pursuant to the *Canadian Environmental Assessment Act, 2012* (CEAA 2012)

## 1.0 INTRODUCTION

On 20 June 2018, NOVA Gas Transmission Ltd. (NGTL) filed an [Application](#) with the National Energy Board (NEB) proposing to construct and operate the 2021 System Expansion Project. As the Project would require more than 40 kilometres of new pipeline and would be regulated under the *National Energy Board Act* (NEB Act), it is therefore a designated project under the CEAA 2012 and requires a CEAA 2012 EA for which the NEB is the Responsible Authority.

For the purposes of the EA, the designated project includes the various components and physical activities described by NGTL in its Application. The Project also includes non-designated project components.

The following section provides a description of the factors to be taken into account in the EA for the Project and of the scope of those factors.

## 2.0 FACTORS AND SCOPE OF THE FACTORS

### 2.1 Factors to be considered

The EA for the Project will take into account the factors for a designated project as described in paragraphs 19(1)(a) through (h) of the CEAA 2012:

- (a) the environmental effects<sup>6</sup> of the designated project, including the environmental effects of malfunctions or accidents that may occur in connection with the designated project and any cumulative environmental effects that are likely to result from the designated project in combination with other physical activities that have been or will be carried out;
- (b) the significance of the effects referred to in paragraph (a);
- (c) comments from the public... or any interested party received in accordance with the CEAA 2012;
- (d) mitigation measures that are technically and economically feasible and that would mitigate any significant adverse environmental effects of the designated project;
- (e) the requirements of the follow-up program in respect of the designated project;
- (f) the purpose of the designated project;

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<sup>6</sup> Note [Section 5 of the CEAA 2012](#) further describes the environmental effects that are to be taken into account.

- (g) alternative means of carrying out the designated project that are technically and economically feasible and the environmental effects of any such alternative means; and
- (h) any change to the designated project that may be caused by the environment.”

In addition, subsection 19(3) adds that the EA may take into account “community knowledge and Aboriginal traditional knowledge.”

## 2.2 Scope of the Factors to be considered

The [National Energy Board Filing Manual](#) provides information about scoping. The EA will consider the potential effects of the Project within spatial and temporal boundaries within which the Project may potentially interact with and have an effect on components of the environment. These boundaries will vary with the issues and factors considered, and will include but not be limited to:

- construction, operation and maintenance, foreseeable changes, and site reclamation, as well as any other undertakings proposed by the proponent or that are likely to be carried out in relation to the physical works proposed by the proponent, including mitigation and habitat replacement measures;
- seasonal or other natural variations of a population or ecological component;
- any sensitive life cycle phases of species (e.g., wildlife, vegetation) in relation to the timing of Project activities;
- the time required for an effect to become evident;
- the area within which a population or ecological component functions; and
- the area affected by the Project.

Any works and activities associated with additional modifications or associated with the decommissioning or abandonment phase of the Project would be subject to a future application under the NEB Act and assessed in detail at that time. Therefore, at this time, any works or activities associated with these phases of the Project will be examined in a broad context only.

As indicated above, the EA will consider cumulative environmental effects that are likely to result from the Project in combination with effects from other physical activities that have been or will be carried out.

Subsection 2(1) of the CEAA 2012 provides definitions potentially relevant to the scope of the factors, including:

*environment* means the components of the Earth, and includes

- (a) land, water and air, including all layers of the atmosphere;
- (b) all organic and inorganic matter and living organisms; and
- (c) the interacting natural systems that include components referred to in paragraphs (a) and (b).

and,

*mitigation measures* means measures for the elimination, reduction or control of the adverse environmental effects of a designated project, and includes restitution for any damage to the environment caused by those effects through replacement, restoration, compensation or any other means.

## Appendix IV – How can I find documents on the Board’s website?

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### Website Navigation Tips:

1. You will find our website’s home page at: [www.neb-one.gc.ca](http://www.neb-one.gc.ca)
2. To find the Public Registry for the Application, go to the dark blue navigation bar at the top of our home page and under “Applications & Filings”, select “View Regulatory Documents”. Then click on “Active Hearings” and “NOVA Gas Transmission Ltd. – NGTL 2021 System Expansion Project – (GH-003-2018)”.

At times, recently filed documents may not be on the public registry as they are waiting to be filed. You will find these documents in the “Inbox”. The Inbox is located under the NOVA Gas Transmission Ltd. – NGTL 2021 System Expansion Project – (GH-003-2018) tab.

3. If you are an Intervenor and you use your NEB Account to submit documents, your Participation Portal will keep a record of these documents.
4. To learn about hearings in general, go to the left side of our home page, and click “Participate in a Hearing”.
5. For information on how to e-file documents, go to the left side of our home page, and click on “File Hearing Documents”, then click “Submit Applications and Regulatory Documents” and on the right-hand side of the screen click on “Filers Guide to Electronic Submission” under “Related Links”.
6. To find Acts and Regulations, under “About Us”, click on “Acts and Regulations” then select “List of Acts and Regulations” to find the *National Energy Board Act* and the *Canadian Environmental Assessment Act, 2012*.

To find *National Energy Board Rules of Practice and Procedure, 1995*, under “About Us”, click on “Acts and Regulations” then select “List of Acts and Regulations”. From the right hand column beside *National Energy Board Act* click “Regulations” then “*National Energy Board Rules of Practice and Procedure, 1995*”.

## Appendix V – Role of the Process Advisor

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The Board has assigned Process Advisors for this Project.

If you are thinking about participating in the Board’s hearing process for this Project, the Process Advisors can provide you with assistance.

### **Process Advisors can:**

1. Answer your questions about the Board’s hearing process;
2. Explain the different options of participation (Intervenor, letter of comment author) and what you can and cannot do in these roles;
3. Organize and run public information sessions and workshops;
4. Discuss how you can apply to participate in the process;
5. Provide samples and templates that can help answer your questions; and,
6. Explain your role in the hearing.

### **Process Advisors cannot:**

1. Make your case for you. That means, he or she cannot:
  - a. Interpret the evidence for you;
  - b. Tell you what information you should give to the Panel Members or file with the Board;
  - c. Tell you how to best present your information and evidence; or
  - d. Write your questions or evidence or final argument.
2. Talk to the Panel Members on your behalf.
3. Talk to NGTL on your behalf.

Please contact a Process Advisor at 1-800-899-1265 or [NGTLExpansion@neb-one.gc.ca](mailto:NGTLExpansion@neb-one.gc.ca) if you have questions about the hearing for this Project, or if you would like help participating in this hearing. Process Advisors will generally be available during business hours and respond to enquiries the following business day.

## Appendix VI – Timetable of Hearing Steps

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**Dates in relation to steps that have passed, lead up to and including the Conference, and two specific matters after the Conference**

<b>Steps</b>	<b>Reference (Letter or Hearing Order section)</b>	<b>Responsible Participant</b>	<b>Date or Deadline</b>
Provide comments on the Preliminary List of Issues	Letter dated 20 Sept 2018	Interested persons	18 October 2018
Provide comments on the Preliminary List of Issues	Letter dated 20 Sept 2018	NGTL	25 October 2018
Letter of Determination of Project Application completeness and time limit, and of Lists of Issues and of Factors and Scope of Factors for the Environmental Assessment	Letter dated 3 Dec 2018	Board	4 December 2018
Release Hearing Order GH-003-2018 with List of Issues and cover letter	3.5	Board	4 December 2018
File additional written evidence, updated Project-related Issues Summaries, and updated consultation logs	3.6	NGTL	18 December 2018
File Notice of participation in Conference and comments in relation to the questions and topics	3.7	Intervenors and NGTL	10 January 2019
Initial Conference Summary Report release	3.7	Board staff	18 January 2019

<b>Conference</b>	<b>3.7</b>	<b>Board staff, NGTL and Intervenors</b>	<b>24 January 2019</b>
Draft Conference Summary Report for comment	3.7	Board staff	31 January 2019
Comments on Conference Report	3.7	Intervenors	7 February
Final Conference Summary Report release	3.7	Board staff	14 February 2018
File Information Requests to NGTL	3.8	Intervenors	21 February 2019
Respond to the Intervenor Information Requests	3.9	NGTL	7 March 2019

### **Timetable for the remaining hearing steps**

*These may or may not be modified after the Conference. Parties are reminded to be guided by the dates as presently set out below*

<b>Steps</b>	<b>Hearing Order Reference</b>	<b>Responsible Participant</b>	<b>Date or Deadline</b>
Provide Notice of participation in sharing of oral Indigenous knowledge	4.1	Indigenous Intervenors	28 February 2019
Provide comments on updated consultation logs, and updated Project-related Issues Summaries	4.2	Intervenors	21 March 2019
File written evidence	4.3	Intervenors	11 April 2019

<b>Steps</b>	<b>Hearing Order Reference</b>	<b>Responsible Participant</b>	<b>Date or Deadline</b>
Sharing of oral Indigenous knowledge	4.1	Indigenous Intervenors	Week of 29 April 2019 in Grande Prairie (to include 4 May 2019 if required)  Week of 6 May 2019 in Calgary
File Information Requests to Intervenors	4.4	NGTL, other Intervenors	16 May 2019
Respond to Information Requests	4.5	Intervenors	30 May 2019
File Letters of Comment and serve on NGTL	2.3	Commenters	30 May 2019
File reply evidence	4.6	NGTL	6 June 2019
Oral cross-examination – <i>Issues 5-12</i>	4.7	NGTL, Intervenors	Week of 24 June 2019 in Grande Prairie (to include 29 June if required)
Oral cross-examination – <i>Issues 1-4, 12</i>	4.7	NGTL, Intervenors	Week of 15 July 2019 in Calgary
Final Argument	4.7	NGTL, Intervenors	Immediately following the close of the second session of oral cross-examination

Board Report	4.8	Board	15 months after the completeness determination by the Board
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