



March 17, 2017

Mr. Peter Watson
Chair and CEO
National Energy Board
517 Tenth Avenue SW
Calgary AB T2R 0A8

Dear Mr. Watson,

As you are aware, the National Energy Board (NEB) Modernization Expert Panel's public engagement is underway. Recently, we had the pleasure of hearing views from Indigenous peoples, municipalities, non-governmental organizations, and the public in Fort St. John, British Columbia.

During our sessions, participants posed questions that we committed to posing to the NEB for a response. The questions are as follows:

- 1) What do NEB regulations say about archeological findings on sites in their jurisdiction? Concerns were raised regarding the Site C dam project and participants want to know how the NEB handles it.
- 2) Does the NEB take into consideration greenhouse gas emissions, including upstream and downstream emissions, during project reviews? Do they take into consideration the Paris agreement?
- 3) Does the NEB examine macro data analytics to determine where there may be issues in the pipeline system?
- 4) Does the NEB have the power or jurisdiction to actually set up a rental program, that is, can they require that a company enter into annual rent agreements with landowners with review clauses every few years?

In addition, we have the following question:

- 5) What process does the NEB follow to notify a landowner that they've issued a right of entry order?

Your responses will be posted to our website. We are committed to being responsive to questions from Canadians, and we appreciate your cooperation in achieving this goal.

The Expert Panel requests that you provide responses to these questions no later than March 24, 2017.

Sincerely,



Hélène Lauzon
Co-Chair
NEB Modernization Expert Panel



Gary Merasty
Co-Chair
NEB Modernization Expert Panel

c.c.: Josée Touchette, Chief Operating Officer
Meara Angen, Technical Specialist, Regulatory Policy
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