



February 27, 2017

Mr. Tyler Swan
Stswecem'c Xgat'tem First Nation (Canoe Creek Band)
General Delivery
Dog Creek BC V0L 1J0

Dear Mr. Swan,

The National Energy Board (NEB) Modernization Expert Panel would like to thank you for your informative presentation to the Expert Panel in Vancouver, British Columbia, on February 9, 2017.

As you may recall, we had follow-up questions to your presentation, which you requested in writing. Our questions are as follows:

- 1) Can you explain your views with respect to the differences between strategic environmental assessments and project-specific environmental assessments?
- 2) How do you see the relationship between strategic environmental assessments and project-specific environmental assessments? How would these complement each other in assessing effects on Indigenous rights and land-use planning?
- 3) How should Indigenous rights be weighted in public interest determinations?
- 4) What are your views with respect to consent-based decision-making in the context of the United Nations Declaration on the Rights of Indigenous Peoples and in particular the concept of free, prior and informed consent?

The Expert Panel requests that you provide responses to these questions no later than March 31, 2017. This letter and your responses will be posted to our website. We appreciate your interest in the NEB Modernization review process and look forward to learning your views on the above questions.

Sincerely,

Hélène Lauzon
Co-Chair
NEB Modernization Expert Panel

Gary Merasty
Co-Chair
NEB Modernization Expert Panel