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ACO Hearing Report

November 26, 2018

Tara Wheaton,
Hearing Coordinator
Alberta Energy Regulator
Suite 1000, 250 – 5 Street SW
Calgary, Alberta T2P 0R4
Sent via Email: <email address removed>
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Peter Redvers
Director of Lands Resources and
Negotiations
Kát'odeeche First Nation
<contact information removed>

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<email address removed>
No original to follow

Dear Ms. Wheaton and Mr. Redvers:

**RE: Joint Review Panel Hearing for Teck Resource Limited Proposed
Frontier Oil Sands Mine Project Environmental Enhancement Protection
Act Application File No. 001-00247548 and Water Act File No. 00303079**

Background

This ACO Hearing Report was prepared in accordance with the Aboriginal Consultation Office's (ACO) role at Joint Review Panel (JRP) Hearing established through *Energy Ministerial Order 105/2014*, *Environment and Sustainable Resource Development Ministerial Order 53/2014* (October 31, 2014), and the *Joint Operating Procedures for First Nations Consultation on Energy Resource Activities* (June 10, 2015).

In the September 19, 2018 letter; the ACO informed the Joint Review Panel that although the ACO does not currently require consultation with Kát'odeeche First Nation

on Teck Resource Limited Proposed Frontier Oil Sands Mine Project (The Project), the ACO would attend the hearing of Kátł'odeeche First Nation evidence.

The purpose of the ACO's attendance was to observe the hearing, consider all relevant evidence submitted during the hearing, and address adequacy of consultation and whether actions may be required to address potential adverse impacts on Treaty rights and traditional uses from the Project associated with *Environmental Enhancement Protection Act (EPEA) File No. 001-00247548 and Water Act (WA) File No. 00303079.*

First Nation Consultation

The ACO attended the Hearing Kátł'odeeche First Nation (KFN) did not give oral testimony/direct evidence at the hearing. KFN has provided no evidence of adverse impacts attributable to land and resource management decisions by Alberta in connection with the Project. Further to the ACO's letter to the Panel of September 19, 2018 the ACO advises the Alberta Energy Regulator that consultation is not currently required with Kátł'odeeche First Nation and that has not changed.

This ACO Hearing Report concludes the ACO's involvement with proposed Project Integrated application regarding the EPEA No. 001-00247548, and WA No. 00303079. As per the Alberta consultation policy, guidelines and procedures, Alberta relies on project proponents and regulatory tribunals to assist in meeting consultation obligations should they arise.

Sincerely,

<Original signed by>

Vince Biamonte
Aboriginal Consultation Office

cc: Yvonne Walsh, Teck Resources Ltd
Alex Bolton, Joint Review Panel
Sarabpreet Singh, ACO
Robert Kopecky, ACO
Charlene Richards, ACO