

## Appendix A

### Notice of Public Hearing and Application to Participate

#### National Energy Board Public Hearing for Enbridge Pipelines Inc.

#### Application for the Line 3 Replacement Program (Project)

The National Energy Board (NEB or Board) has received an application under sections 52 and 58 of the *National Energy Board Act*, and section 45.1 of the *National Energy Board Onshore Pipeline Regulations*, from Enbridge Pipelines Inc. (Enbridge) for approval to construct approximately 1073 km of new pipeline to replace the majority of the existing Line 3 pipeline, and to decommission the majority of the existing Line 3 pipeline, from Enbridge's Hardisty Terminal, located near Hardisty, Alberta to Gretna Station, located near Gretna, Manitoba.

The proposed Project includes the replacement of the existing 863.6 mm crude oil pipeline with a 914.4 mm crude oil pipeline, the addition of remotely operated sectionalization valves, the addition of 18 pump stations and associated infrastructure and equipment, the addition of tankage at the Hardisty Terminal, and the decommissioning of the majority of the existing Line 3 pipeline once the replacement pipeline is in operation.

The NEB will hold a public hearing regarding Enbridge's application, which will include a written component and may include an oral component. The issues the Board will consider are:

1. The need for the Project.
2. The economic feasibility of the Project.
3. The potential commercial impacts of the Project.
4. The potential environmental and socio-economic effects of the Project, including those to be considered under the *Canadian Environmental Assessment Act, 2012*.
5. The appropriateness of the general route and land requirements for the Project.
6. The suitability of the design of the Project.
7. Potential impacts of the Project on Aboriginal interests.
8. Potential impacts of the Project on landowners and land use.
9. Contingency planning for product release, accidents or malfunctions, during construction and operation of the Project.
10. The suitability of the decommissioning plan for the existing Line 3 pipeline.
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.

#### Participation in the NEB's Public Hearing

Pursuant to section 55.2 of the NEB Act, the Board will determine who may participate in this hearing. Applicants must clearly, and in sufficient detail, describe their interest in relation to the

issues for the hearing, as described above. Those who are directly affected by the granting or refusing of the application will be allowed to participate in the hearing and those with relevant information or expertise may be allowed to participate.

If the Board allows an applicant to participate in the hearing, it will be as either a **Commenter** or an **Intervenor**. Applicants are required, at the time they apply, to indicate which type of participation in this hearing they are seeking from the Board. For further information on participating in a hearing, refer to the Board's website [www.neb-one.gc.ca](http://www.neb-one.gc.ca). From the drop down menu on the black bar, select *Participation & Lands*, then under *The Hearing Process*, choose *Hearing Process Handbook*.

Commenters participate only by submitting a Letter of Comment with the Board. Submitting a Letter of Comment allows a participant to contribute views and thereby assist the Board in making its decisions and recommendation on the application. When submitted, a Letter of Comment becomes part of the official record of the hearing. Commenters do not ask questions about other participants' evidence or present a final argument prior to the closing of the hearing.

Participating as an Intervenor can require a substantial commitment of time, and may involve some costs to prepare evidence. The Board's Process Advisor is available for further information.

Participating as an Intervenor allows a participant to:

- apply for participant funding assistance;
- submit written evidence;
- ask questions of Enbridge and other Intervenors about their evidence;
- submit and respond to motions; and
- present final argument.

Intervenors must:

- provide copies of their written evidence and related documents to Enbridge and other Intervenors;
- in writing, answer any written questions asked about their evidence; and
- should there be an oral component to the hearing, participate by answering any questions about their evidence.

### **Application to Participate Form**

If you wish to participate in the hearing for this Project, you must complete an "Application to Participate" form. The form will be posted on the NEB's website on **3 March 2015**. You can access the form at: [www.neb-one.gc.ca](http://www.neb-one.gc.ca), under *Quick Links* on the right hand side, select *Enbridge Line 3 Replacement Program*, then *Applying to Participate*. The application to participate process will close on **31 March 2015 at 4:00 pm (MST)**.

After the application to participate process closes and the Board has made its ruling on who may participate and how, the Board will take steps to issue a Hearing Order. The Hearing Order will outline the procedures for the public hearing and include a timetable of material events, including any oral component of the hearing the Board deems appropriate to schedule.

### **Participant Funding**

Should there be an oral component to the hearing, the NEB will make funds available under its Participant Funding Program to assist directly affected persons, or those determined to have relevant information or expertise, in participating in the public hearing for the proposed Project. Only Intervenors in the hearing are eligible to receive participant funding. Please refer to the heading “Documents and Information” below for further information.

### **Process Advisor and Information Sessions**

If you are thinking about applying to participate in the Board’s hearing for this Project and have questions about how to apply, or have questions about the NEB’s hearing process, please contact Matt Groza, Process Advisor for this Project by email at [matt.groza@neb-one.gc.ca](mailto:matt.groza@neb-one.gc.ca), by phone at 902-858-2138 or through the Board’s toll free line at 1-800-899-1265. If you are interested in participating in an information session, on-line or by telephone, please contact Mr. Groza to sign up for one of the sessions below:

<b><u>5 March 2015</u></b>	<b><u>12 March 2015</u></b>	<b><u>19 March 2015</u></b>	<b><u>26 March 2015</u></b>	<b><u>30 March 2015</u></b>
3:00 pm MST	3:00 pm MST	3:00 pm MST	3:00 pm MST	3:00 pm MST
7:00 pm MST	7:00 pm MST	7:00 pm MST	7:00 pm MST	7:00 pm MST

### **Documents and Information**

For information about this Project, visit [www.neb-one.gc.ca](http://www.neb-one.gc.ca). Under *Quick Links* on the right hand side, select *Enbridge Line 3 Replacement Program*. Select *NEB 101 Information* for information on the NEB Hearing Process; select *Applying to Participate* for information on applying to participate; select *Participant Funding* for information on funding for participating in the hearing, and the application form. An electronic copy of the Project application is available for viewing under the *Regulatory Documents* section of this page [Folder [2546069](#)].

Copies of the Project application are available for public viewing at various locations along the Project route. A list of these locations will be available on Enbridge’s website by 20 February 2015.