

Enbridge Northern Gateway Project

Joint Review Panel

File OF-Fac-Oil-N304-2010-01 01
4 January 2012

To: All Parties to Hearing Order OH-4-2011

Northern Gateway Pipelines Inc. (Northern Gateway)
Application for the Enbridge Northern Gateway Project
Clarification of Oral Evidence and Questioning at the Community Hearings

The OH-4-2011 Hearing Order sets out the purposes of community hearings: to allow intervenors to give oral evidence and to hear oral statements. Regarding oral statements, the Hearing Order states:

Immediately after giving your oral statement, the Panel and, with Panel permission, Northern Gateway and other Parties may ask you questions to seek clarification about the information you provided.

Regarding oral evidence the Hearing Order further states that witnesses presenting oral evidence must be available at the final hearings to answer questions on their evidence from the Panel and other parties.

Given the large number of participants who have registered to participate in the Gateway Joint Review proceedings and in order to maintain the current community hearing schedule, the Panel has decided that questions arising in connection with oral evidence, other than questions of clarification by the Panel, will only be permitted during the question period at the final hearings. This decision amends Procedural Direction #3.

The Panel would also like to remind all intervenors who are providing oral evidence that oral evidence is intended to allow for the communication of information that cannot easily be provided in writing, such as oral traditional evidence. Information that can be provided in written format should not be presented orally at the community hearings.

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As the date for registering to present oral evidence has long passed, the Panel will require any party seeking leave for late registration of oral evidence to provide a compelling reason for the late request, including the relevance of the evidence to the proceeding, and a statement as to why there would be no prejudice to other parties.

If you have questions, please contact Mr. Andrew Hudson, Legal Counsel, at 403-299-2708 or toll free at 1-800-899-1265.

Yours truly,

A handwritten signature in black ink, appearing to read "L. George". The signature is written in a cursive style with a large initial "L" and a long, sweeping underline.

for
L. George
Acting Secretary to the Joint Review Panel