

# Enbridge Northern Gateway Project Joint Review Panel

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File OF-Fac-Oil-N304-2010-01 01  
23 February 2012

Dr. Josette Wier  
4259 McCabe Road  
Smithers, BC V0J 2N7

Dear Dr. Wier:

**Northern Gateway Pipelines Inc. (Northern Gateway)  
Enbridge Northern Gateway Project Application of 27 May 2010  
Hearing Order OH-4-2011  
Notice of Motion filed by Josette Wier on 12 December 2011 – Ruling No. 25**

On 12 December 2011, you filed Notice of Motion #2 asking the Joint Review Panel (Panel) to:

- a. order Northern Gateway Pipelines Limited Partnership (“NGPLP”) to confirm if it plans a gas pipeline in the same right-of-way as the tar sands and condensate proposed pipelines;
- b. order NGPLP to confirm if such gas pipeline is planned to be constructed during the same time as the two proposed pipelines under review;
- c. order NGPLP to resubmit their cumulative effects analysis to take into consideration this possible added gas pipeline at a given date; and
- d. set new and reasonable deadlines for the submission of information requests, written evidence, community hearings, and final hearings to allow for public input into this larger proposal.

By letter dated 29 December 2011, the Panel allowed Northern Gateway to comment on your motion. Northern Gateway submitted comments on 5 January 2012 and you submitted reply comments on 12 January 2012. The Panel has considered these comments in reaching a decision on your motion.

In its comments, Northern Gateway confirmed that “...it is not currently proposing to construct a gas pipeline in the right-of-way that would be required for the construction of the Northern Gateway Project.”

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The Panel acknowledges the media statements by Enbridge that you noted in your motion. However, based on Northern Gateway's comments and the fact that the Panel has no other evidence to indicate that such a project is in sufficient planning stages to warrant inclusion within Northern Gateway's cumulative effects assessment, the Panel is of the view that it would not be appropriate to order Northern Gateway to do so. Further, the Panel notes that should Northern Gateway or any other proponent propose a gas pipeline to the west coast in the future, that project would be subject at that time to the relevant environmental assessment and regulatory requirements.

Based on the above, the motion is denied.

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

Yours truly,

A handwritten signature in blue ink, appearing to be 'L. George', written in a cursive style.

L. George  
Acting Secretary to the Joint Review Panel

c.c. All Parties to Hearing Order OH-4-2011