



File OF-Fac-Oil-N304-2010-01 03  
8 July 2016

Mr. John Carruthers  
President  
Northern Gateway Pipelines Inc.  
3000, 425 – 1<sup>st</sup> Street SW  
Calgary, AB T2P 3L8

Dear Mr. Carruthers:

**Northern Gateway Pipelines Inc. (Northern Gateway)  
and Aboriginal Equity Partners (AEP)  
Enbridge Northern Gateway Project (Project)  
Sunset Clause Extension Request for Certificates OC-060 and OC-061 (Certificates)**

On 6 May 2016, Northern Gateway and AEP applied to the National Energy Board (Board) for a three-year extension to the sunset clauses in the Certificates which would otherwise result in the Certificates expiring on 31 December 2016 if construction on the Project were not commenced by that date. By letter dated 25 May 2016, the Board indicated that it would consider the request as an application to vary the Certificates under section 21 of the *National Energy Board Act* and that it would accept comments from the public until 27 June 2016 and reply comments from the applicants by 18 July 2016.

In a decision released on 30 June 2016, the Federal Court of Appeal quashed Order in Council P.C. 2014-809 which is the order directing the Board to issue the Certificates for the Project. The Court also quashed the Certificates.

As a result of the decisions quashing the Certificates, the Board is suspending indefinitely its consideration of the application to extend the sunset clauses of the Certificates and is not accepting any further comments on it, including comments from Northern Gateway and AEP. The Board is also suspending indefinitely its consideration of all filings related to the conditions attached to the Certificates.

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If you have any questions regarding this matter please contact Reny Chakkalakal, Process Advisor, at 1-800-899-1265.

Yours truly,

*Original signed by*

Sheri Young  
Secretary of the Board

cc. Parties to the OH-4-2011 Proceeding