



Sahtu Land & Water Board
REASONS FOR DECISION
Issued Pursuant to Section 72.25 and 121 of
The Mackenzie Valley Resource Management Act,
Section 40(2)(c) of
Mackenzie Valley Land Use Regulations, and
Section 54 of Waters Act

Land Use Permit Number S17P-005 (Type "A")
Water Licence S17L1-004 (Type "B")

This is the decision of the Sahtu Land & Water Board with respect to the Application deemed complete December 18, 2017 for issuance of a Land Use Permit and Water Licence made by:

Enbridge Pipelines (NW) Inc.
10175 101 Street NW
Edmonton, AB
T5J 3S4

for: off right-of-way activities in support of the Line 21 Liquids Pipeline Integrity Digs (2) Project at the Saline River in the Tulita District, NT.

With respect to this application, notice was given to 30 organizations, 16 of which have representation within the Sahtu Settlement Area; in accordance with Sections 63 & 64 of the *Mackenzie Valley Resource Management Act*. There was no Public Hearing held in association with this application.

DECISION

After having been satisfied that the project had been screened pursuant to s.124(1) of the Mackenzie Valley Resource Management Act, and that any potential adverse environmental effects were insignificant or mitigable with known technology, and as such the application could proceed through the regulatory process and after reviewing the submission of the Applicant and after reviewing the written comments received by the Board; the Board, having due regard to the facts and circumstances, the merits of the submissions made to it, and to the purpose, scope and intent of the *Mackenzie Valley Resource Management Act* and the *Waters Act* and Regulations made thereunder has determined that:

Land Use Permit S17P-005 and Water Licence S17L1-004 be issued subject to the terms and conditions contained therein.

The Board's reasons for this decision are as follows:

1. No significant or unmitigable public concern has been made known to the Board;
2. It is the opinion of the Board that the conditions attached to Permit S17P-005 and Licence S17L1-004, pursuant to the *Waters Act* and MVRMA, will ensure that any potential environmental impacts resulting from this project are not significant.
3. Project-specific conditions have been included in Licence S17L1-004 which align with commitments made by Enbridge to obtain Inspector approval prior to commencement of key activities. The Project can take place in an environmentally responsible manner provided that mitigation measures outlined in application documents as well as Licence and Permit are followed.
4. The requirement of a Surveillance Network Program (SNP) has not been included in License S17L1-004 as there are no documented spills in the project area and because the short operation period makes it impractical to implement a SNP as analytical results would not be received within the period of operation.

5. The Project was screened by the Board on February 7, 2018 and identified that any environmental impacts can be mitigated with known technologies and that no significant public concern were noted;
6. The operation will likely contribute to the socio-economic well-being and economic development of the region.
7. Enbridge will continue comprehensive, meaningful, and ongoing engagement efforts with local communities to address concerns and improve understanding of Project activities and potential effects.
8. It is the opinion of the Board, based on comprehensive review of the information presented by the Applicant and reviewers and in consideration of the terms and conditions included in Permit S17P-005 and Licence S17L1-004, that the undertaking meets the necessary Conformity Requirements of the Sahtu Land Use Plan.
9. Information contained in Staff Report 1 relative to environmental impacts and/or public concern.

Land Use Permit S17P-005 and Water Licence S17L1-004 contains provisions that the Board feels necessary to ensure and monitor compliance with the *Mackenzie Valley Resource Management Act* and the *Waters Act* and the Regulations made thereunder and to provide appropriate safeguards in respect of the Applicant's use of the waters affected by the Licence.

The Board will provide any referenced material or documents and/or reasons for decision for any specific clause or clauses contained within the application if requested to do so in writing.

SIGNED this 7th day of February 2018 on behalf of the Sahtu Land & Water Board.



Philippe di Pizzo (A/Chair)
SAHTU Land & Water Board