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July 21, 2017

E-FILE

Mackenzie Valley Land & Water Board
7th Floor, 4922 48th St, PO Box 2130
Yellowknife, NT X1A 2P6 Canada

Attention: Shelagh Montgomery

Dear Ms. Montgomery:

**Re: Enbridge Pipelines NW Inc. (“Enbridge”)
Line 21 Segment Replacement Project (“Project”)
Application for Type A Land Use Permit MV2017P0013
Application for Type B Water License MV2017L1-0002
Response to Mackenzie Valley Land & Water Board (“MVLWB” or “Board”)
Direction dated July 20, 2018**

Enbridge is in receipt of the Board’s direction dated July 20, 2017, providing Enbridge with an opportunity to respond to Dehcho First Nation’s (“DFN”) comments submitted June 20, 2017.

In its letter submitted to the MVLWB June 20, 2017, DFN states:

For the reasons detailed below, Dehcho First Nations (DFN) is sending this letter in support of our member communities Saamba K’e First Nation and Liidlii Kue First Nation(LKFN) in their recommendation that the MVLWB should refer Enbridge’s applications to the Mackenzie Valley Environmental Impact Review Board.

The letter goes on to re-state the arguments put forth by Saamba K’e First Nation (“SKFN”) and Liidlii Kue First Nation (“LKFN”) in their timely responses to the Information Request issued by the MVLWB on May 31, 2017.

The MVLWB has had the responses of Enbridge, LKFN, and SKFN, along with DFN’s letter of support for its member Nations, since June 21, 2017. Enbridge has already addressed each of the arguments raised by SKFN and LKFN, which were subsequently supported by DFN, in its June 21, 2017 submission to the Board. There was nothing new in DFN’s June 20, 2017 submission that Enbridge had not already responded to

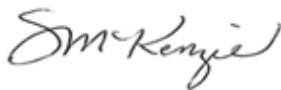
regarding the Board's request for comments on the applicability of section 157.1. Accordingly, Enbridge respectfully requests that the Board make a decision post-haste with respect to whether the Project is exempt from Part 5 of the *Mackenzie Valley Resource Management Act* ("MVRMA").

Enbridge notes that DFN attached an appendix to its letter submitted June 20, 2017 with no reference or explanation of why it was attached. That appendix is not related to the Board's request for comments regarding the applicability of section 157.1. Rather, the appendix, titled "Appendix A: Information Requests: Enbridge Line 21 Replacement Project (MH-001-2017)", outlines the Information Requests that the DFN submitted to the National Energy Board ("NEB") on June 8, 2017. Enbridge responded to those Information Requests on June 15, 2017 and July 17, 2017 [NEB Filing ID: [A84408](#) and [A85000](#)]. Enbridge submits that the information requested by DFN is irrelevant to the interpretation of s. 157.1 and therefore has no bearing on, or relevance to, the current decision before the MVLWB regarding the applicability of Part 5 of the MVRMA.

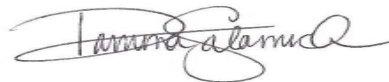
Enbridge further notes that the MVLWB and the NEB have committed to working together in the spirit of the Memorandum of Understanding between them, and to aligning their processes, where practicable, to reduce the burden of parallel processes on stakeholders. Uncertainty associated with regulatory timelines has already contributed to a one year delay of the Line 21 Segment Replacement Project. The impacts of a prolonged shut-down of Line 21 are broad-reaching, as evidenced in the letters of support on file with the Board from: Village of Fort Simpson, Town of Norman Wells, Norman Wells Land Corporation, Norman Wells and District Chamber of Commerce, and Imperial Oil Limited. Enbridge trusts that the postponement of a decision by the MVLWB on the question of applicability of s. 157.1 of the MVRMA will not impact the NEB's regulatory timeline. The NEB Oral Hearing is scheduled to begin August 9, 2017 in Fort Simpson, NT.

Should the Board require any further information, please contact the undersigned.

Sincerely,



Sarah McKenzie
Manager, Regulatory Affairs



Ramona Salamucha
Senior Legal Counsel

Cc Brian Chambers, NEB