

SAMBAA K'E FIRST NATION PRESENTATION TO THE MACKENZIE VALLEY LAND AND WATER BOARD

Enbridge Line 21 Replacement Segment
Mackenzie Valley Land and Water Board
Oral Public Hearing
January 8/9, 2018

Chief Dolphus Jumbo
Ruby Jumbo, SKFN Executive Director
Jessica Jumbo, SKFN Environmental Coordinator
Arthur Jumbo, Elder



Presentation Summary

The following presentation will be given jointly by the Smbaa K'e First Nation (SKFN) panel and will detail the following topics.

- Why this project is important to us
- Our past experiences with the pipeline and our current concerns
- Our recommendations for mitigations

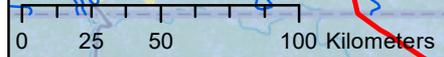
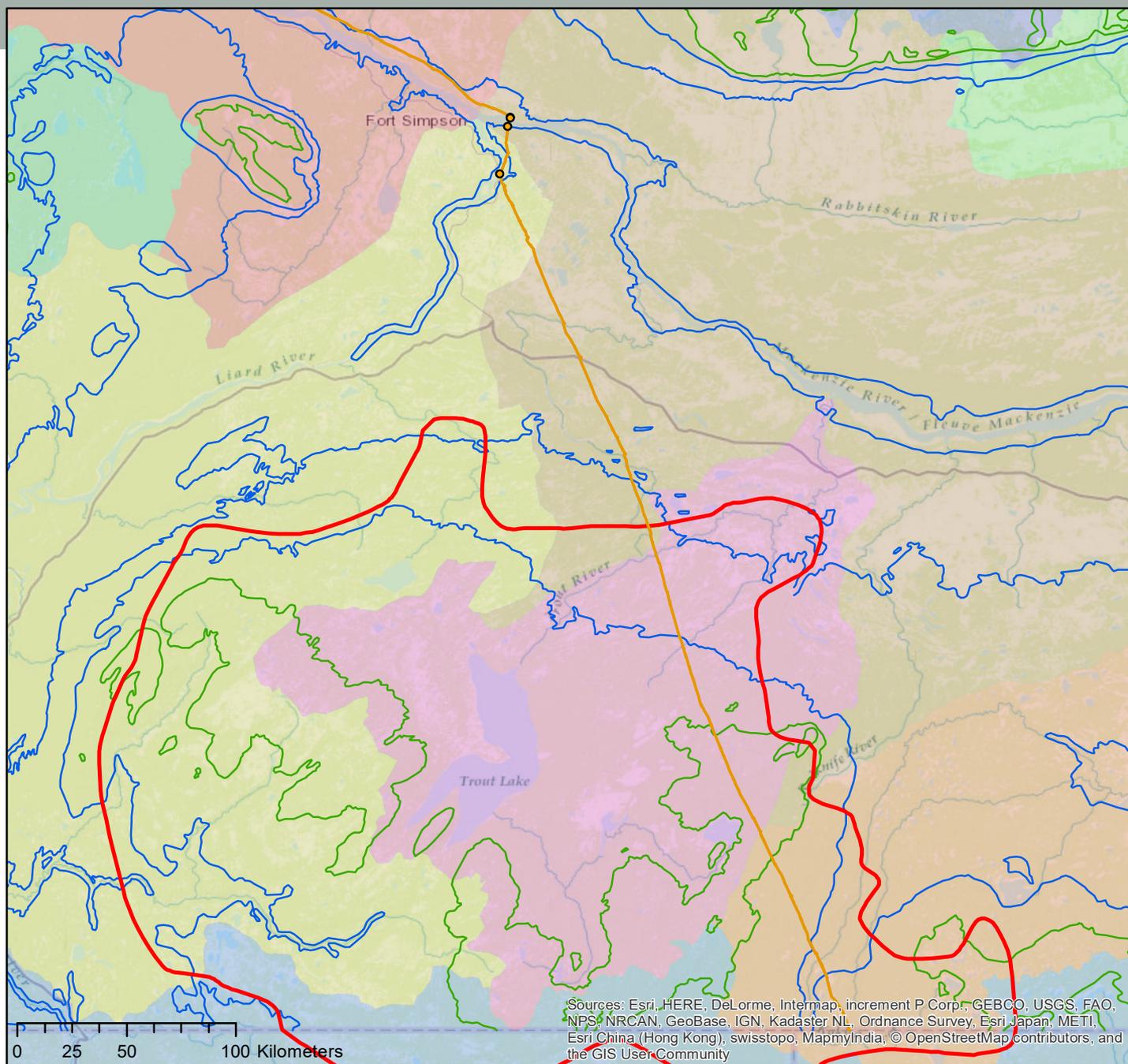
TRADITIONAL AND CURRENT LAND USE AND STEWARDSHIP



Enbridge Work Sites in Relation to SKFN Traditional Area

Legend

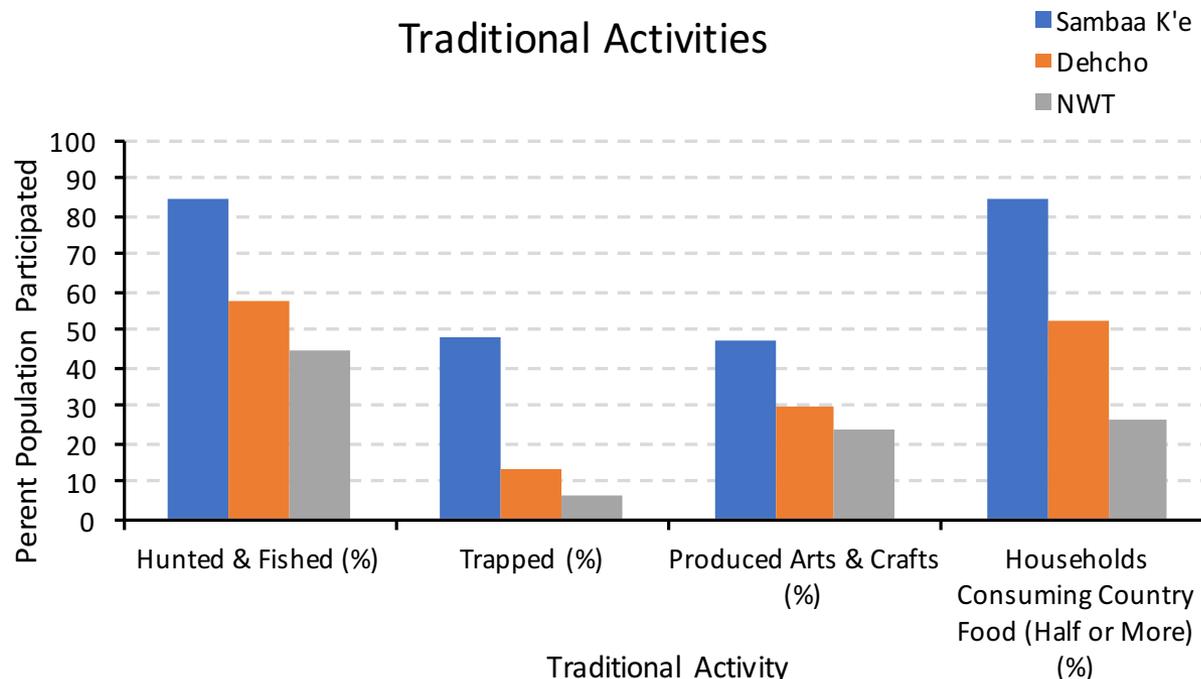
- EnbridgeWorkSites
 - Enbridge Pipeline
 - Samba K'e Primary Land Use Area
- Elevation Contours (m)**
- 152 - 457
 - 458 - 914
 - 915 - 1219
 - 1220 - 1524
 - 1525 - 2438
- Watersheds**
- Sub-sub Names**
- Horn
 - Kakisa
 - Lower Liard - Mouth
 - North Nahanni
 - Petitot
 - Trout
 - Upper Mackenzie - Jean Marie
 - Upper Mackenzie - Martin
 - Upper Mackenzie - Willowlake



Sources: Esri, HERE, DeLorme, Intermap, increment P Corp., GEBCO, USGS, FAO, NPS, NRCAN, GeoBase, IGN, Kadaster NL, Ordnance Survey, Esri Japan, METI, Esri China (Hong Kong), swisstopo, MapmyIndia, © OpenStreetMap contributors, and the GIS User Community

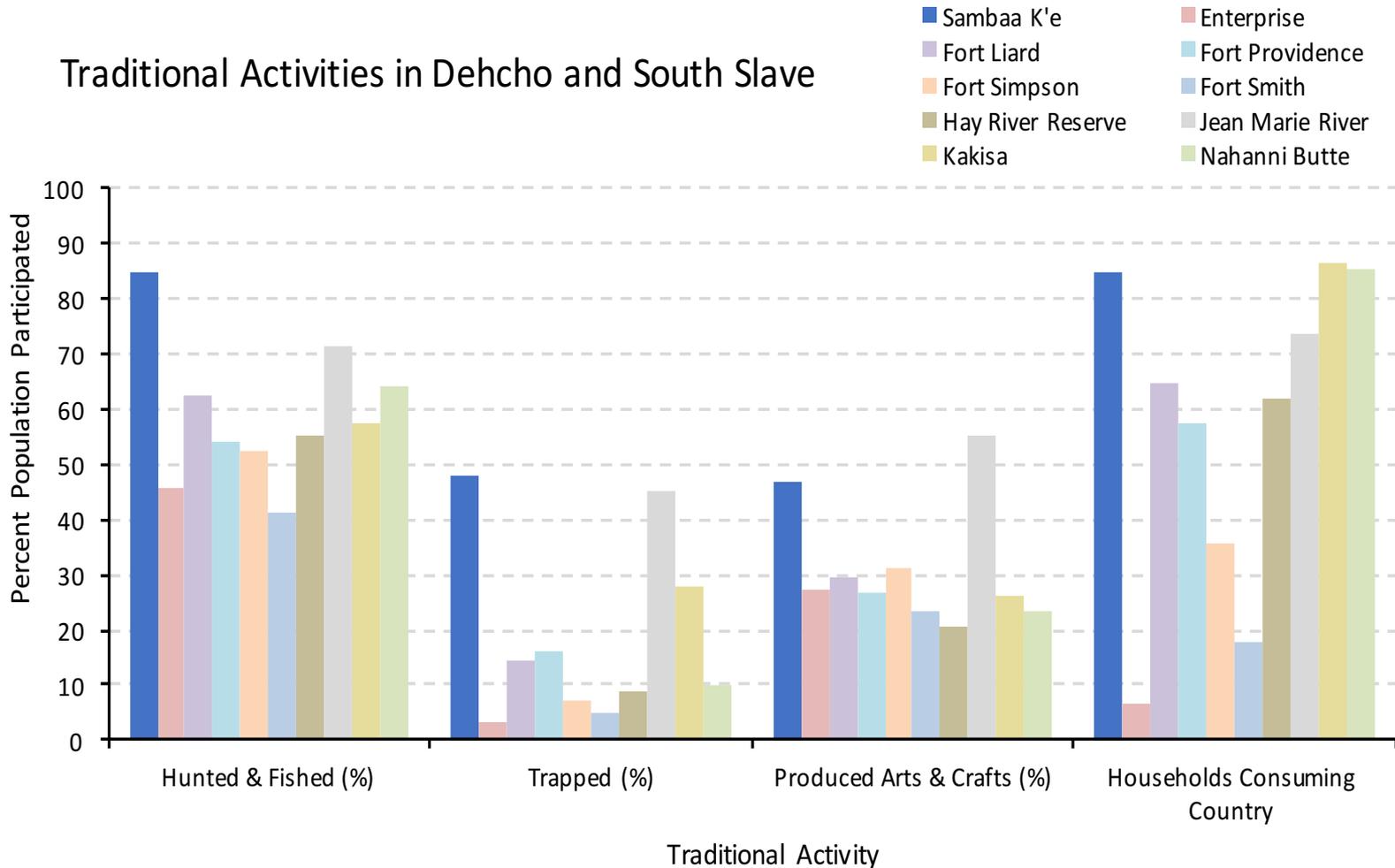
Traditional and current land use and stewardship

- Harvesting and other traditional land uses and stewardship are inseparable from the language, culture, well-being and identify of Sambaa K'e First Nation members.



Traditional and current land use and stewardship

Traditional Activities in Dehcho and South Slave



SAMBAA K'E FIRST NATION EXPERIENCES WITH LINE 21



SKFN Experiences with Line 21

From interviews (Sambaa K'e First Nation Traditional Knowledge report for the proposed MGP, 2014)

“They told us that in the past, even for myself, long ago, they wanted people who had traps on the pipeline route to sit in on meetings. They told us that but, they are not following what the people wanted, they are ignoring what the trappers told them to this day.”

- Edward Jumbo, p. 121

SKFN Experiences with Line 21

From interviews (Sambaa K'e First Nation Traditional Knowledge report for the proposed MGP, 2014)

“They sounded very positive but they only monitored it at the beginning, and the place it went to, they used only that areas but the actual pipeline route is not really monitored so it is not good. We have to monitor it even though we don't get paid for it. At the beginning they said we will get paid if we monitored it but it didn't last long.”

- Edward Jumbo, p. 121

Changes to wildlife and landscape over time

Elders and harvesters / trappers speak about changes on or near the right of way over time

- Beavers
- Small animals
- Permafrost thaw / water / creeks
- Fish in Trainor / Tetcho lakes
- Caribou

EXPERIENCES WITH ENBRIDGE AND PERSPECTIVES ON ENGAGEMENT



Experiences with Enbridge and perspectives on engagement

- Dene Yati Interpretation not provided / funded in community visits
- Very little information shared
- Only after the NEB hearing has Enbridge started to involve SKFN in drafting the engagement plan
- SKFN has not had opportunities to review and sign-off on engagement logs that Enbridge provides to regulators
- SKFN has not been resourced to review Enbridge operations activities nor for consultation meetings
- Enbridge decision-makers are not typically sent to the community so concerns weren't being addressed
- Community involvement in monitoring has been inconsistent

Experiences with Enbridge and perspectives on engagement

SKFN recommendations for Board conditions respecting engagement:

A revised engagement plan must include:

- A collaborative decision-making committee that is funded to oversee project operations for life of line
- In-person, funded meetings of the whole committee
- Engagement logs must be agreed upon jointly
- SKFN would like to see all inspectors' reports and how Enbridge is responding (including NEB inspections)

Experiences with Enbridge and perspectives on engagement

SKFN recommendations respecting engagement

- Annual review by all Parties of the engagement plan
- Effective engagement necessarily includes a consistent and meaningful role in monitoring
- Parties need to be resourced to participate effectively, *including* during line operations

Experiences with Enbridge and perspectives on engagement

SKFN recommendations – Engagement plan needs to consider socio-economic benefits

Engagement plan should include:

- Commitment from Enbridge to preferentially hire SKFN workers for replacement segment and general operations
- Training should be provided if needed to ensure Indigenous hires
 - Enbridge's 120 person camp needs to be dry
 - Camp rules need to be developed in collaboration with FNs
 - Women's advisory committee established to explore social issues

SUMMARY AND CONCLUSIONS



Summary and conclusions

- The current project needs to be understood in the context of SKFN's experience with the oil and gas industry and Line 21 over several decades.
- The current project will permit the continued operations of Line 21, indefinitely.
- Line 21 is already past its design-life and crosses through SKFN core traditional territory and watershed.
- Substantial, meaningful accommodations are therefore warranted to mitigate the negative affects on SKFN rights.
- Most important to SKFN is meaningful participation in project review and monitoring *including* during operations.
- Participation cannot be meaningful without capacity funding.



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