

National Energy
Board



Office national
de l'énergie

File 230-A000-16
3 April 2002

To: Companies subject to the Jurisdiction of the National Energy Board

Consultation with Aboriginal Peoples

Further to the letter of the National Energy Board (the Board or the NEB) issued on 4 March 2002 on Consultation with Aboriginal Peoples, the Board wishes to provide further guidance to companies as to the information that it expects to receive for facilities applications filed pursuant to the *National Energy Board Act*. Where aboriginal peoples may have an interest in the project area, and that interest may be affected by the project, applicants should provide details as to the efforts undertaken by the applicant to contact aboriginal peoples with respect to the proposed project and information about any concerns that have been raised.

In order to assist applicants to determine what type of information to file with their applications, the Board has prepared a listing of information that it considers may be relevant in an application where aboriginal interests may be affected. The Board notes that this information will not be necessary if, due to the location or the nature of the project, it has no potential to interfere with any aboriginal rights or interests.

Yours truly,

A handwritten signature in black ink, appearing to read 'Mantha'.

Michel L. Mantha
Secretary

Attachment

Information to be Filed with Applications Where there May be an Aboriginal Interest

- a) Identify all of the aboriginal groups that have been contacted by *[Company Name]* in respect of this application.
- b) Indicate:
 - i) how *[Company Name]* identified which aboriginal groups to contact;
 - ii) when contact was first initiated;
 - iii) the individuals within the aboriginal group who were contacted, and their position in or representative role for the group;
 - iv) a listing, including the dates, of any phone calls, meetings and other means that may have been used by *[Company Name]* to provide information about the project and hear any interests or concerns of aboriginal groups with respect to the project.
- c) Provide any relevant, non-confidential, written documentation regarding consultations, such as notes or minutes that may have been taken at meetings or from phone calls or letters received from aboriginal persons or groups or sent by *[Company Name]* to aboriginal persons or groups.
- d) Identify any specific issues or concerns that have been raised by aboriginals in respect of the project and, if applicable, how *[Company Name]* intends to address those issues or concerns.
- e) If any of the aboriginal groups who were contacted either support the application or have no objection to the project proceeding, please identify those groups and provide any available written documentation of their position with regard to the project. Also, please indicate if their positions are final or preliminary or conditional in nature.
- f) Has *[Company Name]* discussed any concerns raised by aboriginal groups with any government department or agencies with respect to the applied-for project? If so, please identify when contacts were made and who was contacted.
- g) If *[Company Name]* is aware of any involvement of the Crown in consultation with aboriginal groups in respect of the applied-for project, please provide details of the Crown involvement.