

MEETING SUMMARY
 Land Matters Group Steering Committee (LMGSC)
Thursday, 20 December 2012
8:30 am – 3:30 pm
NEB Hearing Room

Participants: Isabelle Bouffard, Deborah Eastlick, Rachel Forbes, Elvin Gowman, Barry Jardine, Jamie Kereliuk, Pierre Lemieux, Greg Northey and Philippe Reicher.
 Regrets: Shirley Benson, Jason Laronde, Jeff Paetz, and Gary Redmond.

AGENDA ITEM	DECISIONS / ACTIONS / MESSAGES
(1) Welcome	Agenda confirmed
(2) Round Table Updates	All: committee members shared current projects or issues of interest from their organizations
(3) Updates	<p>Updates from previous meeting:</p> <ul style="list-style-type: none"> • Administrative Monetary Penalties <ul style="list-style-type: none"> ○ Gazette I targeted for January 2013 ○ Looking forward to NEB plan for Public Awareness of changes ○ Policy/implementation development – SC requests input opportunity • LMG Newsletter <ul style="list-style-type: none"> ○ Propose 2-3 issues per year ○ Some suggest list of references at beginning, with hyperlinks; others prefer keeping content within newsletter ○ Suggest providing an option for recipient to receive plain text • LMG sub-committees <ul style="list-style-type: none"> ○ Karine Simard outlined the proposed process for closing out sub-committees 1.1 and 4.4. • Pipeline Abandonment Research Steering Committee <ul style="list-style-type: none"> ○ Alan Pentney provided update of committee status ○ Participants reminded CEPA and NEB representatives of June LMGSC recommendation that there be similar non-industry representation on the research committee as there had been on 4.4 ○ It is important to have transparency of the research committee documentation ○ There is a need for clear and timely comment mechanism on committee decisions ○ In terms of inviting non-industry participants, request that CEPA reconsider the make-up of the committee and clearly communicate importance that they reconsider their decision as to the



	<p>composition of the committee</p> <ul style="list-style-type: none"> ○ Important that PTAC studies be seen to be credible by non-industry too
ACTION	<ul style="list-style-type: none"> ○ Have PTAC communicate rationale + re-consider decision; ○ Jamie to request CEPA/PTAC reconsider LMGSC's recommendation and report outcome to LMGSC ○ Jamie, Ziad, Philippe, Alan to meet and discuss approach
(4) NEB response to Public Involvement Recommendations	<ul style="list-style-type: none"> ○ Could develop guidelines and timelines for notification of public meetings; ○ Request more details about how the NEB will implement more verification (i.e. how will NEB ensure consultation is appropriate?) ○ Request that NEB expectations be clearer – easier to know whether the expectations are being met; ○ Would some “prescriptive” elements improve clarity and outcome? ○ GAP: there is a need for quicker access to NEB processes when there is an issue with consultation early in process (rather than after application is filed). ○ Suggest a consultation “guide” be developed to raise NEB and industry awareness around regional or association group “best practice” experience; perhaps a role for a new LMG subcommittee to develop the guide (similar to guidelines that some Aboriginal groups have developed). ○ Provide “consultation plan” to NEB prior to submitting project description ○ NEB Consultation guidelines need to have milestones, minimum threshold of information that proponents must provide to public (minimum de base respectueux et minimum d'information). ○ ERCB provides guidance to landowners that aligns with expectations for proponents - subsequent to the meeting, Deborah provided the following: <ul style="list-style-type: none"> ▪ Here is the link to Directive 56 - our application requirements. Within it, Section 2 contains the PI requirements. http://www.aer.ca/documents/directives/Directive056.pdf ▪ Also, this is the link to the PI FAQs for Directive 56: http://www.aer.ca/rules-and-regulations/directives/faqs-participant-involvement



	<ul style="list-style-type: none"> ▪ And finally, this is our Landowner's Guide to Proposed Oil and Gas Development: http://www.aer.ca/compliance-and-enforcement/enerfaqs/enerfaqs-07 . This document contains the hyperlinked table of contents that Greg was suggesting. It also has a PDF version that you can select which makes it easier to download. ○ NEB to update Filing Manual requirements based on Board's October reply correspondence.
	<ul style="list-style-type: none"> ○ Land Agent Conduct: <ul style="list-style-type: none"> ▪ CEPA (land issues working group) is surveying training for land agents best practices and existing company codes of conduct; plans to be able to share findings within 3-4 months.
(5) Damage prevention	<ul style="list-style-type: none"> ○ NEB to issue Discussion Paper in 2-4 weeks (includes management system, 1-call and call before you dig requirements); a 45 day comment period is expected. ○ Participants stressed that effective communication of DP requirements is paramount
(6) 2012 Review	<p>Suggestions included:</p> <ul style="list-style-type: none"> ○ Need stronger engagement of SC membership ○ Could use stronger terms of reference ○ we need to have clear expectations (avoid lofty broad goals), with more focus on specific goals ○ include long-term projects and short-term projects ○ More focus on building consensus at a group level and on individual files <p>On the positive side:</p> <ul style="list-style-type: none"> ○ Appreciate the commitment to initiative so far ○ Good sharing of perspectives, common understanding ○ getting to know each other; opportunity for candid conversations ○ unique group; willing to be open, which might benefit the NEB; can develop solutions together ○ international perspective is positive ○ helps to understand federal and provincial expectations



(7) 2013 Planning	<ul style="list-style-type: none"> ○ Overview of Provincial expectations ○ Alberta pipeline safety review: guest presenter ○ Outcome – moving towards common expectations ○ Notifications – develop better guidance ○ Land agent conduct – Guidance needed ○ Physical issues of abandonment ○ Focus on specific deliverables ○ Aboriginal issues: describe how the NEB has crown consultation covered ○ How do we move our ideas to practice/implementation? ○ Improve communication on the role of the LMGSC through Newsletter and Synergy Groups ○ New regulations: AMPs; Damage Prevention ○ Language issues: engaging francophones in the regulatory process ○ Aboriginal Involvement: Important to involve/offer participation ○ Aboriginal issues might be very different: seek feedback from Aboriginal participants on LMGSC process ○ Suggest inviting Aboriginal communities with pipelines within traditional territories
Action	<ul style="list-style-type: none"> ○ Review Terms of Reference and provide suggested revisions ○ Approved LMGSC meeting notes to be posted on NEB website ○ Prepare a review of 2012 ○ Prepare a draft workplan for 2013
(8) LMGSC Evaluation: Possible Criteria	<p>Possible elements :</p> <ul style="list-style-type: none"> ○ Has it been positive for me? ○ Has it been positive for the NEB? ○ Have we achieved our purpose? ○ Bring together knowledge/expertise ○ Further participation of members in community discussions ○ Are we preventing problems (proactive) ○ Ongoing score card tied to the mandate of the LMGSC
(9) Adjourn	