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Onshore pipeline regulation review:

Discussion paper, **Section 1. OPR lessons learned**

1. What's working well in relation to the OPR, and its implementation, and what could be improved?

T'Sou-ke knows more about the onshore pipeline than we ever did, considering we live on Vancouver Island, information and updates were sent to us in a timely fashion. The implementation was slow because of the lack of understanding from a FN environmental perspective. What could be improved is the Federal Government needs to acknowledge our historic Douglas treaties, the only treaties signed in BC.

Section 2. Reconciliation with Indigenous peoples

2. How can the OPR contribute to the advancement of Reconciliation with Indigenous peoples?

Assist in empowering us, we are the true stewards of our respected territories and always will be. An example would be to correct past wrongs that happened with our Douglas treaty, we need our village site and playing fields back. This will bring about healing. One of our laws is enhancing our territory, we see this as a good investment for future generations. We envision all that live within our territory will prosper and over time will pay huge dividends.

3. How can the OPR contribute to the protection of heritage resources on a pipeline right-of-way during construction, and operations and maintenance activities?

A long-term investment in Territorial Guardian Stewardship initiatives in each FN community, this should also include the Salish Sea route.

4. How can the OPR contribute to the protection of traditional land and resource use, and sites of significance for indigenous peoples on a pipeline right-of-way, during construction, and operations and maintenance activities?

The First Nations are looking for long term sustainability to protect their traditional lands and resources, being a part of the operations and/or maintenance can help financially contribute to long term sustainability of their territories.

5. How can the use of Indigenous knowledge be addressed in the OPR?

Understanding the Protocols and FN laws that Governed these lands and waters since time immemorial. A good example is that our language follows the salmon route, we speak the same language because we all fished the same with fish traps.



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6. How can the OPR address the participation of Indigenous peoples in pipeline oversight?

Know why they live in their respected territories and building respectful relationships at their terms.

Section 3. Engagement and Inclusive Participation

7. How can the OPR support collaborative interaction between companies and those who live and work near pipelines?

You will find the champions of FN and local communities, they will assist in leading the way in building a good sound team, they have the ear of the community and in most cases the trust. Never assume anything, building relationships take times and you need to understand the way they like to communicate.

8. How could communication and engagement requirements in the OPR be improved?

A good example of what we do is to have a committee made up of FN membership, they do the outreach to their family members, make them feel comfortable and this will build trust the way they like it. From our experience, home visits are the best over a cup of tea. Asking the people what suits them best in communicating.

9. How could the CER improve transparency through the OPR?

Ask the people what works best for them. Some people in the community need more time than others in what we're trying to achieve, helping one another is the key to getting to where we want to go.

10. Gender and other intersecting identity factors may influence how people experience policies and initiatives. What should the CER consider with respect to: A. Those people implementing the OPR; or B. Those people who are impacted by the operational activities addressed in the OPR?

For those people implementing the OPR this is complex and should be treated as such, respect for one another is a guiding point for moving forward in a good way.

For those who are impacted by the operational activities you need to look at this with common sense.



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Section 4. Global Competitiveness

11. How can the OPR support a predictable and timely regulatory system that contributes to Canada's global competitiveness?

Consider where we are today, and then consider where we may or could be 10 years from now. Mother Earth is under immense pressure right now, can we strike a balance on helping healing mother earth at the time have a sustainable economy.

12. How can the OPR support innovation, and the development and use of new technologies or best practices?

Take this pipeline for example, after it's built, all the oil is going to leave this Country and what does Canada get in return? Canada should sell this pipeline to the FNs. Dollars will be re-invested into the local communities including new innovation and work towards a light footprint economy, this could be money well spent, covers a lot of area all at once.

13. What company-specific or industry wide performance metrics could the CER consider to support enhanced oversight and transparency for CER regulated facilities?

We are in the information age so let's take advantage of it, our youth can lead the way. For consideration, let's look at the map of Canada in a different way, look at it by FN territory instead of Province.

14. Are there opportunities within the OPR for data and digital innovation that could be used by the CER and by companies regulated by the CER?

Let's consider building this with real reconciliation, take advantage of our youth, they have come a long way in the last few decades, there are the ones that can help us in shaping a better Canada, they have more advantages now then what our elders had.

15. How can the OPR be improved to address changing pipeline use and pipeline status?

From the get-go, FN's need an equity stake in this pipeline, so when you transition can make for an easier process.

Section 5. Safety and Environmental Protection

16. What further clarification, in either the OPR (e.g. structure and content), or in guidance, would support company interpretation and implementation of management system requirements?

FN need to be over-site of anything running through their respected territories, may it be terrestrial or Salish Sea.



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17. How should information about human and organizational factors, including how they can be integrated into a company's management system, for both employees and contractor, be provided in the OPR, and/or described in related guidance?

From an indigenous lens, competition in hiring is healthy and should not deviate from that, doesn't matter who you are.

18. How can the OPR improve the connection between company safety Manuals and the overarching safety management program, for both employees and contractors?

A healthy competition when hiring employees or contractors.

19. How can respect and personal workplace safety be assured at CER regulated Sites?

It doesn't matter where you work, this kind of behaviour is never except-able. We all need to work our way through this in a good way together.

20. How should the CER be more explicit about requirements for contractor management.

Proper over-sight by professionals and by the local FN where this work is being conducted.

21. How should the OPR include more explicit requirements for process safety?

More follow-up meetings, so to keep people safe, we're human beings not robots.

22. How can the OPR drive further improvement to the environmental performance of regulated companies?

Work closely with the local people that live in the area and respect their input. Understand not just traditional knowledge but also historical knowledge of certain areas knowing we share this land with all living things.

23. How can the connection between the Environmental Protection Plan, specific to an individual pipeline, and the company's Environmental Protection Program, designed for a company's pipeline system, be improved?

Take your time to know the land and what is most fragile within it. Learn how the first peoples survived there will be an indicator on how the world turns in the area.

24. How can contaminated site management requirements be further clarified, in the OPR or in guidance?

History showed us in the past there have been many contaminated sites in Canada that needs to be remediated and has not been dealt with appropriately, so where should we begin? Who is responsible, the Province or the Federal Government? We as FN have laws handed down from



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our ancestors, one of those laws is to enhance the environment, then the future generations can thrive to make it better. We cannot go forward without consideration of what happened in the past.

25. Are there any matters related to the Emergency Management Program in the OPR that require clarification? If so, what are they? Are there any matters for which further guidance is required?

I think going over it with local communities periodically is good practice.

26. How can the requirement for a quality assurance program be improved or clarified in the OPR?

No comment, as long as the Contractors play by the rules and there is good over-site.

27. How can the OPR incorporate the key issues identified in the Safety advisory regarding the strength of steel and the relative strength of the weld area?

If communities or anyone in the general public have a concern, they can have information readily available to them in a timely fashion.

Section 6. Implementation objectives

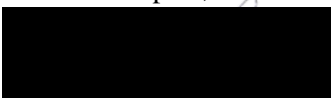
28. What are your recommendations for compliance promotion at the CER?

Information needs to be readily available to show compliance.

29. How do you want to be engaged by the CER in the development of technical guidance?

We need to play a role in over-site and outreach.

Yours in Spirit,



T'Sou-ke Nation