

January 23, 2020

Ms. Christine Long
Board Secretary
Ontario Energy Board
2300 Yonge Street, 27th Floor
Toronto, Ontario

Dear Ms. Long:

Re: Enbridge Gas Inc. Ontario Energy Board File No: EB 2019 0247 - 2020 Federal Carbon Pricing Program Application

Please consider this letter as the Chiefs of Ontario's (COO) application for intervenor status and their position in written form regarding the above matter.

The COO do not object to Enbridge's application, but we want the following concerns of the COO to be considered by the Energy Board and Enbridge:

The application requests, among other things, permission for the applicant to recover the GHGPP Act carbon levy from its customers. This request is subject to sections 87 or 89 of the Indian Act. Canada ("the Crown") as the fiduciary, for First Nations people is obligated to insure the treaty and s. 35 rights of First Nations people are not ignored. The Indian Act provisions referred to, are legislative recognition of First Nation immunity from taxes or charges on any property situated on a reserve.

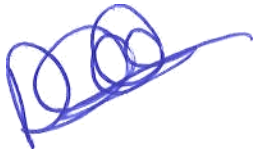
With respect to energy producing products, including heating fuels of any kind, First Nations order and may pay for delivery of those products or fuels. They are thus "connected" to the reserve and therefore, in accordance with the weighing exercise required to determine their location, it is the position of the First Nations, once the energy producing products or heating fuel are ordered and paid for, or not, they are situated on a reserve and therefore not subject to any type of financial assessment by "the Crown".

I believe the Minister responsible for the implementation of the GHGPP Act and two Ministers in charge of First Nation matters must be served with the application and

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attached evidence. They must insure their constitutional obligations to First Nations people are respected.

Ninanaskamon!
Wishing you Peace beyond all understanding

A handwritten signature in blue ink, appearing to be 'Roseanne Archibald', written in a cursive style.

Ontario Regional Chief
Roseanne Archibald

Attachments: Nov 2019 Enbridge Application to OEB
OEB Notice Effective April 1 2020

cc: Leadership Council
The Ministers: Bennett, Miller, Wilkinson, Morneau
National Chief Perry Bellegarde, Assembly of First Nations