

EXHIBIT F - INDIGENOUS RELATIONS

F.1.1. INDIGENOUS CONSULTATION SUMMARY

Introduction

1. This section will elaborate on Sun-Canadian's approach to consultation activities with Indigenous communities for the Project.

Purpose of Indigenous Consultation

2. Indigenous consultation is required to support the LTC application as stipulated in:
 - a. Section 3.3 of the OEB Environmental Guidelines
 - b. The MOE Delegation Letter dated July 28, 2020.
3. The MOE identifies the purpose of the Indigenous Consultation section of the LTC as:
 - a. Document consultation in order for the MOE to determine if the consultation activities undertaken by the project proponent fulfill the requirements outlined within the Environmental Guidelines for the Location, Construction and Operation of Hydrocarbon Pipelines and Facilities in Ontario, 2016 and any delegated procedural aspects; and
 - b. Provide a record of comments and information received through consultation and document how these comments were considered, including whether the Project was modified as a result of these comments.
4. Sun-Canadian's approach to consultation, including how it has addressed the Crown's requirements, outline consultation activities undertaken to date and identify how consultation has influenced the project planning and design is outlined in Exhibit F of the Application.

Sun-Canadian's Guiding Principles

5. Sun-Canadian has an Indigenous Relations program which includes internal Indigenous awareness training, outreach including archeology, consultation, and environmental monitoring. Sun-Canadian has various programs and training which support human rights, environment and land matters.

Crown's Direction

6. In addition to Sun-Canadian's commitment to Indigenous relations, Sun-Canadian's approach to consultation has been guided by the requirements and expectations of the Crown.
7. The MOE provided a Delegation Letter dated July 28, 2020, delegating the procedural aspect of consultation to Sun-Canadian. While the Crown has a

constitutional duty to consult, and where appropriate, accommodate Indigenous communities, the Crown's may delegate the day-to-day, procedural aspects of consultation to project proponents.

Approach to Engagement and Consultation

8. Sun-Canadian's approach to consultation is proactive and flexible and takes reasonable steps to foster positive relationships with Indigenous communities. Identified communities have participated in and influenced consultation activities.
9. Sun-Canadian takes reasonable steps to foster positive relationships with the identified Indigenous communities and has maintained a Record of Consultation, as required by the MOE, describing activities carried out as part of the delegated procedural aspects of consultation. Additionally, Sun-Canadian bears the reasonable costs associated with the procedural aspects of consultation.
10. Sun-Canadian's approach to engagement and consultation has included virtual meetings with Indigenous communities to share the information required for communities to understand and assess the potential impacts on rights and responding to questions and concerns raised by Indigenous communities.

Identification of Indigenous communities

11. As described above, formal direction was provided by the MOE on which communities Sun-Canadian was delegated the procedural aspects of consultation. Sun-Canadian has followed the Crown's direction by initiating and continuing consultation efforts for the Project.

Crown's Direction on Duty to Consult

12. Indigenous communities were identified through provision of a Project Summary to the MOE on June 6, 2020. In addition to serving as formal notification of the Project in accordance with the Environmental Guidelines issued by the OEB, Sun-Canadian requested that the MOE provide direction on the duty to consult obligation for the Project.
13. MOE provided a response Delegation Letter dated July 28, 2020, delegating the procedural aspect of consultation to Sun-Canadian. While the Crown has a constitutional duty to consult and, where appropriate, accommodate Indigenous communities, procedural aspects of consultation were delegated to Sun-Canadian for:
 - a. The Huron Wendat Nation ("Huron Wendat");
 - b. The Mississaugas of the Credit First Nation (MCFN);
 - c. Six Nations of the Grand River (SNGR);

- The ENDM Delegation Letter noted that consultation is required with both the Six Nations Elected Council and Haudenosaunee Confederacy Chiefs Council (“HCCC”), and all correspondence with the HCCC should copy the Haudenosaunee Development Institute (“HDI”).

Meeting the Crown’s Direction

14. Based on the Crown’s direction, which is outlined above, Sun-Canadian is consulting with Huron Wendat, MCFN, Six Nations, HCCC and HDI.

Consultation Activities

15. The consultation program allowed Indigenous communities to provide input for the Project. Throughout consultation, Sun-Canadian has been clear that it will work to ensure feedback, comments, and concerns can be raised by the communities at any time for consideration and response by Sun-Canadian and that process is not dependent on the OEB’s defined regulatory consultation periods.
16. This section of the LTC consists of records representing the Project information shared and comments received during the pre-application filing period.
17. Exhibit F.1.2 contains a summary of Sun-Canadian’s Indigenous consultation activities for the Project. Appendix 2 contains the records and associated supporting documentation related to Indigenous consultation.

F.1.2 INDIGENOUS CORRESPONDENCE SUMMARY TABLE

Table F.1.2-1: Summary of Indigenous Correspondence

Line Item	Date of Communication	Community	Correspondent	Method of Communication	Subject	Comment
1	6-Jun-20	Ministry of Energy, Northern Development and Mines	Susan Jackson Sun-Canadian Pipe Line Company (SCPL)	Email	Project Description and Duty to Consult	Sun Canadian provided Project Description and Duty to Consult request.
2	6-Jun-20	Mississaugas of the Credit First Nation (MCFN)	Susan Jackson (SCPL)	Email	Introduction of Project	Sun Canadian introduced the project and noted they will consult with MCFN on the project. Noted Sun-Canadian intends on applying to the Ontario Energy Board which involves notification to the Ministry of Energy, Northern Development and Mines for their determination of Duty to Consult. Anticipate this Ministry will also be notifying MCFN of the application.
3	6-Jun-20	Haudenosaunee Confederacy Chiefs Council (HCCC) c/o Haudenosaunee Development Institute (HDI)	Susan Jackson (SCPL)	Email	Introduction of Project	Sun Canadian introduced the project and noted they will consult with MCFN on the project. Noted Sun-Canadian intends on applying to the Ontario Energy Board which involves notification to the Ministry of Energy, Northern Development and Mines for their determination of Duty to Consult. Anticipate this Ministry will also be notifying HDI of the application.
4	28-Jul-20	Ministry of Energy, Northern Development and Mines	Dan Delaquis	Email	Project Description and Duty to Consult	The MENDM responded to Sun Canadian's Project Description and Duty to Consult request, dated on June 6, 2020 and provided a list of indigenous communities that should be consulted on the basis that they have or may have constitutionally protected Aboriginal or Treaty rights that may be adversely affected by the Project.
5	12-Aug-20	Haudenosaunee Confederacy Chiefs Council (HCCC) c/o	Susan Jackson (SCPL)	Email	Notice of Commencement	Sun Canadian introduced the project, provided information on the Environmental Study process, asked the community to

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		Haudenosaunee Development Institute (HDI)				provide comments and extended an offer to hold a virtual meeting.
6	12-Aug-20	Huron Wendat Nation (HWN)	Susan Jackson (SCPL)	Email	Notice of Commencement	Sun Canadian introduced the project, provided information on the Environmental Study process, asked the community to provide comments and extended an offer to hold a virtual meeting.
7	12-Aug-20	Mississaugas of the Credit First Nation (MCFN)	Susan Jackson (SCPL)	Email	Notice of Commencement	Sun Canadian introduced the project, provided information on the Environmental Study process, asked the community to provide comments and extended an offer to hold a virtual meeting.
8	12-Aug-20	Six Nations of the Grand River (SNGR)	Susan Jackson (SCPL)	Email	Notice of Commencement	Sun Canadian introduced the project, provided information on the Environmental Study process, asked the community to provide comments and extended an offer to hold a virtual meeting.
9	9-Sep-20	HWN	M. Picard (SCPL)	Virtual Meeting	Discussion of the proposed Project	The HWN and Sun Canadian held a virtual meeting to discuss the Project. The HWN noted they expect the project design to preserve cultural resources as necessary. This may include additional measures resulting from any Stage 3 or beyond findings. The HWN noted their interest in the Project is with archaeology. Accordingly, the HWN will participate in all archaeology associated with this project - SCPL noted they will ensure its archaeological consultant works with HWN.
10	22-Sep-20	SNGR	L. Bomberry Robbin Vanstone Jen Mt. Pleasant Dawn LaForme Tanya Hill-Mountour (SCPL)	Virtual Meeting	Discussion of the proposed Project	SNGR and Sun Canadian held a virtual meeting to discuss the Project. SNGR would like to participate in the Project via construction monitoring during the construction phase of the project and during archaeology work.

Line Item	Date of Communication	Community	Correspondent	Method of Communication	Subject	Comment
11	23-Sep-20	SNGR	Jen Mt. Pleasant	Email	Information on community	SNGR provided information on treaty rights, stewardship, environment and wildlife. Encouraged SCPL to act honourably and familiarize with the culture and history of SNGR.
12	5-Oct-20	MCFN	M. F. Sault M. DeVries SCPL	Virtual Meeting	Discussion of the proposed Project	The MCFN and Sun Canadian held a virtual meeting to discuss the Project. The MCFN requested participation in all environmental studies and monitoring, and noted they will participate in the planned Stage 1&2 archaeology (under current monitor agreement).
13a 13b	6-Oct-20	MCFN	Susan Jackson (SCPL)	Email	Meeting minutes	Sun Canadian provided minutes from the October 5, 2020 virtual meeting.
14a 14b	6-Oct-20	SNGR	Susan Jackson (SCPL)	Email	Meeting minutes	Sun Canadian provided minutes from the September 22, 2020 virtual meeting.
15	1-Dec-20	SNGR	Susan Jackson (SCPL)	Email	Invitation for fieldwork	Sun Canadian invited the community to participate in potential bat maternity roosting habitat survey.
16	1-Dec-20	HWN	Susan Jackson (SCPL)	Email	Invitation for fieldwork	Sun Canadian invited the community to participate in potential bat maternity roosting habitat survey.
17	5-Feb-21	HCCC	Susan Jackson (SCPL)	Email	Notice of Release of Environmental Report	Sun Canadian provided a link to the Environmental Report and requested comments.
18	5-Feb-21	HWN	Susan Jackson (SCPL)	Email	Notice of Release of Environmental Report	Sun Canadian provided a link to the Environmental Report and requested comments.
19	5-Feb-21	MCFN	Susan Jackson (SCPL)	Email	Notice of Release of Environmental Report	Sun Canadian provided a link to the Environmental Report and requested comments.

Line Item	Date of Communication	Community	Correspondent	Method of Communication	Subject	Comment
20	5-Feb-21	SNGR	Susan Jackson (SCPL)	Email	Notice of Release of Environmental Report	Sun Canadian provided a link to the Environmental Report and requested comments.
21a 21b	4-Oct-21	HDI	Raechelle Williams	Email/letter	Project participation	HDI Environmental Division has an interest in the project and would like a representative of the division be involved in monitoring fieldwork, site inspections and reviews of all relevant reports. Requested a meeting with SCPL.
21a	22-Oct-21	HDI	Raechelle Williams	Email	Project agreements	HDI confirmed an agreement is in place only for archaeology and an additional agreement would be required for environmental monitoring.
21a	22-Oct-21	SCPL	Susan Jackson (SCPL)	Email	Project agreements	SCPL welcomes HDI environmental monitors during construction. Requested an environmental agreement.