



Appendix I - List of Issues

The Board will consider the following issues in this hearing:

- 1. The need for the proposed Project.
- 2. The potential commercial impacts of the proposed Project.
- 3. The appropriateness of the tolling methodology.
- 4. The potential environmental and socio-economic effects of the proposed Project, including the potential effects of malfunctions or accidents that may occur, and any cumulative environmental effects that are likely to result from the proposed Project.
- 5. The engineering design and integrity of the proposed Project.
- 6. The safety, security, and contingency planning associated with the construction and operation of the proposed Project, including emergency response planning and third-party damage prevention.
- 7. Consultation with Aboriginal groups and the potential impacts of the proposed Project on Aboriginal interests.
- 8. Consultation with affected landowners and the potential impacts of the proposed Project on affected landowners and land use.
- 9. The terms and conditions, related to the above issues, to be included in any approval the Board may issue for the proposed Project.

The Board will not consider the environmental and socio-economic effects associated with upstream activities, the development of oil sands, or the downstream use of the oil transported by the pipeline.

Summary of NEB Timetable of Events – Enbridge Pipelines Inc. (Enbridge) Line 9B Reversal and Line 9 Capacity Expansion Project

| Action (Responsible Party) | Date/Deadline |
|---|---|
| Pre-application submitted by <i>Enbridge</i> | October 11, 2012 |
| Application submitted by Enbridge | November 29, 2012 |
| Hearing Order Issued by <i>Board</i> | February 19, 2013 |
| Deadline for Requesting Information Sessions (Interested Persons) | March 21, 2013 |
| Deadline to Comment on List of Issues (Interested Persons) | March 21, 2013 |
| Revised List of Issues released by <i>Board</i> , if warranted | After receiving Comments on the List of Issues |
| Application to Participate (Interested Persons) | <u>April 11, 2013</u> |
| List of Parties (comprised of the Applicant and Intervenors) Issued by <i>Board</i> <i>Board</i> will also advise which persons can submit a Letter of Comment | After receiving Applications to Participate |
| Application Served on all Intervenors (Enbridge) | Immediately after receiving the List of Parties |
| Applications to Participate served on Intervenors (Intervenors) | Immediately after receiving the List of Parties |
| Additional written evidence of Enbridge | April 30, 2013 |
| Information Requests to Enbridge (Intervenors) | May 14, 2013 |
| Enbridge Responses to Information Requests | May 28, 2013 |
| Follow-up Information Requests to Enbridge Seeking Clarification on Enbridge Responses to Round 1 Information Requests (<i>Intervenors</i>) | June 11, 2013 |
| Enbridge Responses to Follow-up Information Requests | June 25, 2013 |
| Intervenor Written Evidence | <u>July 9, 2013</u> |
| Letters of Comment (Commenters) | <u>July 9, 2013</u> |
| Information Requests to Intervenors (Board and other Parties) | July 16, 2013 |
| Intervenor Responses to Information Requests | July 30, 2013 |
| Enbridge Reply Evidence | August 6, 2013 |
| **Written Final Argument (Board and all Parties) | August 20, 2013 |
| **Oral Final Argument (Board and all Parties) | Week of August 26-30, 2013 (Location(s), timing, order TBD) |
| Board Decision | TBD (No later than <u>March 19,</u> <u>2014</u>) |

**Written/Oral Final Argument (refer to paras. 56-60, p. 11 of the Hearing Order):

- Final argument is the final opportunity for Enbridge and Intervenors to present their views and opinions after all evidence has been submitted, <u>new evidence cannot be introduced in final argument;</u>
- Final argument must be based on evidence that is already on record before the Board (i.e. filed written evidence, responses to IRs, and letters of comment); and
- Final argument should not repeat evidence that is already on the record.