



File OF-Fac-Gas-T211-2015-05-01  
10 February 2016

Ms. Trishna Wirk  
Regulatory Project Manager  
TransCanada PipeLines Limited  
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Facsimile 403-920-2347

Mr. Ryan V. Rodier  
Senior Legal Counsel  
TransCanada PipeLines Limited  
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Dear Ms. Wirk and Mr. Rodier:

**Hearing Order GH-001-2016 regarding TransCanada PipeLines Limited  
(TransCanada)  
Vaughan Mainline Expansion Project (Project)  
Application of 10 November 2015 (Application)**

On 10 November 2015, TransCanada applied to the National Energy Board (Board) for an Order from the Board granting approval to construct and operate the Project pursuant to section 58 of the *National Energy Board Act* (NEB Act). In its Application, TransCanada also requested exemptions from sections 30(1)(a) and 31 of the NEB Act.

In a letter dated 11 January 2016 the Board confirmed that the Application was complete and set the time limit for the Board to issue an order or dismiss the Application. The Board is now issuing the attached Hearing Order GH-001-2016 (Hearing Order). The Hearing Order explains the procedures that will be followed for the assessment of this application.

Should any interested person wish to comment on this Hearing Order, we will accept comments on the Hearing Order until **noon, Calgary time, 2 March 2016**. TransCanada is permitted to reply to any comments received by **noon, Calgary time, 7 March 2016**. We may choose to amend the Hearing Order after this date.

TransCanada is directed to make a copy of the Application available for public viewing at a location near the Project route. The Board directs TransCanada to make this location known on its Project website by 22 February 2016. The location should specify the street address of the location, the hours accessible, whether the Application is available in hard copy or electronic format, and in what language the information is provided.

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The Board requires you to:

- a) publish the Notice of Hearing (Schedule A) in each of the publications listed in Schedule B by **24 February 2016**;
- b) ensure the published Notice of Hearing **meets the requirements of the Government of Canada's Federal Identity Program** (for assistance please contact [FIP@neb-one.gc.ca](mailto:FIP@neb-one.gc.ca));
- c) submit to the Board a complete list of dates when the Notice of Hearing was published **immediately after all notices have been published**;
- d) serve a copy of the Notice of Hearing (Schedule A) and this letter on the persons or agencies listed in Schedule C, Part I by **24 February 2016**;
- e) serve a copy of this Hearing Order and its Appendices on all persons or agencies listed in Schedule C, Part II in the official language of their choice, all persons and groups that received a copy of the application and all Aboriginal groups engaged by TransCanada and the Haudenosaunee Development Institute (HDI) by **24 February 2016**;
- f) serve a copy of Schedule D and this letter on all potentially impacted parties.

If you have questions about this letter or Hearing Order, please contact Andrew Hudson, Legal Counsel at [Andrew.hudson@neb-one.gc.ca](mailto:Andrew.hudson@neb-one.gc.ca) or (403) 299-2708. If you have questions about participating in the NEB's hearing process, please contact Monica Rodriguez-Galvez at [VME.ProcessHelp@neb-one.gc.ca](mailto:VME.ProcessHelp@neb-one.gc.ca) or 1-800-899-1265. The Hearing Order may also be accessed through the Board's Internet site directly at [www.neb-one.gc.ca/VME](http://www.neb-one.gc.ca/VME).

Yours truly,

*Original signed by L. George for*

Sheri Young  
Secretary of the Board

Attachments

## **Schedule A**

### **Notice of Public Hearing and Application to Participate**

#### **National Energy Board Public Hearing for TransCanada PipeLines Limited (TransCanada) Application for the Vaughan Mainline Expansion Project (Application)**

On 10 November 2015, TransCanada filed an Application with the National Energy Board (NEB or Board) for the Vaughan Mainline Expansion Project (Project), a new natural gas pipeline in the City of Vaughan, Ontario. The Project will be integrated into TransCanada's existing mainline system and its recently Board approved King's North Connection Pipeline [Folder [2498195](#)]. The Project will consist of approximately 11.7 km of 1067 mm (NPS 42) outside diameter (OD) pipeline, three tie-ins to TransCanada existing pipelines and associated facilities. TransCanada has applied under Section 58 of the NEB Act for approval to construct and operate this Project.

The NEB will hold a public hearing regarding TransCanada's Application, which will include a written component and an oral component. The Board is allowing comments from all interested persons on the Hearing Order. More information can be found in the Hearing Order and at [www.neb-one.gc.ca/VME](http://www.neb-one.gc.ca/VME).

#### **Participation in the NEB's Public Hearing**

Pursuant to section 55.2 of the NEB Act, the Board will determine who may participate in this hearing. Applicants must clearly, and in sufficient detail, describe their interest in relation to the issues for the hearing, as described above. Those who are directly affected by the granting or refusing of the application will be allowed to participate in the hearing and those with relevant information or expertise may be allowed to participate.

The Board has decided that directly affected aboriginal groups, municipalities and landowners should be granted standing (Pre-decided Standing) either as a Commenter or as an Intervenor, at their choice. The list of those granted Pre-decided Standing is in Appendix III of the Hearing Order. Those granted Pre-decided Standing are still required to register through the Participation Portal during the Application to Participate (ATP) timeframe either as an Intervenor or as a Commenter.

#### **Application to Participate Form**

Others who wish to participate in the hearing for this Project must complete an "Application to Participate" form. The form will be posted on the NEB's website on **10 February 2016**. The deadline to submit your form is **2 March 2016**. You can access the form at: [www.neb-one.gc.ca](http://www.neb-one.gc.ca). Even if you have Pre-decided Standing you must register via an Application to Participate form before the deadline in order to participate.

If the Board approves an applicant (who has not been granted Pre-decided Standing) to participate in the hearing, it will be as either a **Commenter** or an **Intervenor**. Applicants are required, at the time they apply, to indicate which type of participation in this hearing they are seeking from the Board. Applicants who fail to indicate a type of participation will be considered for Commenter Standing only.

After the application to participate process closes, and with the exception of those granted Pre-decided Standing, the Board will make its ruling on who may participate and how. The Board will issue this List of Participants soon after the deadline.

### **Hearing Order**

The Hearing Order was issued on 10 February 2016. It outlines the procedures for the public hearing and includes a timetable of material events.

### **Participant Funding**

The NEB has made funds available under its Participant Funding Program to assist directly affected persons, or those decided to have relevant information or expertise, in participating in the public hearing for the Project. Only Intervenors in the hearing are eligible to receive participant funding. Please refer to the heading “Documents and Information” below for further information.

### **Process Advisor**

If you are thinking about applying to participate in the Board’s hearing for this Project and have questions about how to apply, or have questions about the NEB’s hearing process, please contact:

Monica Rodriguez-Galvez  
Process Advisor  
1-800-899-1265  
[VME.ProcessHelp@neb-one.gc.ca](mailto:VME.ProcessHelp@neb-one.gc.ca)

### **Documents and Information**

For information about this Project, visit [www.neb-one.gc.ca/VME](http://www.neb-one.gc.ca/VME). Select *NEB 101 Information* for information on the NEB Hearing Process; select *Applications* for information on applying to participate; select *Participant Funding* for information on funding for participating in the hearing, and the application form. An electronic copy of the Project Application is available for viewing under the *Regulatory Documents* section of this page [Folder [2856163](#)].

A copy of the Project Application will be available for public viewing at a location near the proposed Project route. This location will be available on TransCanada’s website by 22 February 2016.

## **Schedule B - List of Publications**

### **GH-001-2016**

#### **Publication Distribution**

Le Métropolitain

Vaughan Citizen

Aurora Banner

Brampton Guardian

Richmond Hill Liberal

Thornhill Liberal

Turtle Island News, Ohsweken

**List of Interested Persons to be Served with Hearing Order GH-001-2016**  
**Liste des parties intéressées à qui l'ordonnance d'audience GH-001-2016**  
**doit être signifiée**

**Part I**  
**(Ministers / Ministres)**

The Honourable William F. Pentney  
Deputy Minister of Justice of Canada and Attorney General  
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The Honourable Catherine McKenna  
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House of Commons  
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The Honourable Suzanne Anton  
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Government House Leader  
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The Honourable Gordon Wyant  
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The Honourable Madeleine Meilleur  
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L'Honorable Stéphanie Vallée  
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*(Other Government Departments or Agencies  
/ Ministères et autres organismes gouvernementaux)*

The Honourable Glen R. Murray  
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The Honourable Bob Chiarelli  
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***Part II***

***(Associations, Groups & Businesses / les associations, les groupes et les entreprises)***

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Canadian Association of Energy & Pipeline Landowner Associations (CAEPLA)  
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*(Aboriginal Groups / Groupes autochtones)*

Ms. Tera Beaulieu  
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Ms. Karen Derocher  
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Credit River Métis Council  
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*(Municipal Governments / les gouvernements municipaux)*

The Regional Municipality of York  
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The City of Vaughan  
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## **Schedule D – List of Issues**

The Board has identified, but is not obliged to limit itself to, the following issues for consideration in the hearing with respect to the proposed Vaughan Mainline Expansion Project (Project).

1. The need for the Project.
2. The economic feasibility of the Project.
3. The potential commercial impacts of the Project.
4. The potential environmental and socio-economic effects of the Project, including any cumulative environmental effects that are likely to result from the Project, including those required to be considered by the [NEB's Filing Manual](#).
5. The appropriateness of the general route and land requirements for the Project.
6. The engineering design and integrity of the Project.
7. Potential impacts of the Project on Aboriginal interests.
8. Potential impacts of the Project on directly affected landowners and their land use.
9. Contingency planning for spills, accidents or malfunctions, during construction and operation of the Project.
10. The terms and conditions to be included in any approval the Board may issue for the Project.