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Láw | CÉNA | Nú | Deey | čáčim hihak k^waa | ʔéx k^w ń

Weyt-kp | Kalhwá7acw | gwetaʔaghunt'l | Hadih | Way'

Tansi | Ába wathtech | Aaniin | ʔedlanet'e | Tawnshi

We are pleased to present the Report from the Line Wide Gathering held in T'sou-ke traditional territory on November 5-6, 2018. We are grateful to Chief Gordon Planes for welcoming us to T'sou-ke.

The Indigenous Caucus of the Indigenous Advisory and Monitoring Committee for the Trans Mountain Expansion and Existing Pipeline (IAMC-TMX) hosted the Gathering as per our responsibilities in Section 34 of the Committee's Terms of Reference (TOR). The event was presented with the following two goals in mind:

1. Update the affected Indigenous communities on our work to date, as well as, our priorities moving forward; and
2. Work with Indigenous community members, listening to them and sharing ideas around the table.

Charlie Ursell of Watershed Partners facilitated the Line Wide Gathering with guidance from our meeting Chairperson, Grand Chief Steven Point. Participants worked in small groups. Their conversations resulted in observations, insights and recommendations in these priority areas:

1. Indigenous Monitoring/Emergency Management and Response;
2. Impacts of Work Camps;
3. Community Engagement and Communications; and
4. Advice to Government and Regulators.

Everyone at IAMC-TMX was encouraged by our first experience with hosting the Line Wide Gathering. Nearly 90 Indigenous participants, joined by representatives from the British Columbia Coast Pilots Ltd., National Energy Board and the federal government were in attendance. Chief Ernie Crey, then Chair of the Indigenous Caucus, initially reported out on what we learned in a letter sent to the 117 affected Indigenous communities (and posted at www.iamc-tmx.com).

Thanks to our hardworking staff for their contribution to the success of this meeting. It was good to see Shawn Tupper, spending his first day as the newly-appointed Associate Deputy Minister, Natural Resources Canada, with us at the Line Wide Gathering.

Planning has begun for the 2019 Line Wide Gathering. Over the weeks and months to come, detailed updates will be sent to you. We are confident that it will be a worthwhile learning experience for all and we hope to see you there.

Michelle Wilsdon, Interim Indigenous Co-Chair

2. KEY THEMES WE HEARD

While reading the comments made by participants, we found four key themes that were consistent throughout the two days of the Line Wide Gathering:

Come and Learn from Us

Following the recommendation made by one of the participants, the agenda for the next Line Wide Gathering will include presentations from Indigenous communities. We were also encouraged to visit the Indigenous communities and to learn from them.

“The elders are our map.”

Integration of Indigenous knowledge, values and perspectives into our oversight of the Trans Mountain system is one of the guiding principles of the IAMC-TMX. The committee’s work on this goal must continue and we are committed to learning from communities along the way.

Train and Sustain

Creating long-term career opportunities for Indigenous people is a priority. Capacity building programs should be designed to provide community members with the training and certification they will need to achieve that goal.

Building Relationships

Participants emphasized the importance of building relationships between Indigenous communities. There is much to be gained through knowledge sharing between nations. It was clear too, that IAMC-TMX has a role in being a bridge between the regulators and community members.

3. PRIORITY TOPICS

Our agenda and the comments we received, covered these priority topics:

- Indigenous Monitoring and Emergency Management
- Impacts of Work Camps
- Community Engagement and Communications
- Advice to Government and Regulators

In the following pages, we will share with you what we heard at the Line Wide Gathering. We will also provide a summary of the work of the committee that we feel is in step with the thoughts expressed by participants.

3.1 INDIGENOUS MONITORING / EMERGENCY MANAGEMENT AND RESPONSE

What we heard from community members:

Building Relationships

As our monitoring program grows, there is a “need to connect” with Indigenous communities and to learn:

- How do they define safety and Indigenous Traditional Knowledge (ITK)?
- How can the IAMC-TMX align its program with the work that the communities are already doing?
- Who are the “Community Champions” to guide us in learning about their community?

Ensure Compliance and Accountability

- Establish mutually agreed upon baselines, standards and processes to access data.
- Indigenous monitors, trained and certified, with authority so that their decisions have “teeth.”
- Culturally-sensitive dispute resolution (for eg. sharing circle).
- Archaeological and heritage protection, working towards the goal of including ITK in enforcement.

Emergency Management (EM)

- Now is the time to get ready: plan, prepare and practice.
- Close capacity gaps in training, equipment, notification and the Incident Command System.
- Educate community members and mentor youth about EM.
- Build relationships between Indigenous communities, BC Coast Pilots, West Coast Marine Response Corporation and government.
- Find a balance between respect for regional-specific processes with sharing best practices and working together.
- The IAMC-TMX can learn from Indigenous communities that already have EM plans in place.

Work we have done and what we are doing:

- Between December 2017 and November 2018, IAMC-TMX Indigenous Monitors participated in ten on-site inspections and site-visits with the National Energy Board (NEB) and Fisheries and Oceans Canada.

- We are currently working with technicians from Indigenous communities and organizations to have monitors working with regulators on-site during inspections.
- IAMC-TMX Indigenous monitors also participated in four emergency management exercises. They began as observers at an exercise conducted at the Burnaby marine terminal. Then, committee representatives were moved into Incident Command System roles at exercises held at Blackpool (North Thompson River), Westridge Marine Terminal and Jasper National Park.
- IAMC-TMX is developing four EM pilot projects aimed at:
 - improving Indigenous all-hazard emergency preparedness;
 - increasing Indigenous participation in the Incident Command System; and
 - holding technical workshops along the pipeline route and shipping lanes.
- We hosted the workshop: Incorporating Indigenous Knowledge into regulatory processes. This was an opportunity to learn about the challenges and benefits of including ITK decisions about resource management.

2) Impacts Associated with Work Camps/Influx of Temporary Workers

“Our goal is to improve upon how the monitoring of work camps has been done in the past and to raise the bar regarding oversight in the future.”

– Tracy L. Friedel, Co-Chair, Socioeconomic Subcommittee

There is a range of impacts that work camps and an influx of large numbers of temporary workers can have on a nearby Indigenous community. Of foremost concern is the safety of Indigenous women and girls. It is going to take work to build safe relationships; for eg. between the camps and communities along the pipeline corridor.

What we heard from community members:

- Carry out research focused on improving the culture and conditions in the camps; address the effects of racism and attitudes towards the safety of Indigenous women and girls.
- Provide awareness training for communities and cultural training for camp workers.
- Hire a Cultural Liaison.
- Develop enforceable standards of behaviour for workers, when they are on or outside of the work camp.
- Understand the impacts of work camps on local resources, such as health services and policing, in advance of the planning and permitting process.

What we are doing and what we have done:

The Work Camps Working Group is part of the Socioeconomic Subcommittee. It is our response to the concerns of Indigenous communities regarding the safety of women and girls. The goals of the Work Camps Working Group are to: contribute to the well-being of Indigenous communities; and monitor compliance oversight of work camps and other instances in which there is a large influx of workers.

The IAMC-TMX is researching the impacts of the proposed TMX camps in British Columbia and the influx of temporary workers in Alberta. The focus of this research, to be shared with the Indigenous communities, is to examine impacts of work camps/influx of temporary workers on Indigenous communities, particularly on Indigenous women and girls, and work with communities to advance strategies aimed at reducing negative impacts. Specifically, the first phase of the study will:

- Assemble resources, tools, questions and wise practices materials for communities to help them prepare for camps / influx of temporary workers;
- Review /develop potential indicators for monitoring the impacts of work camps / influx of temporary workers; and
- Identify areas for potential collaboration or additional work.

The Caucus is committed to helping ensure appropriate policies are in place and enforced regarding Trans Mountain Corporation work camps; for eg. prohibition for workers regarding harvesting local resources (unless they are in their own traditional territory) and advocating for mandatory, territory-specific cultural awareness training for anyone staying in a work camp.

Taking into consideration the recent findings of the National Inquiring into Missing and Murdered Indigenous Women and Girls will be instrumental to our work.

3.3 COMMUNITY ENGAGEMENT AND COMMUNICATIONS

What we heard from community members:

The path to relationship building is clear:

- Face-to-face dialogue where our voices are heard. Listen to, and be adaptive to, each community's concerns and aspirations.
- Plain language documents; easy-to-explain visuals; basic info, keep it simple. Can IAMC-TMX connect with community information systems and media?
- It is up to IAMC-TMX to ensure that we make the best use of community members' time. Ask them: "How do you want to be engaged?"
- Coordinate our efforts so that communities can ready themselves for engagement: funding to build capacity; respect for local culture and protocol (for eg. ceremony season). Be clear about what we want to talk about.

- Seek out “Community Champions.”
- See our work through the lens of Reconciliation and the UN Declaration on the Rights of Indigenous Peoples.
- Protect the lands and waters: walk the line on the land (boots on the ground).
- Respect that some communities support, and others oppose, the Trans Mountain Expansion Project.

Work we have done and work we are doing:

- Hired two Regional Engagement Coordinators as part of a pilot project
- Provided capacity funding to the Sto:lo Tribal Council for community-led engagement project
- Hosted the 2018 Line Wide Gathering and the Alberta First Nations Regional Engagement meeting
- Co-chairs visited 12 Indigenous communities
- Community engagement meetings at Cheam First Nation and Seabird Island Indian Band
- Information booths and attendees at the 2018 and 2019 BC Federal-Indigenous Joint Gatherings and the 2018 BC Assembly of First Nations Annual General Meeting
- Established Facebook and Twitter pages
- Launched a new website (www.iamc-tmx.com)

3.4 PROVIDING ADVICE TO GOVERNMENT AND REGULATORS

What we heard from community members:

The NEB Reconsideration Hearings were an opportunity for the Indigenous Caucus to provide advice on the Conditions concerning the Trans Mountain Expansion Project. We took the opportunity at the Line Wide Gathering to seek input from communities and received it on these points:

Guardianship

It continues to be a goal of Indigenous people to be decision-makers, not just advisors in the oversight of Trans Mountain’s existing and proposed pipelines; marine terminals and shipping.

- How will the scope of the IAMC-TMX change over time regarding exercise of greater powers?
- Government needs to look seriously at shared decision-making and to explore dispute resolution processes to support it
- Indigenous representation on key boards (for eg. BC Pilotage)
- Learn about Indigenous laws and governance
- IAMC-TMX needs a clear mandate from the nations it represents and the “teeth” of decision-making authority.

Spill Response

Community readiness and capacity - to be first on the scene when a spill occurs - is a priority for Indigenous communities. Closing the gap in equipment and training and making local knowledge an integral part of spill response, is required.

- Look at habitat, not just the pipeline corridor and coast
- A spill can impact more than one community; it will impact each community differently
- Training with the opportunity for certification and long-term careers

Marine Planning and Management

Participants called for comprehensive coastal protection and marine use planning. The IAMC-TMX could be a model for future work on broader impacts. They also noted that inland nations, such as those who fish Fraser salmon, are concerned about the marine environment too.

- Cumulative impacts: what kind of model can address that?
- Comprehensive marine use planning – how do we have those discussions?
- Communication: perception of comprehensive marine use planning affects confidence
- Indigenous stewardship throughout the project life cycle

What Caucus has done and is doing:

NEB Reconsideration Hearings

The Indigenous Caucus provided a written submission and, on November 27, 2018, presented oral evidence at the NEB Reconsideration Hearings.

The Indigenous Caucus stated that the NEB must design conditions and recommendations to facilitate meaningful Indigenous participation in the oversight of this project, such as:

- broadening the inclusion of IAMC-TMX and Indigenous communities in the design and implementation of TMX Conditions;
- enhancing Indigenous inclusion in emergency management
- improving marine planning; and management co-governance initiatives.

On February 22, the NEB issued a number of non-binding recommendations. One of these, Recommendation 11, requires the Governor in Council, along with Transport Canada and the Canadian Coast Guard, to facilitate opportunities to engage and seek feedback from the IAMC-TMX on the marine inspections and enforcement regime, and engagement opportunities for Project-related marine shipping activities.

- Over time, the IAMC-TMX, government and regulators will look for greater involvement in decision-making. As per the Longer-Term Vision provided by Section 14 of the TOR: *The Committee will seek to strengthen this relationship over time, including through greater involvement in decisions related to the oversight of Trans Mountain Activities.*

4. CAPACITY FUNDING

Long-term Training and Capacity Development

The IAMC-TMX's Capacity Funding Program (\$42 million over 5 years) is aimed at increasing and strengthening the involvement of Indigenous communities in monitoring the Trans Mountain system. This includes investing in the recruitment, training and employment of Indigenous monitors and emergency responders. We are also working with communities to gather and share technical information and in a manner respectful of protocol, include ITK, in the stewardship of the lands, waters and communities affected by the Trans Mountain system.

What we heard from community members:

- Increase the capacity for First Nations communities to respond during emergencies and spills
- Traditional Knowledge should be incorporated in the training programs for Indigenous monitors
- Communities would like a clear idea of the roles and responsibilities of Indigenous monitors
- Increase youth involvement in the Indigenous monitoring and training programs
- Training programs should be sustainable and prepare monitors for long-term careers

What we are doing and what we have already done:

- As of March 31, 2019, close to \$7 million in funding allocated to Indigenous communities or organizations to support work related to TMX.
- Partnering with groups, including the First Nations Emergency Services Society and the Coast Guard's Indigenous response program to develop and deliver training
- Training programs will take "all-hazards approach" so that community members have the skills to respond to variety of emergencies such as fires, floods, spills etc.
- We are currently writing a detailed job description, outlining the roles and responsibilities of Indigenous monitors, which will be easily accessible to all
- To learn more about IAMC - TMX's Capacity Funding program, please visit: www.iamc-tmx.com/funding

5. LOOKING AHEAD

Planning has begun for the 2nd Annual Line Wide Gathering to be held on November 13-14, 2019. In the weeks to come, we will send out details about the location, how to register and what travel costs are covered.

Following up on a recommendation from last year's participants, we will include presentations from the communities in next year's agenda. It will also be an opportunity for us to review how the thoughts that expressed by Indigenous community members at last year's Gathering has informed and guided the work of the IAMC-TMX.

To learn more about us, please visit:

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