

September 3, 2010

Ms. France Pégeot  
Assistant Deputy Minister  
Mackenzie Gas Project  
Industry Canada  
Room 824C, 235 Queen Street  
Ottawa, Ontario  
K1A 0H5

Dear Ms. Pégeot:

The Joint Review Panel for the Mackenzie Gas Project (Panel) acknowledges receipt by e-mail yesterday (September 2) of your undated letter responding to the Panel's letter of August 30.

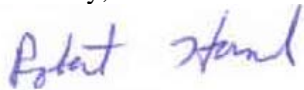
Please be advised that there is not, and never has been, any "agreement" between the Panel and Government representatives on the "consult to modify" or "clarification" processes. (I acknowledge that there were discussions on these processes with myself.)

Regardless of what your records might indicate, your letter of August 13 was not received by all Panel members until August 26. Your deadline of September 7 was, therefore, not achievable and, certainly, is not achievable now.

The Panel has never proposed, and does not now propose, that there be third party involvement in these processes. The Panel's position is simply that any process between itself and the Governments must not be confidential. Any document exchanged between the Governments and the Panel must be available to the Parties to the Panel's review.

The Panel will not comment on the document attached to your letter of August 13 while it continues to be classified as confidential. The Panel remains available to engage in the "consult to modify" and "clarification" processes on the basis of any request that does not impose confidentiality on the Panel.

Sincerely,



Robert Hornal  
Joint Review Panel Chair  
105 - 181 West 1st Avenue  
Vancouver, British Columbia  
V5Y 0E3

cc: All Parties to the Environmental Impact Review conducted by the Joint Review Panel for the proposed Mackenzie Gas Project