



820 Taylor Ave (3) Winnipeg Manitoba Canada R3M 3T1
Telephone / N° de téléphone : (204) 474-3639 Fax / N° de télécopieur : (204) 474-4947
rdbettner@hydro.mb.ca

October 13, 2009

Colin Craig
Canadian Taxpayer's Federation
212 - 428 Portage Avenue
Winnipeg, Manitoba
R3C 0E2

Dear Sir:

**Re: APPLICATION FOR ACCESS UNDER PART II OF THE
FREEDOM OF INFORMATION PROTECTION OF PRIVACY ACT**


You had requested community costs for the CNP (Cree Nation Partners) going back to the beginning of the process.

You will recall, I had previously provided you information from October, 2003 forward. The information which follows will include the entirety of 2003. The amounts are as follows:

Year	1998	1999	2000	2001	2002	2003
Community Costs	\$0.16 M	\$0.42M	\$1.41 M	\$3.99 M	\$4.26 M	\$3.25 M
Legal and Consulting	\$0.35 M	\$2.12 M	\$3.93 M	\$6.24 M	\$3.53 M	\$3.47 M
TOTAL	\$0.51 M	\$2.54 M	\$5.34 M	\$10.21 M	\$7.79 M	\$6.72 M

We trust this satisfies your request and we are now closing our file.

Yours truly,



R.D. BETTNER
Access & Privacy Officer

RDB/az



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December 19, 2008

VIA FACSIMILE

Colin Craig
 Canadian Taxpayer's Federation
 212 - 428 Portage Avenue
 Winnipeg, Manitoba
 R3C 0E2

Dear Sir:

**Re: Access to Information under Part II of the
 Freedom of Information and Protection of Privacy Act**

You had forwarded two requests, one pertaining to monies paid directly to Split Lake and a second request pertaining to monies paid directly to advisors to Split Lake by Manitoba Hydro.

With respect to the second request, Manitoba Hydro does not directly pay any Split Lake advisors. The process/negotiating costs are handled on a cost reimbursable basis. Manitoba Hydro's processes in this regard have been reviewed by the Audit Committee of the Board and have been the subject of discussions with the Office of the Provincial Auditor.

With respect to the monies provided to Tataskweyak Cree Nation directly, those monies are set out in the table below. We wish to point out however, that with respect to process costs, Tataskweyak and War Lake have joined together as the Cree Nation Partners and process costs, while provided to Tataskweyak, include some monies directly referable to War Lake. Both First Nations do however employ the same advisors.

	Process Costs	Mitigation Programming & Compensation
2003/04	\$1,390,000	\$613,200
2004/05	\$7,850,000	\$497,800
2005/06	\$7,430,000	\$196,200
2006/07	\$7,590,000	\$5,248,000
2007/08	\$7,980,000	\$5,401,000
2008/09	\$7,210,000	\$2,565,000

With respect to the mitigation programming and compensation, the amounts shown include amounts for predetermined compensation which is an obligation flowing from the 1992

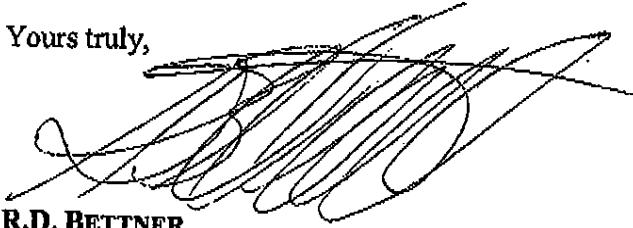
Colin Craig
December 19, 2008
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Implementation Agreement for water level changes, shoreline protection works necessitated by high water events, debris control programs and severance line adjustment costs and compensation.

Manitoba Hydro also provided \$20,000 as a donation to the Tataskweyak Cree Nation 100th Anniversary Celebration of their adhesion to Treaty No. 5.

We trust you'll find this sufficient and are now closing our files.

Yours truly,

A handwritten signature in black ink, appearing to be "R.D. Bettner", written over a horizontal line.

R.D. BETTNER
Access & Privacy Officer

RDB/az



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rdbctner@hydro.mb.ca

April 17, 2009

Colin Craig
Canadian Taxpayer's Federation
212 - 428 Portage Avenue
Winnipeg, Manitoba
R3C 0E2

Dear Sir:

**Re: Access to Information under Part II of The
Freedom of Information and Protection of Privacy Act**

You had requested that the Corporation provide documentation from Manitoba Hydro Audit Committee discussions about the expenses claimed for Keeyask dam negotiations, process costs and other expenses from the Cree Nation Partners.

In accordance with subsection 23(1) of *The Freedom of Information and Protection of Privacy Act*, Manitoba Hydro is exercising its discretion to refuse disclosure of the requested information. As you are aware, the Audit Committee is a committee of the Board and provides advice to the Board and senior management of the Corporation. The documentation of the discussions includes advice, opinions and recommendations which were developed for the public body as described in paragraph (a) of the subsection. It also constitutes deliberations involving the public body as contemplated by paragraph (b) of subsection 23(1) of the Act.

Further, there are aspects of the discussions which deal with procedures, criteria and instructions developed for negotiations relative to the development of the Keeyask Project and with respect to the next phases of its implementation and development which are spoken to under subparagraph 28(1)(c)(iii) of the Act.

In addition, these discussions of necessity speak to matters involving the practices and policies of the First Nation government(s) with respect to the information to be provided to Manitoba Hydro and its relations with its consultants and employees. Further discussion of such matters would be detrimental to the relations between Manitoba Hydro and the government of the First Nation. Matters such as these are contemplated under subsection 18(1)(b) and subsection 21(1)(b), respectively.

You will also recall that in the context of our discussions regarding your request for information regarding amounts of money paid to or on behalf of the Keeyask Split Lake, we advised, at that

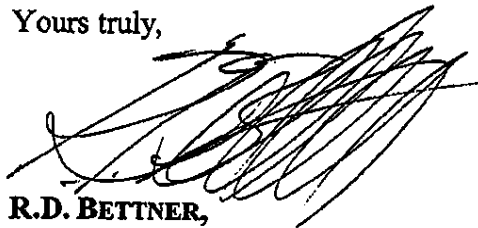
Colin Craig
April 17, 2009
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time, of the relevant confidentiality provisions governing the relationship between Manitoba Hydro and the Keeyask Cree Nations.

Subsection 59(1) of *The Freedom of Information and Protection of Privacy Act* provides that you may make a complaint about this decision to the Manitoba Ombudsman. You have 60 days from the receipt of this letter to make a complaint on the prescribed form to:

Manitoba Ombudsman
750 - 500 Portage Avenue
Winnipeg, MB R3C 3X1
982-9130
1-800-665-0531

Yours truly,

A handwritten signature in black ink, appearing to read 'R.D. Bettner', written over a large, dark, scribbled-out area.

R.D. BETTNER,
Access & Privacy Officer

RDB/az