



# INDIGENOUS RELATIONS POLICY

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## PURPOSE AND SCOPE

The purpose of this Policy is to ensure that Personnel pursue and develop long-term mutually beneficial relationships with Indigenous Groups in support of the Company's business and corporate social responsibility objectives across Canada, the United States, and Mexico.

This Policy sets expectations for, and guides the Company's collaborative partnerships with Indigenous Groups aimed at achieving regulatory certainty and maintaining access to land, while supporting such Indigenous Group's capacity-building initiatives and participation in economic opportunities.

Personnel will ensure that implementation of this Policy is consistent with TransCanada's Indigenous Relations Commitment Statement.

This Policy applies to all Personnel.

## POLICY

- 1.1 When engaging and collaborating with Indigenous Groups, all Personnel will respect the spirit and intent of the [United Nations Declaration on the Rights of Indigenous Peoples](#) (UNDRIP) and its guiding principles within the context of existing Canadian, U.S. and Mexican law and the associated commitments and roles that governments in those jurisdictions have, relative to Indigenous Groups.
- 1.2 All Personnel conducting business activities on behalf of TransCanada will recognize and respect that Indigenous Peoples may have a collective attachment to the land and resources associated with TransCanada's business activities, and that there are often separate organizational and governance structures and political institutions from those of the jurisdictions they fall under. Personnel will ensure that they are conducting any such business activities with integrity, mutual responsibility and collaboration.
- 1.3 When engaging in consultation related activities with Indigenous Groups, Personnel will engage with Indigenous Groups in a timely manner, to allow them to identify interests, understand the potential impacts of our business activities and make decisions freely and openly. Personnel must ensure meaningful and respectful Engagement and dialogue through the use of a principled, transparent and adequate approach, as set out in TransCanada's Indigenous Relations Strategy.
- 1.4 Personnel who are working with Indigenous Groups are expected to take the Company's Indigenous cultural awareness training to help them work more effectively and collaboratively with Indigenous groups.



- 1.5 All Personnel will use every opportunity to engage Indigenous Groups' leadership to:
- a) align their capacity and capabilities with the Company's project requirements and qualifications;
  - b) support community-led initiatives tailored to local priorities;
  - c) develop skills in the local workforce compatible with industry needs; and
  - d) develop community-led innovative project strategies, reflecting engagement and regulatory outcomes that are defensible and commercially reasonable.

## DEFINITIONS

**Aboriginal Peoples** means the First Nations, Métis, and Inuit peoples whose rights are recognized and affirmed in the Canada Constitution Act, 1982.

**Engagement** means the activities conducted by TransCanada to identify, understand and consider the potential effects of TransCanada's business activities on Indigenous groups, with the intention to substantively address them.

**Indigenous Groups** means any combination of Aboriginal, Indigenous and Indígenas Peoples, communities or organizations.

**Indígenas of Mexico** include those who descend from populations that inhabited the current territory of Mexico at the beginning of colonization and preserve their own social, economic and political institutions, or part of them. They include individuals that self-identify as indigenous.

**Indigenous Peoples** means Aboriginal Peoples, Indians, and Indígenas peoples of Canada, the United States and Mexico, respectively.

**Indian** means an individual who is a member of an Indian tribe, band, or community that is recognized by the United States federal government; who may live on a reservation; who is of 1/4 or more Indian ancestry, and includes Native Americans who fall within this description.

**Good Faith Reporting** means an open, honest, fair and reasonable report without malice or ulterior motive.

**Personnel** means full-time, temporary and part-time employees and contractors.

**TransCanada or the Company** means TransCanada Corporation and its wholly-owned subsidiaries and operated entities.



## COMPLIANCE

Personnel must comply with all aspects of this Policy and support others in doing so. Personnel are responsible for promptly reporting suspected or actual violation of this Policy, applicable law, or any other concern, through available channels so that it can be appropriately investigated, addressed and handled. Personnel who fail to comply, or knowingly permit Personnel under their supervision to not comply, may be subject to appropriate corrective disciplinary action in accordance with the Company's Policies and processes. Please refer to the TransCanada Corporate Policies website for more information.

## NON-RETALIATION

We support and encourage Personnel to report suspected incidents of non-compliance with applicable laws, regulations, and authorizations, as well as hazards, potential hazards, incidents involving health and safety or the environment, and near hits. We take every report seriously, investigate each report to identify facts, and effect improvements to our practices and procedures when warranted. All Personnel making reports in good faith will be protected. Good Faith Reporting is intended to remove protection for Personnel making intentionally false or malicious reports, or who seek to exempt their own negligence or willful misconduct by the act of making a report. We ensure immunity from disciplinary action or retaliation for Personnel for the Good Faith Reporting of such concerns. Reports can be made to management, a compliance coordinator, or anonymously to the ethics helpline.

## REFERENCES AND LINKS

### SUPPORTING OR RELATED POLICIES

- Code of Business Ethics Policy
- Indigenous Relations Commitment Statement
- Indigenous Relations Strategy

### REFERENCES

- [United Nations Declaration on the Rights of Indigenous Peoples](#)

### HOW TO CONTACT US

- [Policy Questions and Comments](#)