

Karen E. Shepherd
Commissioner of Lobbying
255 Albert Street
10th Floor
Ottawa, Ontario K1A 0R5

Subject: Revised Lobbyists' Code of Conduct Consultation

Dear Ms. Shepherd:

Encana Corporation ("Encana") is a leading North American energy producer that is focused on growing its strong portfolio of diverse resource plays producing natural gas, oil and natural gas liquids. Encana and its partners are very active in Alberta and British Columbia, contributing to the strength and sustainability of the communities where it operates.

Encana is pleased to have the opportunity to comment on the proposed revised Lobbyists' Code of Conduct (the "Code") dated October 2014. Lobbying plays an important role in Encana's operations, enabling open lines of dialogue with policy-makers on energy-related fiscal and environmental policy matters that promote responsible development and the economic competitiveness of the oil and gas industry. As an Organizational Lobbyist under the Lobbying Act, Encana takes its obligations seriously and devotes significant effort to ensuring its staff understand their obligations as lobbyists, as well as the obligations of the organization, and that their interactions with public office holders are beyond reproach with full respect for the obligations of public office holders to act in the public interest.

As a member of the Canadian Association of Petroleum Producers ("CAPP"), Encana wholly endorses the CAPP submission with respect to this consultation which was filed with your office in December 2014.

Encana offers additional comments specific to the issues of Conflict of Interest and Preferential Access discussed in proposed Rules 6,7, and 8:

Encana considers that the general rule stated in Rule 6 is sufficient to address issues of both Conflict of Interest and Preferential Access. However, if despite this submission, the Commissioner does seek to become more particular in regard to the aspect of Preferential Access, then Encana would suggest that the proposed Rules 7 and 8 be replaced by an augmented Rule 6, modeled after private sector Conflict of Interest practices, as follows:

6. A lobbyist shall not place public office holders in a real or apparent conflict of interest by proposing or undertaking any action that would constitute an improper influence on a public office holder. In the event that a lobbyist and a public office holder have a relationship based in private interest, the parties shall each file a one-time Declaration of Private Interest form with the Office of the Commissioner of Lobbying which pledges that

a) Meetings and communications that involve matters of public interest would have otherwise occurred in the absence of this relationship based in private interest, and

b) The parties will not discuss matters of public interest except during meetings and communications that qualify as reportable, and

c) The parties will not use their relationship based in private interest to influence any other public officer either to meet with the lobbyist or to make a decision that will benefit the lobbyist.

Adopting a private sector model as suggested above could mitigate some of the challenges with the Commissioner's proposed revisions which would require definitions of private relationships and degrees of obligation conferred upon those relationships. Encana proposes that there is value in investigating the opportunity to adopt appropriate aspects of private sector Conflict of Interest governance into the Code.

Encana thanks the Commissioner for the opportunity to once again contribute to consultations on the Lobbyists' Code of Conduct.

Sincerely,

ENCANA CORPORATION

Richard Dunn
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Encana Services Company Ltd. provides operational, corporate, administrative and advisory services to Encana Corporation and its subsidiaries.