

# AER Energy Application Process Overview

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# Disclaimer

- » This presentation is an overview of AER requirements and processes and may not contain all information on AER regulations related to the specific subject matter.
- » This presentation is intended for education/information purposes only and does not replace the content of actual rules or directives.

# New Regulator, New Mandate

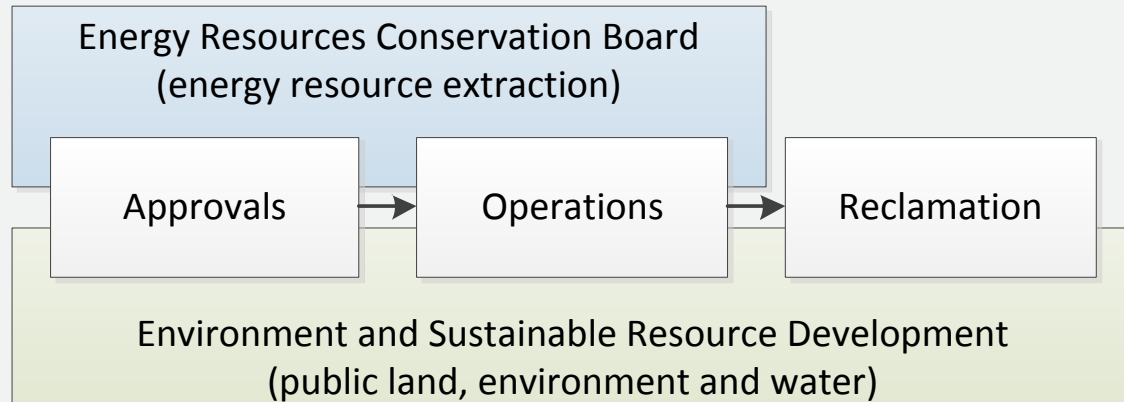
*The Alberta Energy Regulator ensures the safe, efficient, orderly, and environmentally responsible development of hydrocarbon resources over their entire life cycle. This includes allocating and conserving water resources, managing public lands, and protecting the environment while providing economic benefits for all Albertans*

# New Regulator, New Approach

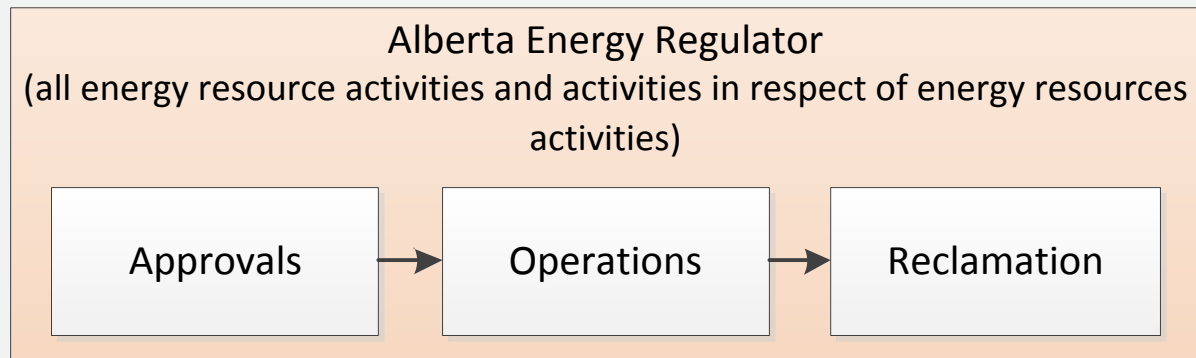
- › Regulatory certainty
- › Process efficiency
- › Part of integrated system
- › Environmental performance
- › Full life-cycle regulation
- › Social license
- › Committed to transparency

# Who we are – Our Role

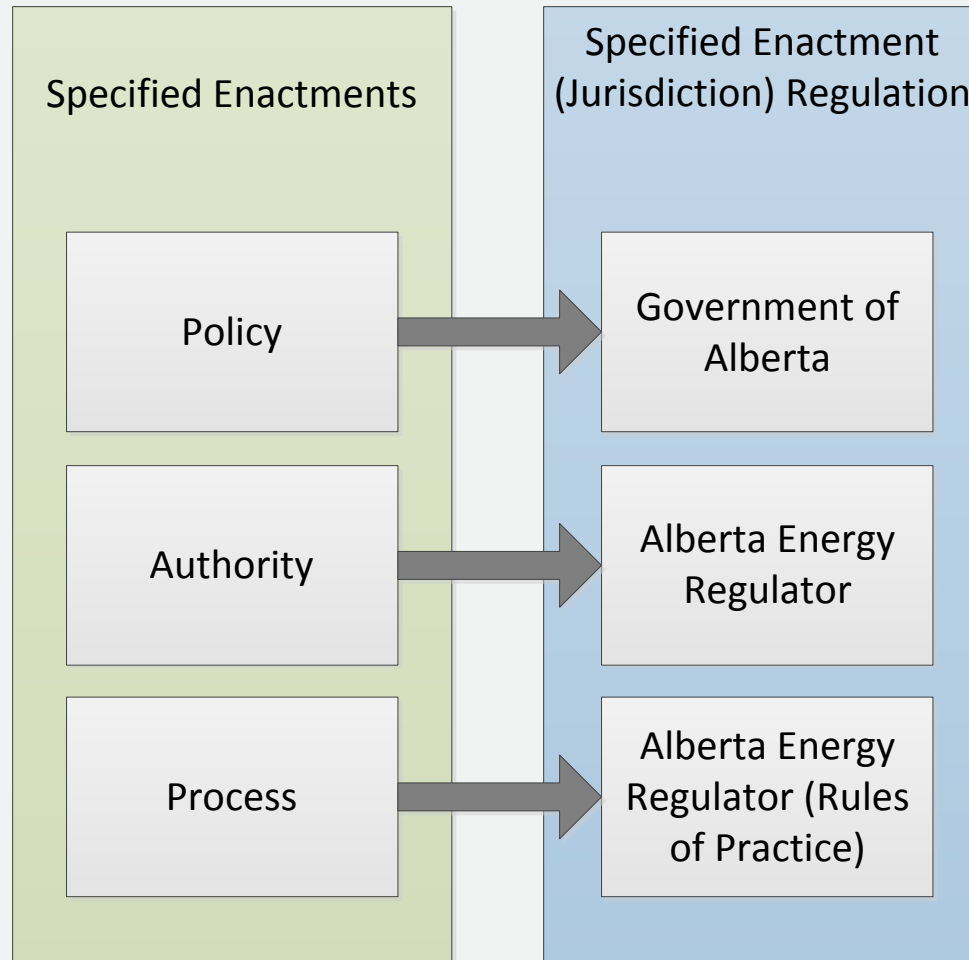
BEFORE



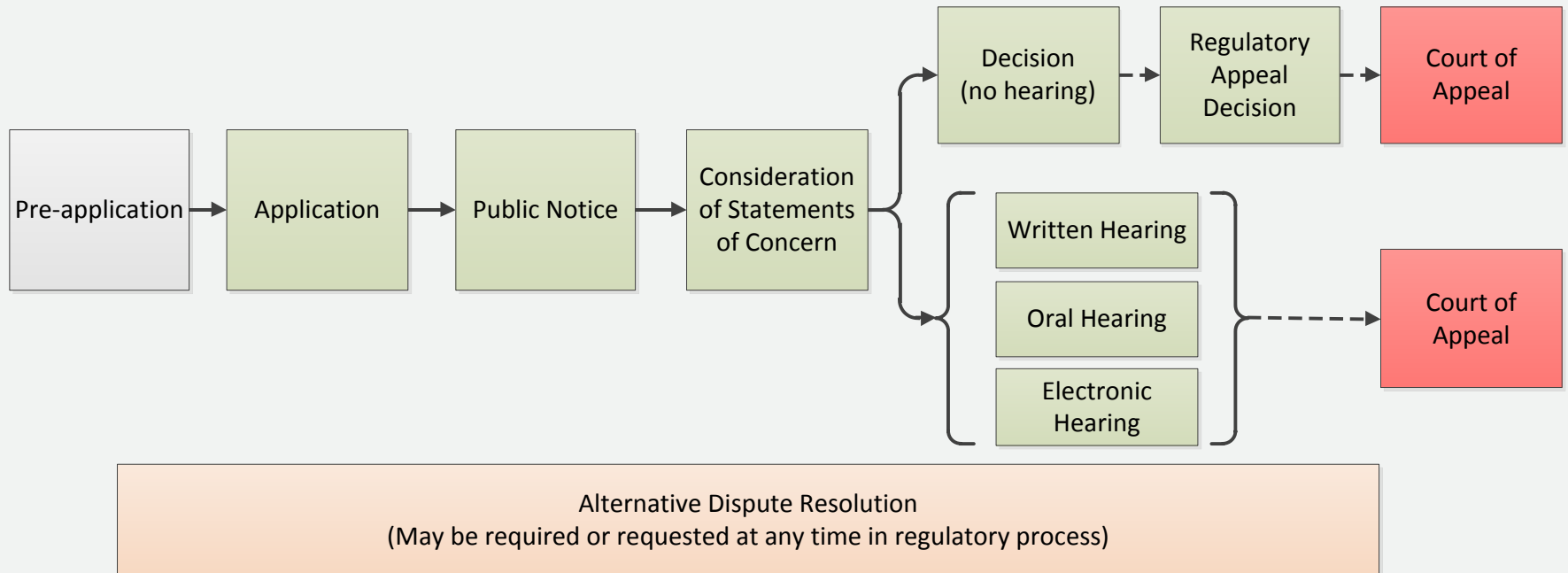
AFTER  
PHASE 3



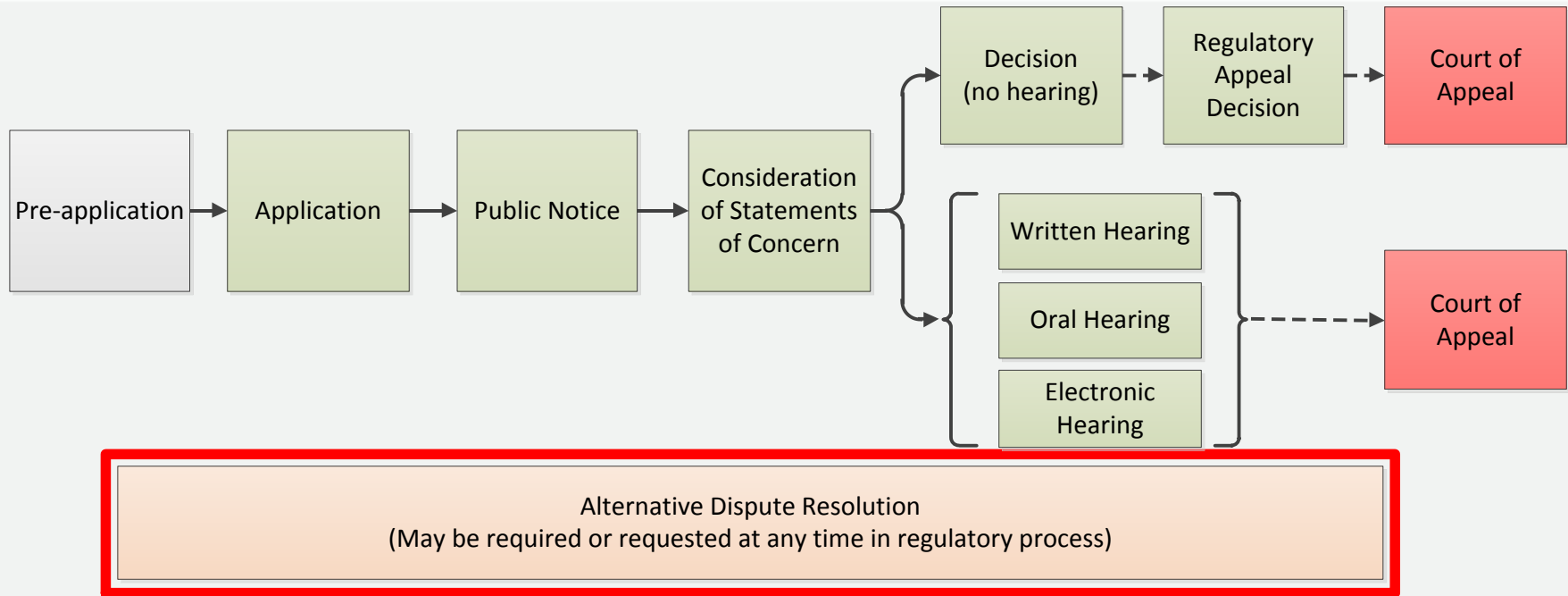
# Specified Enactments



# Our Decision-making process



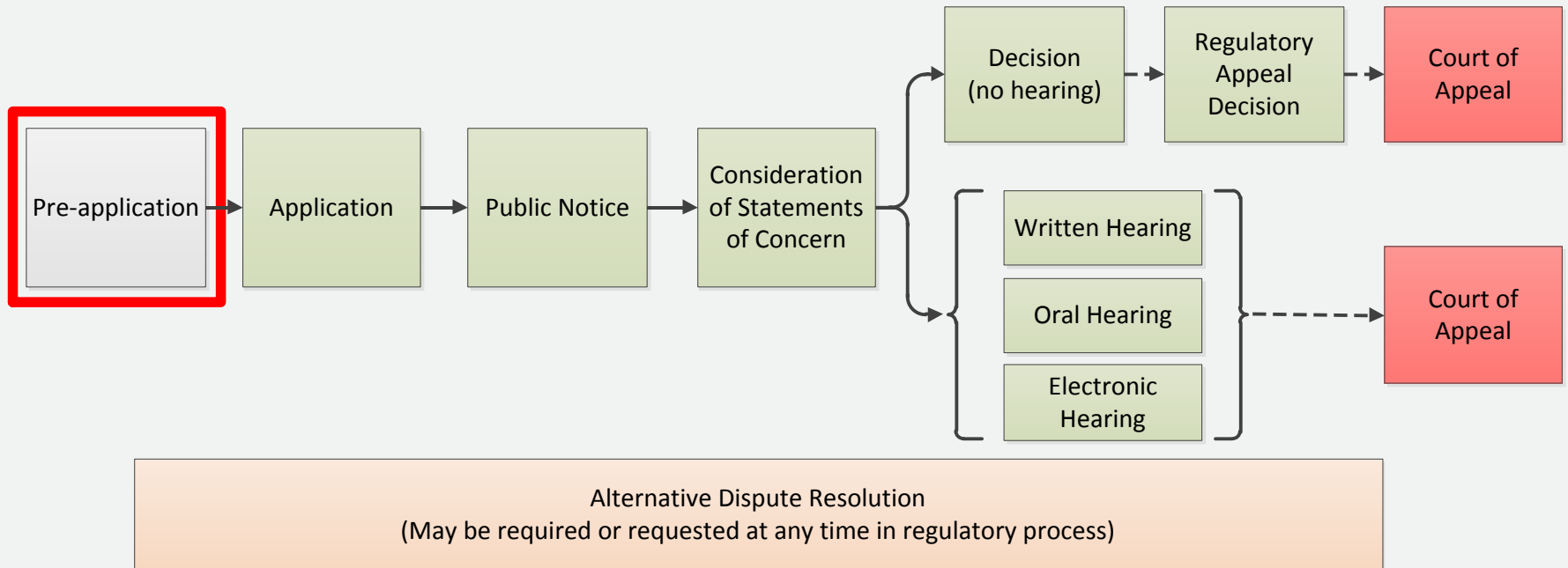
# Voluntary Alternative Dispute Resolution (ADR)



» Available prior to application, during application review and after approval



# Pre-application



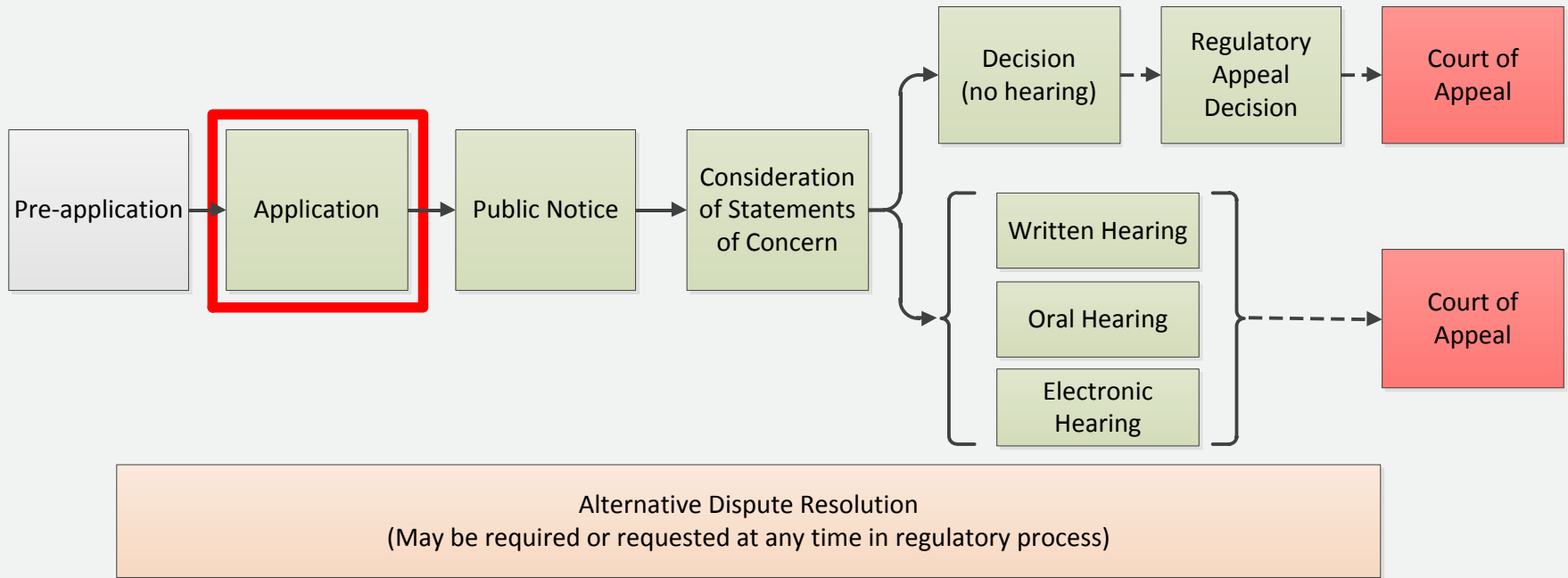
# Participant Involvement

- 》 All oil and gas developments require a license
- 》 Potentially impacted persons must be notified and have the right to be heard.
- 》 Industry must include: local and adjacent urban authorities for all wells, pipelines, and facilities.
  - 》 *Directive 056: Energy Development Applications and Schedules*
  - 》 *Section 2.2.1.3 and Tables 5.1, 6.1, 7.1*
  - 》 available on AER's Web site at [www.aer.ca](http://www.aer.ca)

# Statement of Concern

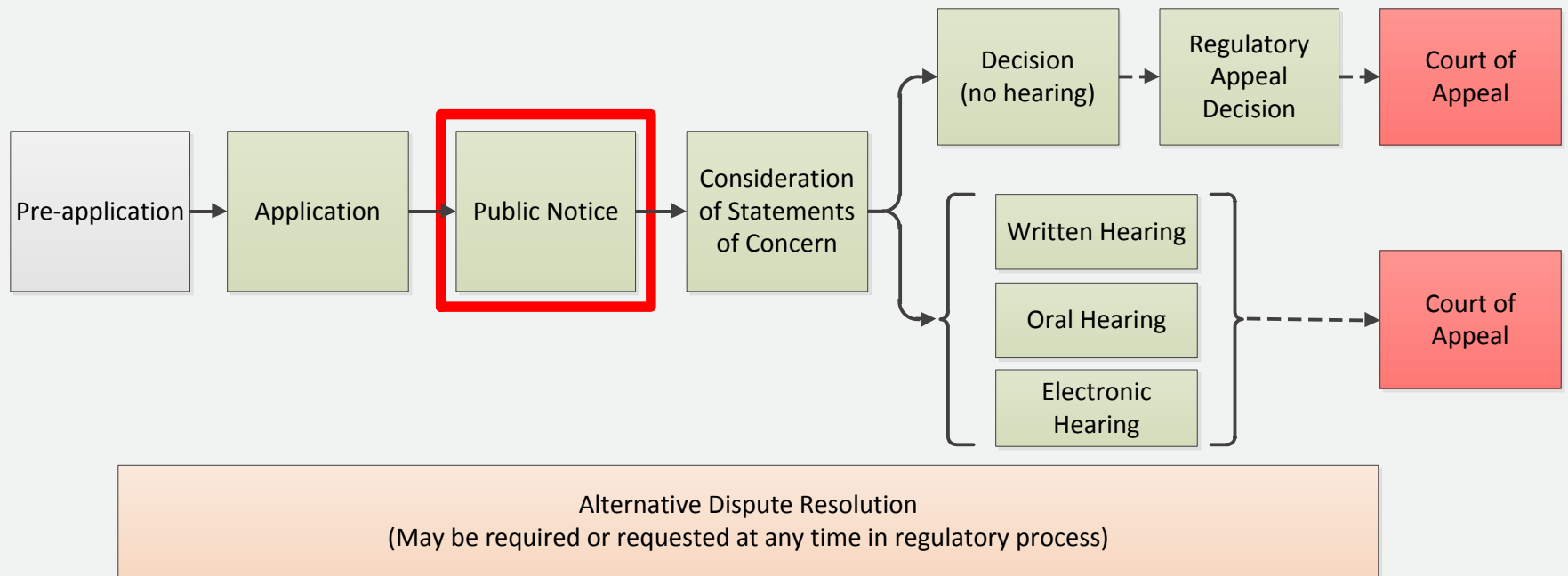
- 》 Albertans concerned about an application may submit a written submission outlining concerns
- 》 Statement of concern must contain specific information about the application
- 》 Phone calls are not registered as statements of concern

# Application



Application submitted to AER

# Public Notice



Notice of Application are posted on the AER website for 30 days

# Notice of Application

- › Some applications are expedited – the AER will make a decision quickly
  - › Routine applications under *Directive 056*
  - › Some applications under *Public Lands Act*
  - › Applications on administrative matters
  - › Full list available at [www.aer.ca](http://www.aer.ca)

# Notice of Application

- 》 Other applications have 30 days time period to allow for filing of statement of concern prior to a decision
- 》 If an expedited application is approved before the AER receives a statement of concern the AER will still review the file to assess and determine if the company has met all AER application requirements, including notification requirements.

AER Search - Windows Internet Explorer

http://uat-search.aer.ca/pnoa-en/search/theme/pnoa?fq%5b%5d=feed\_str%3Aall

McAfee

Winamp Search

File Edit View Favorites Tools Help

Convert Select

Links

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Alberta Energy Regulator

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ENERGY DEVELOPMENT PROCESS

1 Applications & Notices 2 Compliance & Enforcement 3 Abandonment & Reclamation

Rules & Directives Data & Publications About AER

Search A+ A- ↶ ↷

The Public Notice of Application is a resource to view all active applications submitted to the AER within the last 30 days

**Search the Public Notice of Application:**

KEYWORD

LOCATION

Section Township Range Meridian

-  -  W  M

Tip: Search by company, application number or general keyword

Search **Q**

Results : 1 - 10 of 689 View by:  Date  Relevancy

**APPLICATION GROUP**

Facilities 679

Oil Sands 9

Coal 1

[Collapse](#)

**COMPANY**

Canadian Natural Resources Limited 98

Penn West Petroleum Ltd. 37

**1756814 - Canadian Natural Resources Limited**

MAR 5, 2013

Construct and operate a Sour service oil effluent pipeline <= 323.9 mm OD in the following locations:

15-009-17W4M 16-009-17W4M 22-009-17W4M

**1756677 - Apache Canada Ltd.**

MAR 4, 2013

Amend an existing licence for a Natural gas pipeline <= 323.9 mm

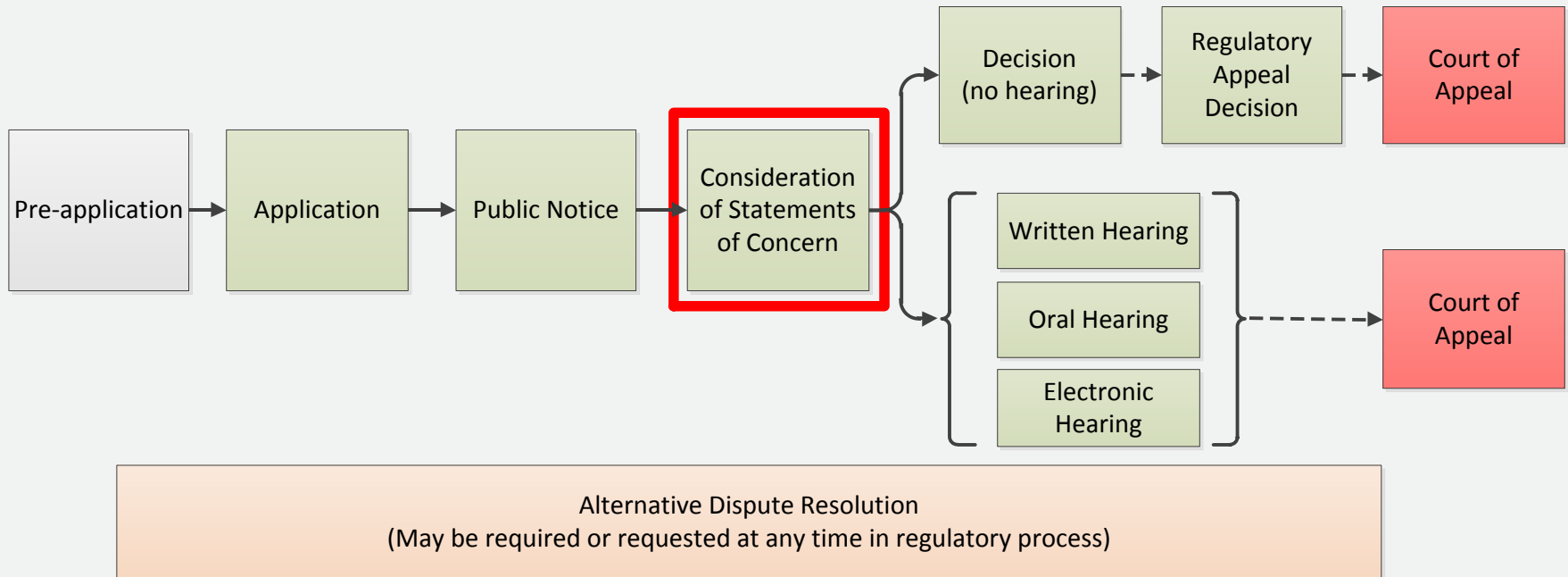
**ABOUT THE PUBLIC NOTICE OF APPLICATION**

Application submitted within the last 30 days are displayed. To check on the status of an application, use the [Integrated Application Registry](#) tool.

Done Internet 100%



# Statement of Concern

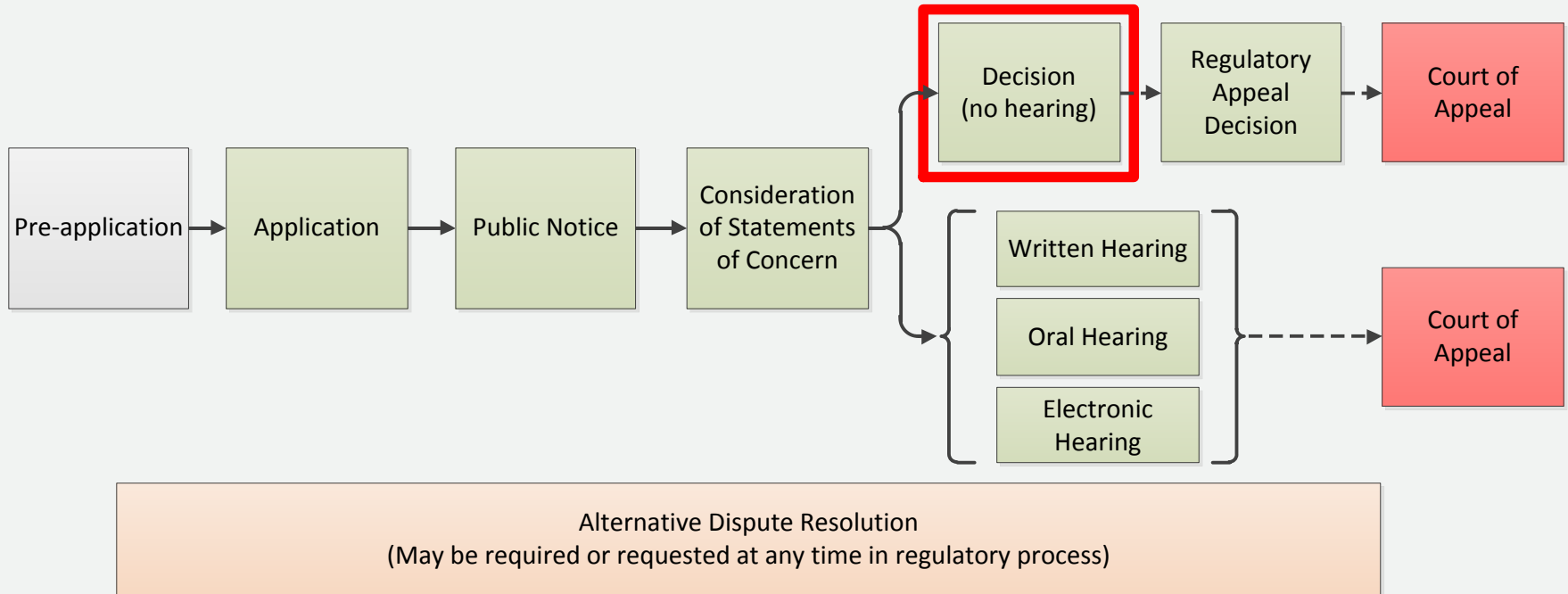


» AER review for completeness

# Statement of Concern – What to Include

- › Why the person believes they may be directly and adversely affected by the proposed development
- › The nature of the person's objection to the application
- › The outcome of the application that the person advocates
- › The location of the land, residence or activity of the person in relation to the location of the energy resource activity
- › The person's contact information

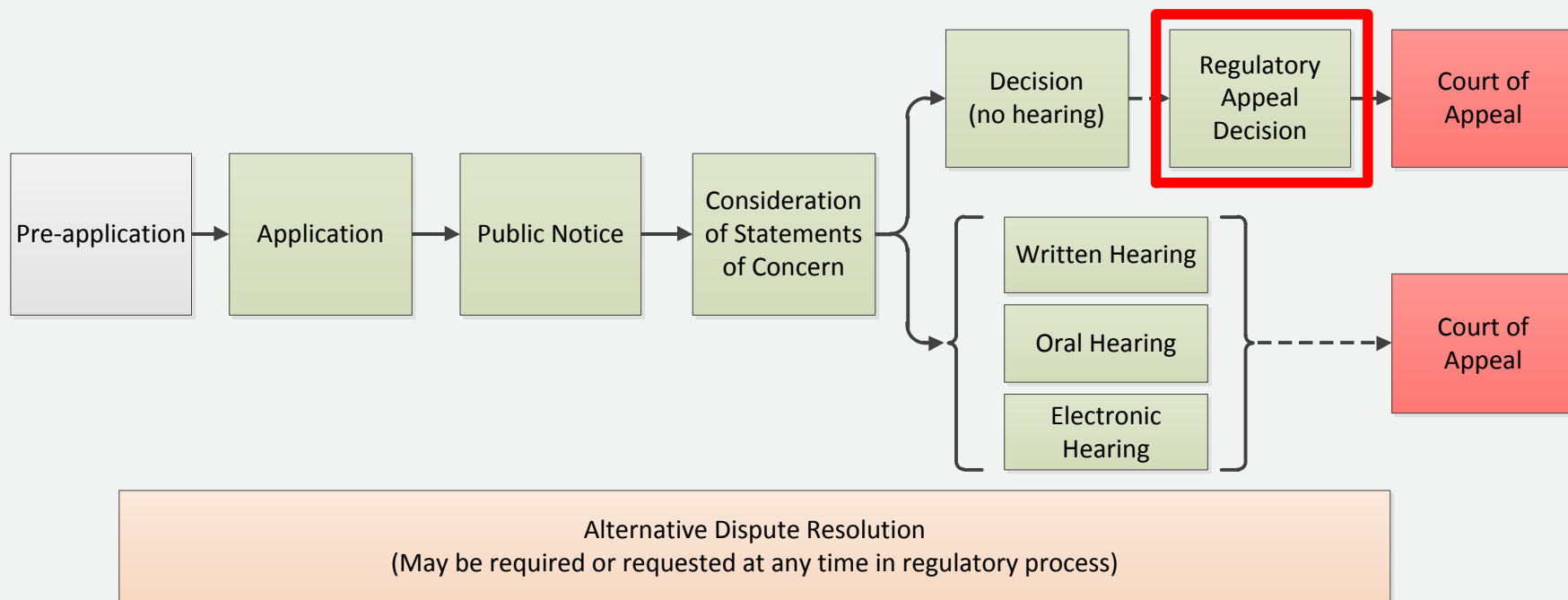
# Decision (no hearing)



# Decision to hold hearing (or not)

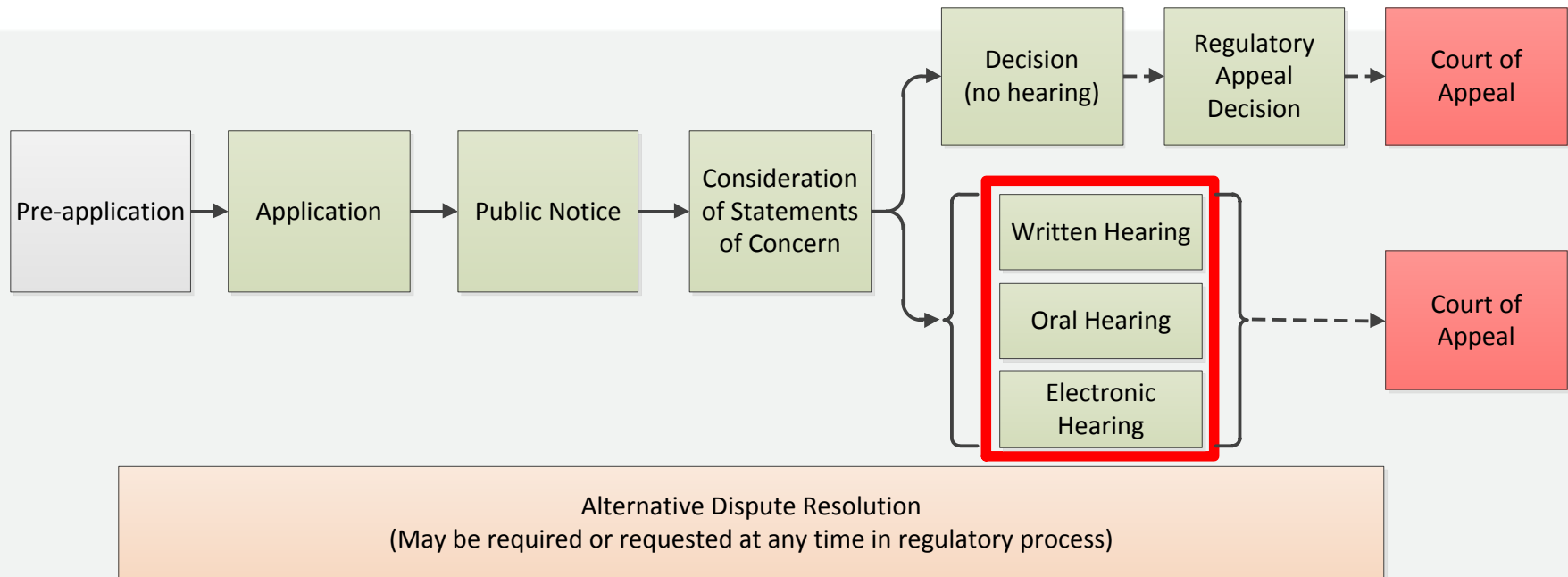
- 》 Statement of concern does not automatically result in a hearing
- 》 The statement of concern is considered in making the decision regarding holding a hearing or not
- 》 There are a number of factors the AER will consider in deciding whether to hold a hearing

# Regulatory Appeal



- Must be requested in writing
- Participation set by AER

# Hearing on Application



- » AER decides to hold hearing or not
- » Hearing commissioner(s) make the decision to grant the license or not
- » Participation set by AER

# Request to Participate in Hearing

The process for the participation is outlined in the Rules of Practice 9(1)

- 》 Have to request to participate in writing and must contain a copy of your statement of concern or an explanation for why you didn't submit a statement of concern.
- 》 It also has to include why you are directly and adversely affected by the decision as well as your interest in the matter and the reason why you should be permitted to participate.

# Prehearing or Technical Meeting

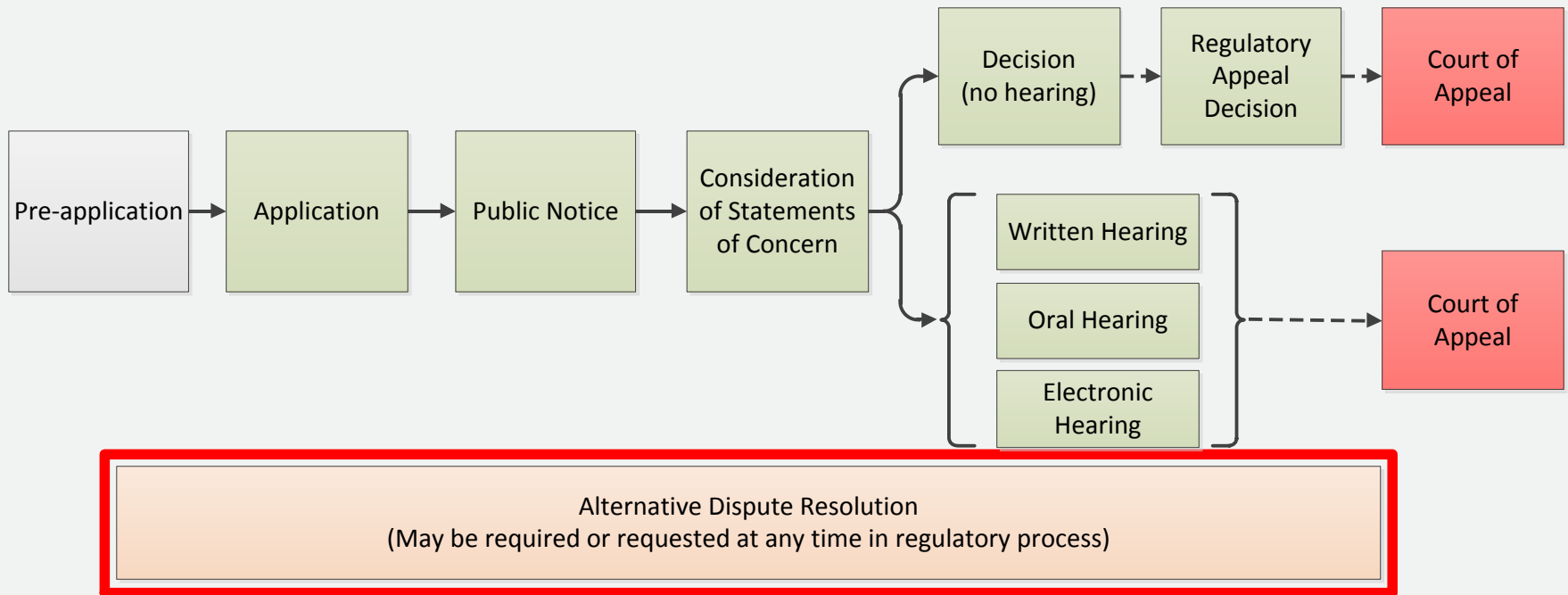
- » The AER, on its own initiative, or at the request of a party, may direct that a pre-hearing meeting or a technical meeting be held.



# Decisions on Hearing

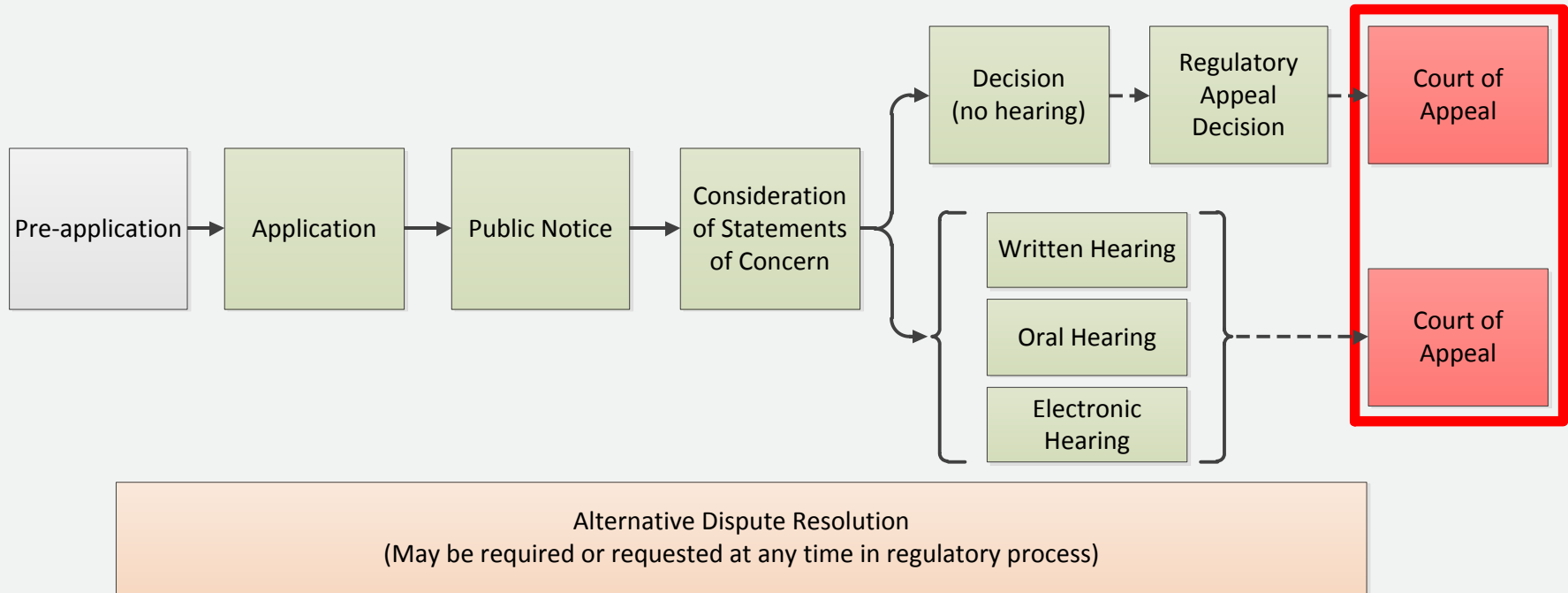
- » Upon conclusion of a hearing the Regulator will make a written decision and publish the decision.

# Alternative Dispute Resolution



» Available prior to application, during application review and after approval

# Court of Appeal



» Matters of law or jurisdiction

# AER – Highlighting a few changes

- 》 Greater transparency – clearer information on the website, including public notice of application and decisions
- 》 Broader definition of directly and adversely affected
- 》 Separate roles for the Hearing Commissioners
- 》 Request for hearing participation
- 》 Directed Alternative Dispute Resolution



**Questions**



# Call Us

- › General information and inquiries
  - › 1-855-297-8311
  - › Coreen Lawrence 403-998-7914
  - › Tina Hronek 780-460-3823
- › 24-hour emergency response
  - › 1-800-222-6514
- › [www.aer.ca](http://www.aer.ca)

A landscape photograph showing a dirt road winding through rolling hills. The foreground and middle ground are dominated by vibrant yellow fields, likely rapeseed, interspersed with green grass. The background shows more rolling hills under a clear blue sky with scattered white clouds. A large white arrow graphic points from the left towards the center of the image.

**Thank you**