



# Regulatory Agenda

The period covered in this *Regulatory Agenda* is the month of July 2001

## Public Hearing Applications

### Decision Pending

1. *Westcoast Energy Inc. (WEI) - Pine River Gas Plant Sulphur Pipeline - MH-1-2001 (File 3050-W005-1)*

On 26 July, WEI filed a final draft of the Sulphur Pipeline Comprehensive Plan. On 12 April, the Board decided not to permit WEI to reopen its Pine River Gas Plant Sulphur Pipeline until it is satisfied that certain issues have been fully addressed, or that a comprehensive plan is in place to address those issues. On 24 April, the Board sent a letter to WEI providing the scope for the comprehensive plan to be developed by the company.

On 16 March, the Board had issued an order, following a number of fires on the pipeline, directing WEI to stop all work on the pipeline, except work required in an emergency situation, and to cease operating the pipeline pending further order of the Board.

The Board held a public hearing on the operation of WEI's pipeline from 9 to 12 April in Chetwynd, British Columbia. The purpose of the hearing was to determine if the pipeline may be safely operated; whether the Board

should order WEI to repair, reconstruct or alter part of the pipeline in order to ensure that it may be safely operated; and, if conditions should be imposed on WEI in order to ensure the safe operation of the pipeline.

### Hearings Scheduled

1. *TransCanada PipeLines Limited (TCPL) - 2001/2002 Tolls and Tariff - RH-1-2001 (File 4200-T001-15)*

The Board will hold a public hearing commencing on 17 September, previously scheduled for 20 August, in Calgary, Alberta on an application from TCPL concerning 2001/2002 tolls and tariff issues (Tolls Application).

In April, TCPL and certain stakeholders reached an agreement on the terms of a settlement. The proposed settlement related to all tolls and tariff matters for the years 2001 and 2002, excluding cost of capital issues. The settlement, which would have been effective 1 January 2001, established a toll methodology to be utilized for both 2001 and 2002, tariff provisions to be applicable in that time period,

## In This Issue

### Preface

The purpose of this agenda is to provide information on the Board's activities. Except where otherwise noted, jurisdiction over the items listed in the agenda is exercised pursuant to the *National Energy Board Act*, R.S.C. 1985, c.N-7, as amended.

*"We promote Safety,  
Environmental Protection and  
Economic Efficiency"*

<b>Public Hearing Applications</b> .....	1
<b>Non Hearing Applications</b> .....	4
<b>Appeal and Review</b> .....	7
<b>Amendments to Regulations</b> .....	8
<b>Administrative Matters</b> .....	8
<b>Appendix I - Section 58 Applications</b> .....	9
<b>Profile</b> .....	10

and the components of the revenue requirement to be used in the calculation for tolls for 2001.

On 6 June, TCPL filed an application for the approval of the cost of capital to be included in the calculation of its mainline tolls for the years 2001 and 2002. The Board will hold a public hearing, tentatively scheduled for 12 February 2002, to consider the application (see item 4 below).

In May, the Board had requested comments from interested parties on the substance of the Tolls Application as well as the need for and nature of a further process. Subsequent to a review of the comments received, the Board decided that TCPL's settlement was not in accordance with the Board's *Guidelines for Negotiated Settlements of Traffic, Tolls and Tariffs*. The Board directed TCPL to advise whether it wished to file an amended application or have the Board treat the application as a common position of parties. TCPL advised the Board that, after communicating with all of the signatories to the proposed settlement, it had decided not to file an amended application and requested that the Board establish a process to consider the application as filed.

**2. BC Gas Utility Ltd. (BC Gas) - Review of Reasons for Decision RH-2-98 - RH-2-2001 (File 4775-W005-1-15)**

The Board will hold a public hearing commencing on 5 September in Vancouver, British Columbia on an application from BC Gas to review and vary a decision that the Board rendered in March 1999. The decision followed a public hearing (hearing RH-2-98) regarding an application by BC Gas for access to the pipeline system of Westcoast Energy Inc. (WEI) and the appropriate tolls for the service.

On 8 May, BC Gas applied to the Board for: i) a review and variance of the Board's decision and Order TG-2-99 issued following the RH-2-98 proceeding; and, ii) an order establishing the terms and conditions, including tolls, under which WEI shall receive, transport and deliver natural gas from Kingsvale and Hope to Huntingdon, British Columbia.

In the RH-2-98 Decision, the Board had approved a request by BC Gas for a receipt point on WEI's pipeline at Kingsvale, British Columbia and for WEI to receive, transport and deliver any gas delivered at Kingsvale to the Huntingdon Delivery Area. The Board had also decided that the appropriate toll for firm service from Kingsvale to Huntingdon would be WEI's Zone 4 toll to Huntingdon.

BC Gas stated that the grounds for review and variance of the RH-2-98 Decision are the changed circumstances and new facts that have arisen since that Decision was rendered. BC Gas also stated that the changed circumstances provide justification for an order establishing the terms and conditions, including tolls, under which WEI shall receive, transport and deliver natural gas from Kingsvale and Hope to Huntingdon, British Columbia (for more information on the changed circumstances and new facts, refer to the June 2001 *Regulatory Agenda*).

**3. Maritimes & Northeast Pipeline Management Ltd. (M&NP) - 2001 and 2002 Tolls - RH-3-2001 (File 4200-M124-1)**

The Board will hold a public hearing commencing on 11 October in Dartmouth, Nova Scotia on an application by M&NP for the approval of final tolls for the period 1 October 2000 to 31 December 2001 (Test Period 2001) and the period 1 January 2002 to 31 December 2002 (Test Period 2002).

For Test Period 2001, M&NP is requesting approval of a revenue requirement of \$177.9 million, a rate base of \$883.2 million and a rate of return on rate base of 8.41 per cent. For Test Period 2002, M&NP is requesting approval of a revenue requirement of \$146.7 million, a rate base of \$900.1 million and a rate of return on rate base of 8.25 per cent. M&NP has been operating on interim tolls approved by the Board effective 1 October 2000.

**4. TransCanada Pipelines Limited (TCPL or Company) - Cost of Capital for the years 2001 and 2002 - RH-4-2001 (File 4200-T001-15)**

The Board will hold a public hearing tentatively scheduled to commence on 12 February 2002, at a location to be announced later, concerning an application from TCPL for approval of the cost of capital to be included in the calculation of the Company's mainline tolls for the years 2001 and 2002. The Board will conduct a procedural conference commencing on 19 September in Calgary, Alberta to receive views of parties on certain procedural matters.

The Board last considered the cost of capital of TCPL in a Multi-Pipeline Cost of Capital hearing held in 1994 (RH-2-94). Following that hearing, the Board decided that a deemed common equity ratio of 30 per cent was appropriate for TCPL. The Board also decided that the allowed rates of return on common equity for all pipelines would

be subsequently adjusted annually based on the equity risk premium method. Using that formula, a rate of return on common equity of 9.61 per cent was established for 2001.

In this application, TCPL submitted that the deemed capital structure of 30 per cent common equity and the rate of return on equity formula underestimates the fair return for TCPL and should therefore not be applied to the company effective 1 January 2001.

TCPL is seeking approval of an after-tax weighted-average cost of capital (ATWACC) of 7.5 per cent for 2001 and 2002, adjusted for the difference between the market cost of debt and embedded cost of debt of the Company. TCPL stated that an ATWACC of 7.5 per cent equates to a rate of return of 12.5 per cent on a deemed common equity of 40 per cent. TCPL further stated that, in the event the Board declines the proposed methodology, it would request that the Board establish a rate of return of 12.50 per cent on a deemed common equity ratio of 40 per cent for the years 2001 and 2002.

### Hearing Applications Filed

#### 1. *Westcoast Energy Inc. (WEI) - Pipeline Construction - Grizzly Raw Gas Transmission System Expansion and the Weejay Lateral (File 3200-W005-11)*

On 18 May, the Board invited public comments on the environmental aspects of an application by WEI to extend the Grizzly Raw Gas Transmission System and to construct the Weejay Lateral in British Columbia and Alberta.

On 31 January, WEI applied to construct approximately 108.5 kilometres (67 miles) of 406.4 millimetre (16 inch) pipeline extending the Grizzly Raw Gas Transmission System from a point in northeast British Columbia, approximately 30 kilometres (19 miles) southeast of Tumbler Ridge, to a proposed receipt point in Alberta approximately 110 kilometres (68 miles) southwest of Grande Prairie. WEI also proposes to construct approximately 6.3 kilometres (4 miles) of 273 millimetre (10 inch) pipeline, to be known as the Weejay Lateral, from a well site in British Columbia to a tie-in point on the proposed Grizzly Extension Pipeline.

The proposed facilities will permit WEI to connect additional gas reserves in the Ojay/Weejay area of British Columbia and the Narraway area of Alberta. The estimated cost of the proposed facilities is \$64.5 million and the

proposed in-service date is 1 December 2001.

As part of its application, WEI had prepared an environmental assessment document. To satisfy the requirements of the *Canadian Environmental Assessment Act*, the Board has determined that a comprehensive study must also be conducted for the project. The Board has delegated the responsibility for completing this study and preparing a comprehensive study report to WEI. On 20 July, WEI filed a draft Comprehensive Study Report for review by the Board and the Department of Fisheries and Oceans.

#### 2. *Georgia Strait Crossing Pipeline Limited (GSCPL) - Georgia Strait Pipeline Crossing Project (GSX Project) (File 3200-G049-1)*

On 24 April, GSCPL applied to construct and operate the Canadian portion of a natural gas pipeline from Sumas, Washington, across the ocean floor of Georgia Strait to a landfall point near Cobble Hill on Vancouver Island, interconnecting with the Centra Gas Transmission System. The proposed project is a joint undertaking by British Columbia Hydro and Power Authority (BC Hydro) and Williams Gas Pipeline Company (Williams), operating under the name of GSX.

The Canadian portion of the pipeline would originate at a point on the international border in Boundary Pass, west of the Strait of Georgia, to an interconnection with the existing Centra Gas British Columbia Inc. pipeline on Vancouver Island, south of Duncan. The Canadian portion of the pipeline would be approximately 60 kilometres (37.5 miles) in length, with approximately 44 kilometres (27.5 miles) being offshore and 16 kilometres (10 miles) onshore. The 406.4 millimetre (16 inch) diameter pipeline would be designed to initially transport 2.66 million cubic metres (94 million cubic feet) per day of natural gas. The company is proposing an in-service date of October 2003. The estimated cost of the Canadian portion of the facilities is \$100 million.

Following a request from the Board, the Minister of the Environment announced on 4 October 2000 that the proposed Georgia Strait Crossing Pipeline Project will be sent to an independent environmental assessment review panel. The Board will announce at a later time how the application will be processed.

#### 3. *New Brunswick Power Corporation (NB Power) - Construct an International Power Line (File 2200-N088-1)*

On 31 May, NB Power applied to construct and operate a 345 kilovolt international power line (IPL) of approximately 95 kilometres (59 miles) in length running west from the Point Lepreau Peninsula through the counties of Saint John and Charlotte in New Brunswick to the international boundary near Woodland, Maine. The estimated cost of the IPL is \$40 million and NB Power expects to commence construction in the Spring of 2002. The United States portion of the project will consist of approximately 135 kilometres (84 miles) of power line running from Woodland to Orrington in Maine. Bango Hydro Electric Company is seeking state and federal approvals for the U.S. portion of the project.

On 9 July, the Board issued for public comment a draft scope of an environmental assessment of the proposal by NB Power. A proposal of this nature requires that an environmental assessment in the form of a comprehensive study be carried out under the *Canadian Environmental Assessment Act*. The Board, the Department of Fisheries and Oceans and the federal Minister of the Environment have identified the scope of the proposed project and the factors to be considered during the environmental assessment. These factors, along with other details of the assessment, can be found in a document entitled *Draft Scope of the Environmental Assessment, New Brunswick Power Corporation International Power Line*.

## Hearings Adjourned and Postponed

1. *St. Clair Pipelines (1996) Ltd. (St. Clair) - TransCanada PipeLines Limited (TCPL) - Pipeline Projects in Ontario - Canadian Millennium Pipeline Project - GH-1-2000 (Files 3200-S119-1 and 3200-T001-15)*

For more information on this matter, refer to item 1 under *Hearing Applications, Hearing Adjourned* in the June 2000 issue of the *Regulatory Agenda*.

2. *Sumas Energy 2, Inc.(SE2) - International Power Line (File 2200-S040-1)*

For more information on this matter, refer to item 1 under *Hearing Applications, Hearing Scheduled* in the February 2001 issue of the *Regulatory Agenda*.

3. *Mr. Robert A. Milne, 3336101 Ontario Limited, c.o.b. as Milne Crushing & Screening - MH-1-97*

For more information on this matter, refer to item 1 under *Hearing Applications, Hearings Postponed* in issue No. 62 of the *Regulatory Agenda* dated 1 October 1997.

4. *Crowsnest Pipeline Project - Natural Gas Pipeline*

For more information on this matter, refer to item 1 under *Hearing Applications, Hearing Application Suspended* of issue No. 63 of the *Regulatory Agenda* dated 1 January 1998.

## Non Hearing Applications

### Electricity Matters

#### Matters Completed

1. *BP Canada Energy Company (BP) - Electricity Export (File 6200-B058-1-1)*

On 13 July, the Board approved an application dated 16 March from BP for permits to export up to 1 000 megawatts of firm power and 5 000 gigawatt hours of firm and interruptible energy annually for a period of 10 years.

2. *Independent Electricity Market Operator of Ontario (IMO) - Electricity Export (File 6200-J027-1)*

On 5 July, the Board approved an application dated 15 December from IMO for a permit to export, as a border accommodation to provide emergency assistance to neighbouring jurisdictions in the United

States, up to 4 000 megawatts of power and 23 600 gigawatt hours of energy per year for five years.

3. *PanCanadian Energy Services (PanCanadian) - Electricity Export (File 6200-P080-1)*

On 18 July, the Board approved an application dated 15 March from PanCanadian for permits to export up to 1 000 megawatts of firm power and up to 5 000 gigawatt hours of firm and interruptible energy per year for a period of 10 years.

#### Matters Under Consideration

4. *Aquila Canada Capital and Trade Corp. (Aquila Canada) - Electricity Export (File 6200-A090-1)*

On 7 June, Aquila Canada applied for permits to export up to 1 142 megawatts of firm power and up to 10 000 gigawatt hours of firm and interruptible



energy annually for a period of 10 years.

On 22 June, the Board sent a letter to Aquila Canada requesting additional information.

**5. *Aquila Capital and Trade Corp. (Aquila) - Electricity Export (File 6200-A090-1)***

On 7 June, Aquila applied for permits to export up to 1 142 megawatts of firm power and up to 10 000 gigawatt hours of firm and interruptible energy annually for a period of 10 years.

On 22 June, the Board sent a letter to Aquila requesting additional information.

**6. *Encore Energy Solutions Inc. (Encore) - Electricity Export (File 6200-E050-1)***

On 4 June, Encore applied for permits to export up to 10 541 gigawatt hours of interruptible energy and up to 750 megawatts and 6 588 gigawatt hours of short-term firm power and energy annually for a period of 10 years.

On 22 June, the Board sent a letter to Encore requesting additional information.

**7. *Morgan Stanley Capital Group Inc. (Morgan) - Electricity Export (File 6200-M136-1)***

On 1 May, Morgan applied for permits to export up to 2 336 000 megawatts of firm and interruptible power and up to 2 336 gigawatt hours per year of firm and interruptible energy for a period of 20 years.

On 22 June, the Board sent a letter to Morgan requesting additional information.

**8. *TransCanada Power Marketing Ltd. (TransCanada) - Electricity Export (File 6200-T074-1)***

On 13 March, TransCanada applied for permits to export up to 500 megawatts of firm and interruptible power per month, and 2 terawatt hours of interruptible and firm energy per year for a period of 10 years.

On 22 June, the Board sent a letter to TransCanada requesting additional information.

**9. *Cedars Rapids Transmission Co. (Cedars) - Reconstruction of an International Power Line (IPL) - (File 2200-C019-1)***

On 20 July, Cedars applied for permits to:

- i) reconstruct at 230 kilovolts (kV) a 1.92 kilometre section of an existing IPL;
- ii) operate at 120 kV the reconstructed 1.92 kilometre IPL and 1.8 kilometres of the

existing IPL; and,

- iii) dismantle 1.92 kilometres of the existing IPL after the commissioning of the reconstructed section.

The IPL would extend for 1.92 kilometres westward from the existing tap of the supply line to the Rosemount substation located in Cornwall, Ontario and then southward for a further 1.8 kilometres to the international boundary located in Cornwall.

As a subsidiary option, in case the above application is not granted, Cedars applied for a permit to:

- i) reconstruct at 230 kV the existing IPL for a distance of 71 kilometres, from Les Cèdres generating station in Quebec to a connecting point located in Cornwall;
- ii) operate at 120 kV the reconstructed IPL; and,
- iii) dismantle the existing IPL after the commissioning of the reconstructed IPL.

In both cases, Cedars is also requesting an order for the revocation of Certificate of Public Convenience and Necessity EC-10 issued by the Board in 1959.

## Pipeline Matters

### Matters Completed

#### 1. *Section 58 Applications*

The Board has approved applications under section 58 of the *National Energy Board Act* involving routine pipeline facilities or the construction of Pipelines not exceeding 40 kilometres in length. See Appendix I for details of the applications approved.

#### 2. *Westcoast Energy Inc. (WEI) - Kwoen Facilities (File 3400-W005-265)*

On 18 July, the Board approved an application dated 15 December 2000 from WEI for approval to construct upstream facilities in order to debottleneck the Pine River Plant, which is located 30 kilometres (18.6 miles) south of Chetwynd, British Columbia, and gas from the Grizzly Valley Raw Gas Transmission System. The applied-for facilities, which will expand raw gas deliveries to meet the Pine River Plant's initial design residue gas capability, include: (i) a booster compressor unit; (ii) an acid gas stripper facility; (iii) a 10-kilometre (6.2-mile) acid gas re-injection commodity pipeline; and, (iv) modifications to a re-injection disposal well. The

proposed gas stripper facility and the booster compressor unit would be located 29 kilometres southeast of the Pine River Plant. The estimated cost of the project is \$95.5 million.

### **Matters Under Consideration**

**3. *AEC Suffield Gas Pipeline Inc. - Amber Energy Inc. - Natural Gas Pipeline Construction - Ekwan Pipeline Project (File 3400-A167-1)***

For more information on this matter, refer to item 7 under *Non Hearing Applications, Pipeline Matters* in issue No. 72 of the *Regulatory Agenda* dated 1 April 2000.

**4. *Paramount Transmission Ltd. (Paramount) - Cameron Hills Transborder Pipeline Project (File 3400-P097-1)***

On 29 June, Paramount applied for approval to construct two pipelines, the first is a 15 kilometre (9.3 mile), 323.8 millimetre (12 inch) two phase raw sour oil, gas condensate and natural gas pipeline and, the second is a 15 kilometre, 88.9 millimetre (3 inch) fuel gas pipeline. The pipelines would be constructed in the same trench. The pipelines would extend from the Cameron Hills central battery located in the Northwest Territories to LSD 05-14-126-22 W5M in Alberta. The estimated cost of the project is \$3.6 million and the proposed in-service date is April 2002.

**5. *Ricks Nova Scotia Co. (Ricks) and AEC Oil and Gas (AEC) - Sale of the Ladyfern Pipeline (Files 3400-A081-1 and 3400-R029-2)***

On 1 March, Ricks and AEC filed a joint application for approval of the sale and purchase of Ricks' Ladyfern Pipeline to AEC. The Ladyfern Pipeline is a 12 kilometre (7.5 mile), 273.1 millimetre (10 inch) natural gas pipeline originating in northeastern British Columbia and connecting with the Nova Gas Transmission Ltd. Owl Lake South Meter Station in Alberta.

On 27 June, the Board advised the companies that until such time as additional information is provided, the application will be considered incomplete.

**6. *Pouce Coupe Pipe Line Ltd. (Pouce Coupe) - Sale of Oil Pipelines (Files 3400-P123-2 and 3400-F72-1)***

On 25 July, Pouce Coupe applied for approval of the following: i) sell the Pouce Coupe pipeline to Pembina Partnership; ii) sell the Federated Pipe Lines (Northern) Ltd. (Federated) pipeline to Pembina Partnership; iii) sell both these newly

acquired pipelines by Pembina Partnership to Pembina Northern LP; iv) replace the name Pouce Coupe in Board Order XO-1-89 with "Pouce Coupe as agent and general partner of Pembina Northern LP"; and v) transfer Certificate OC-42 from Federated Pipe Lines (Northern) Ltd. to "Pouce Coupe as agent and general partner of Pembina Northern LP". Pouce Coupe is a wholly-owned subsidiary of Pembina Corporation.

The Pouce Coupe facilities consists of 26 kilometres (16 miles) of 219 millimetre (eight inch) of oil pipeline extending from Dawson Creek, British Columbia to Bay Tree, Alberta. The Federated system consists of 172 kilometres (107 miles) of 273 millimetre (10 inch) of oil pipeline extending from Taylor, British Columbia to Belloy, Alberta.

On 11 August, the Board sent a letter to Pouce Coupe requesting additional information.

## **Traffic, Tolls And Tariff Matter**

### **Matter Under Consideration**

**1. *Murphy Oil Company Ltd. (Murphy) - Milk River Pipeline - Toll Complaint (File 4775-M23-1-2)***

On 25 August, PanCanadian Petroleum Limited, Alberta Energy Company Ltd., Crestar Energy Inc. and EOTT Energy Canada Limited Partnership, collectively known as the Bow River South Group (BRS), filed a complaint concerning the tolls charged by Murphy for transportation of crude oil on the Milk River pipeline. The Milk River pipeline is a crude oil system approximately 18 kilometres (11 miles) long connecting the Home Oil Manyberries pipeline, the Bow River pipeline and a Murphy truck terminal in Alberta to the CENEX pipeline in Montana.

BRS has filed their complaint after they had been unsuccessful in obtaining a satisfactory explanation for the derivation of the tolls charged on the Milk River pipeline.

On 31 August, the Board decided to initiate a written proceeding to examine the tolls. The Board also decided that the existing tolls will, effective 1 September 2000, continue to be charged on an interim basis, pending a determination by the Board of just and reasonable tolls. On 26 September, the Board, at the request of Murphy, extended the dates for the filing of submissions.

## Frontier Matters

1. *Imperial Oil Resources Limited* was given approval on 20 July for injection of propane or fresh water into the Esso Norman Wells H-27X well pursuant to section 29 of the *Canada Oil and Gas Production and Conservation Regulations*.
2. *Geological, geophysical or geotechnical operation*: (this report corrects the reports for May and June). Eleven applications were approved pursuant to section 5(1)(b) of the *Canada Oil and Gas Operations Act* as follow:

Company	Area	Operation ID	Date
Canadian Forest Oil Ltd.	Liard NWT	9229-C131-006E	22 May
Petro-Canada Inc.	Mackenzie Delta NWT	9329-P028-006E	31 May
Canadian Forest Oil Ltd.	Ft. Liard NWT	9229-C131-007E	11 June
Fugro Airborne Surveys Corp.	Hay R. NWT	9221-F023-001E	14 June
Talisman Energy Inc.	Liard NWT	9229-T057-001E	21 June
Petro-Canada Inc.	Richardson Mtns. NWT	9337-P028-001E	25 June
Canadian Forest Oil Ltd.	La Biche NWT	9237-C131-003E	28 June
ARCIS Partnership	Nahanni NWT	9229-A071-001P	29 June
ARCIS Partnership	Liard NWT	9233-A071-001P	29 June
Anderson Resources Ltd.	Beaufort Sea	9424-A066-001E	19 July
Fugro Airborne Surveys Corp.	S.W. N.W.T.	9221-F023-001P	25 July

## Appeal and Review

### Appeal Pending

1. *Canadian Forest Oil Limited (Canadian Forest) v Chevron Canada Resources and Ranger Oil Limited (Chevron et al.)*

For more information on this matter, refer to item 1 under the heading *Appeals* of the 31 August 2000 issue of the *Regulatory Agenda*.

### Review Pending

1. *Reservoir Safety Committee (RSC) - Review of Electricity Export Permits Issued to British Columbia Power Exchange Corporation (Powerex) and British Columbia Hydro and Power Authority (BC Hydro) (File 6200-B095-4-1)*

On 17 October, RSC applied for a review of electricity export permits EPE-118 and EPE-119 issued to Powerex and permits EPE-124, EPE-125, EPE-126 and EPE-127 issued to BC Hydro. In its application, RSC stated that since 1980, 11 drownings have occurred in BC Hydro's

Carpenter Reservoir. This is a consequence of BC Hydro's refusal to provide adequate protection to workers and members of the public traveling through the Bridge River Generating Facility, located within the Carpenter Reservoir. RSC further stated that widespread citizen concern with the operation of the facility, has led to the formation of the RSC. RSC's goal is to effect significant safety related improvements to the facility. RSC requested that the Board rescind permits related to the export of electricity generated through BC Hydro's Bridge River Hydro Electric Facility until such time as the safety of workers and the traveling public can be assured.

On 19 December, the Board sent a letter to RSC advising that it will hold the application in abeyance until RSC has complied with section 44 of the *National Energy Board Rules of Practice and Procedure*, 1995, including notification to potentially interested persons.

# Amendments to Regulations and Rules

1. *National Energy Board Pipeline Crossing Regulations, Part II - Damage Prevention Regulations (File 185-A000-36)*

For more information on this matter, refer to item 1 under *Amendments to Regulations and Rules* in the May 2001 issue of the *Regulatory Agenda*.

2. *Processing Plant Regulations (the Regulations) (File 185-A000-13)*

For more information on this matter, refer to item 2 under *Amendments to Regulations and Rules* in the May 2001 issue of the *Regulatory Agenda*.

3. *National Energy Board Rules of Practice and Procedure, 1995 (the Rules) (File 341-A000-2)*

For more information on this matter, refer to item 3 under *Amendments to Regulations and Rules* in the May 2001 issue of the *Regulatory Agenda*.

4. *Canada Oil and Gas Diving Regulations (Diving Regulations) and Guidance Notes (File 2001-1)*

For more information on this matter, refer to item 4 under *Amendments to Regulations and Rules* in the May 2001 issue of the *Regulatory Agenda*.

5. *The Canada Oil and Gas Drilling Regulations (COGDR) and the Canada Oil and Gas Production and Conservation Regulations (COGPCR) (File 0406-14)*

For more information on this matter, refer to item 5 under *Amendments to Regulations and Rules* in the May 2001 issue of the *Regulatory Agenda*.

6. *Regulations and Guidance Notes Pertaining to Canada Labour Code, Part II*

For more information on this matter, refer to item 6 under *Amendments to Regulations and Rules* in the May 2001 issue of the *Regulatory Agenda*.

## Administrative Matters

### Instructions for Filing

All correspondence with the Board should be addressed to the Secretary, National Energy Board, 444 Seventh Avenue SW, Calgary, AB T2P 0X8 - Fax (403) 292-5503.

### Applications - Copies Required to be Filed

For a list of the number of copies required for the different types of applications, see our Internet site under the heading *Regulatory Updates*.

### Communication Numbers

#### General Information:

(403) 292-4800  
1-800-899-1265

#### Publications Office:

Telephone: (403) 299-3562  
Telecopier: (403) 292-5576  
Email: [publications@neb-one.gc.ca](mailto:publications@neb-one.gc.ca)

#### Internet Site:

[www.neb-one.gc.ca](http://www.neb-one.gc.ca)

#### Telephone Numbers:

For a current list of the telephone numbers of Board Members and key staff, see our Internet site under the heading: *About the NEB, Our People*.

National Energy Board  
Michel L. Mantha  
Secretary

#### For information:

Denis Tremblay, Communications Officer  
Telephone: (403) 299-2717  
Email: [dtremblay@neb-one.gc.ca](mailto:dtremblay@neb-one.gc.ca)



# Appendix I

## Section 58 Applications

### Gas Pipelines

Applicant	File/Order	Application	Est. Cost
AltaGas (Sask) Inc.	File: 3400-A169-5 Order: XG-A169-20-2001	Application dated 30 April; approved on 11 July. Construct 3.3 kilometres of sour gas pipeline from Alberta to Saskatchewan.	297 000
Foothills Pipe Lines Ltd.	File: 3400-F006-37 Order: XG-F006-23-2001	Application dated 18 June; approved on 27 July. Six projects.	3 166 900
Maritimes & Northeast Pipeline Management Ltd.	File: 3400-M124-13 Order: XG-M124-21-2001	Application dated 10 May; approved on 13 July. Construct Custody Transfer Station Facilities at Saint John, New Brunswick.	946 000
Westcoast Energy Inc.	File: 3400-W005-274 Order: XG-W005-18-2001	Application dated 14 May; approved on 10 July. Three projects.	230 000
	File: 3400-W005-271 Order: XG-W005-19-2001	Application dated 24 April; approved on 13 July. Three projects.	1 800 000
	File: 3400-W005-265 Order: XG-W005-22-2001	Application dated 15 December; approved on 18 July. Construct the Kwoen facilities.	95 500 000

### Oil Pipelines

Applicant	File/Order	Application	Est. Cost
Enbridge Pipelines Inc.	File: 3400-E101-35 Order: XO-E101-18-2001	Application dated 4 June; approved on 13 July. Construct two crude oil tanks and associated facilities at the Tank Terminal in Hardisty, Alberta.	23 310 000
Trans-Northern Pipelines Inc.	File: 3400-T002-47 Order: XO-T002-17-2001	Application dated 18 May; approved on 5 July. Pipeline replacements in the Townships of Edwardsburg and Osnabruck, Ontario.	350 000
	File: 3400-T002-49 Order: XO-T002-19-2001	Application dated 27 June; approved on 20 July. Pipeline replacement in the Township of Sidney, Ontario.	200 000
	File: 3400-T002-48 Order: XO-T002-20-2001	Application dated 27 June; approved on 20 July. Pipeline replacement in the Township of Cramahe and Municipality of Clarington in Ontario.	480 000

## Profile

The National Energy Board is a federal regulatory tribunal that was created on 2 November 1959 by an Act of Parliament.

The Board's regulatory powers under the *National Energy Board Act* include the granting of authorizations for the exportation of oil, natural gas and electricity, the certification of interprovincial and international pipelines and designated interprovincial and international power lines, and the setting of tolls and tariffs for oil and gas pipelines under federal jurisdiction.

In addition to its regulatory functions, the Board is responsible for advising the government on the development and use of energy resources.

The Act also requires that the Board keep under review the Canadian supply of all major energy commodities, with emphasis on electricity, oil,

natural gas, and the by-products derived from oil and natural gas, as well as the demand for Canadian energy in Canada and in export markets.

The Board's responsibilities under the *Canada Oil and Gas Operations Act* and certain provisions of the *Canada Petroleum Resources Act* encompass the regulation of exploration for and the development and production of oil and gas on Frontier Lands in a manner that promotes safety of the worker, protection of the environment, and conservation of hydrocarbon resources.

The Board also has specific responsibilities under the *Northern Pipeline Act* and the *Energy Administration Act*. In addition, Board inspectors have been appointed safety officers by Human Resources Development Canada to administer Part II of the *Canada Labour Code*.

©Her Majesty the Queen in Right of Canada 2001  
as represented by the National Energy Board

Cat. No. NE12-4/2001-7E  
ISSN 0821-8645

This document is published separately in both official languages. For further information, please contact:

Communications Team  
National Energy Board  
444 Seventh Avenue SW  
Calgary, Alberta T2P 0X8  
Telephone: (403) 292-4800  
Telecopier: (403) 292-5503

©Sa Majesté la Reine du Chef du Canada 2001  
représentée par l'Office national de l'énergie

N<sup>o</sup> de cat. NE12-4/2001-7F  
ISSN 0821-865X

Ce document est publié séparément dans les deux langues officielles. Pour de plus amples renseignements :

Équipe des communications  
Office national de l'énergie  
444, Septième Avenue S.-O.  
Calgary (Alberta) T2P 0X8  
Téléphone : (403) 292-4800  
Télécopieur : (403) 292-5503

