

GENERAL ORDER 2023-0098-02
Section 49 *Energy Resource Activities Act*

Issued to:

NTE Energy Canada Ltd.
Suite 800, 700 – 9th Ave SW
Calgary, Alberta T2P 3V4

Attention: Lyle Veillet

Order:

Pursuant to section 49(1)(e) of the *Energy Resource Activities Act* (the Act), I, Robert Workman, order that NTE Energy Canada Ltd. (NTE) must:

1. On or before December 31, 2024, conduct line locating operations for the following pipelines (the pipelines):
 - a. 13379-13
 - b. 7568-1
 - c. 7568-3
 - d. 7568-4
 - e. 7568-5
 - f. 7568-6
 - g. 7568-10
2. No later than January 15, 2025, report to the BC Energy Regulator (the Regulator) the results of the operations required under item 1 by e-mail to C&E@bc-er.ca.

Conditions:

A. This order shall remain in effect until amended or terminated in whole or in part by the Regulator.

Reasons:

I make this order for the following reasons:

- i. NTE is the permit holder for the pipelines.

- ii. Documents submitted to the Regulator indicate that pipelines 7568-1, 7568-3, 7568-4, 7568-5, 7568-6 and 7568-10 were constructed in July 1998.
- iii. Documents submitted to the Regulator indicate that pipeline 13379-13 was constructed in August 2005.
- iv. Section 9 of the Pipeline Regulation under the Act states, in part, that:
 - (1) This section applies if, for a period of 18 consecutive calendar months, a pipeline permit holder does not transport fluids through the holder’s permitted pipeline or part of the pipeline.
 - (2) The period referred to in subsection (1) begins, as applicable,
 - (a) the day after the last day fluid is transported through the permitted pipeline or part of the pipeline, if the pipeline or part has been used to transport fluids, or
 - (b) the day after construction of the permitted pipeline or part of the pipeline is completed, if the pipeline or part has not been used to transport fluids.
 - (3) Before the expiry of the period referred to in subsection (1), the pipeline permit holder must do one of the following:
 - (a) deactivate the permitted pipeline or part of the pipeline and notify the regulator on completion of the deactivation;
 - (b) submit to the regulator a plan to deactivate the permitted pipeline or part of the pipeline after the end of that period;
 - (c) submit to the regulator a plan for resuming or beginning, as applicable, the transportation of fluids through the permitted pipeline or part of the pipeline.
- v. A plan to deactivate the pipelines or resume the transportation of fluids through the pipelines has not been submitted to the Regulator.
- vi. In a letter to the Regulator dated April 12, 2024, NTE identified the pipelines as “not constructed”.
- vii. Action to confirm existence and location of the pipelines is necessary to avoid risk of spillage into the environment as a result of any failure to deactivate or maintain them.
- viii. I am of the opinion that this order is necessary to protect the environment.

Review or Appeal

NTE may request a review of this order under section 70 of the Act or appeal this order under section 72 of the Act. Both a review and an appeal of the order cannot be commenced simultaneously.

A request for review may be sent to: determinationreviews@bc-er.ca.

Alternatively, a notice of appeal may be sent to the Energy Resource Appeal Tribunal info@bcerat.ca or mailed to:

Energy Resource Appeal Tribunal
PO Box 4925 Stn Prov Govt
Victoria, BC V8W 9V1

Information regarding the process for appeals may be found at www.bcerat.ca



Robert Workman
Manager, Enforcement
BC Energy Regulator

DATED AT Fort St. John, in the Province of British Columbia, this 31st day of October 2024.