

**GENERAL ORDER 2024-0100-01**  
Section 49 *Energy Resource Activities Act*

**Issued to:**

Unilia (Canada) Fuel Cells Inc.  
104 - 7337 North Fraser Way  
Burnaby BC V5J 0G7

**Attention:** Elise Woolliams PEng. PMP., Operations Manager

**Order:**

Pursuant to section 49(1)(d) of the *Energy Resource Activities Act* (the Act), I, R. A. Workman, order that Unilia (Canada) Fuel Cells Inc. (Unilia) must:

1. Submit an application for an energy resource activity permit to the BC Energy Regulator (Regulator) for its hydrogen facility located at 104-7337 North Fraser Way, Burnaby BC (Facility) by October 18, 2024.
2. Operate the Facility in a manner that protects public safety and the environment and that is consistent with recognized and generally accepted good engineering practices.

**Conditions:**

- A. This order shall remain in effect until
- a. a permit has been issued by the BCER in relation to the Facility, or
  - b. amended or terminated in whole or in part by the BCER.

**Reasons:**

I make this order for the following reasons:

- I. On September 1, 2023, the construction or operation of a facility for manufacturing hydrogen became an energy resource activity under the Act that the BCER is now responsible for regulating.
- II. Section 21 of the Act provides:

Subject to section 23, a person must not carry out an energy resource activity unless

  - (a) either
    - (i) the person holds a permit that gives the person permission to carry out that energy resource activity, or

- (ii) the person is required to carry out that energy resource activity by an order issued under section 49, and
  - (b) the person carries out the energy resource activity in compliance with
    - (i) this Act and the regulations,
    - (ii) a permit issued to the person, if any, and
    - (iii) an order issued to the person, if any.
- III. Unilia has been fully operational at this Facility since November 2020.
- IV. At the date of this order, Unilia does not hold a permit for the Facility.
- V. Unilia has been working to develop its application for a permit.
- VI. Unilia was registered with Petrinex effective March 28, 2024.
- VII. Unilia been working with BCER staff to resolve technical issues associated with the submission of its application.
- VIII. Section 21(1)(a)(ii) provides authority for carrying out an energy resource activity pursuant to an order issued under section 49.
- IX. I am satisfied that the Facility can operate so long as it is done in a safe and responsible manner while Unilia completes the permit application process.

### **Review or Appeal**

Unilia 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](mailto:determinationreviews@bc-er.ca).

Alternatively, a notice of appeal may be sent to the Energy Resource Appeal Tribunal [info@bcerat.ca](mailto: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](http://www.bcerat.ca)

*R. A. Workman*

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R. A. Workman  
Manager, Enforcement  
BC Energy Regulator

DATED AT Fort St. John, in the Province of British Columbia, this 22nd day of August, 2024.