

October 1, 2024

Enforcement File: 2024-0029

Allison Denby  
Director, Environment, Land and Regulatory  
Coastal Gaslink Pipeline Ltd.  
450 – 1<sup>st</sup> Street SW  
Calgary, AB T2P 5H1  
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**RE: Warning: Unpermitted Work at Cable Crane Hill Tower 1**

Ms. Denby,

Coastal Gaslink Pipelines Ltd. (CGL) is the permit holder for pipeline project AD 100084230 (Construction Section 8) [the permit].

Section 21 of the Energy Resource Activities Act which states the following.

“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.”

Condition 24 of the permit states.

24. Clearing and site preparation, other than those identified in the construction plans referenced in Permissions, must be located on any previously disturbed areas located within the construction corridor unless:

a) a previously disturbed area is less than 2 hectares;

b) such clearing and site preparation is required to avoid one or more of the areas or features identified in Conditions 17, 18, 19, or 20; or

c) the permit holder is granted leave by the Commission to carry out such clearing and site

preparation

On March 8, 2024, CGL reported to the British Columbia Energy Regulator (BCER) that work had occurred outside of the permitted footprint and outside of an approved Archaeological Impact Assessment (AIA). CGL stated in its self-disclosure that the specifics of the work was as follows.

“At approximately KP 624+100, additional clearing occurred around the guy wire anchors for Cable Crane Hill Tower 1. This clearing activity, which occurred in late 2020 or early 2021, extended beyond the permitted footprint on both the north and south sides of the Project right-of-way (ROW).”

This unpermitted work was discovered by CGL during an internal review process, which occurred three years after the actual work was completed.

CGL has failed to comply with Condition 24 of Pipeline Permit AD 100084230 (Construction Section 8) [the Permit] and in so doing contravened Section 21 of the *Energy Resource Activities Act*.

CGL has since applied for and been granted Leave of the Regulator to include the unpermitted work areas within the right of way. CGL has also consulted with WSP Global Inc. for an archaeological review of the area, which indicated a low archaeological potential. With the Leave of the Regulator granted, CGL is now in compliance with Condition 24 of the Permit.

Given the circumstances, CGL is hereby issued a warning only for the following:

Between May 15, 2021, and June 30, 2021 did engage in unpermitted work at Cable Crane Hill Tower 1, specifically clearing land outside the permitted right of way for the anchoring of guy wires to support Tower 1.

If CGL has any questions about this matter, please feel free to contact the undersigned.

Sincerely,

<original signed by>

Compliance & Enforcement Officer  
BC Energy Regulator