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October 18, 2013

Suchaet Bhardwaj  
National Energy Board  
444 Seventh Avenue S.W.  
Calgary, Alberta  
T2P 0X8

Copy via Email  
Original by Courier

Dear Suchaet:

**RE: Comments of Alberta Energy on Proposed Changes to the National Energy Board Regulatory Framework**

The Alberta Department of Energy (ADOE) is pleased to provide comments to the National Energy Board (NEB) on its proposed changes to its regulatory framework. The ADOE comments are focused on the proposed changes to the *National Energy Board Act Part VI (Oil and Gas) Regulations* and the *National Energy Board Export and Import Reporting Regulations*.

The ADOE supports the NEB's efforts towards streamlining the regulations and notes that many positive changes that have been made. The ADOE has the following suggestions for the NEB's consideration.

**National Energy Board Act Part VI (Oil and Gas) Regulations**

**INTERPRETATION**

1. "Oil" is used throughout the draft regulation, though in places (e.g., s. 25.1) along with the terms "crude oil" or "refined petroleum products". Alberta Energy respectfully suggests the NEB add a definition for "oil" in the regulation which confirms that it has the same meaning as under the Act and includes both crude oil and refined petroleum products.

**UNITS OF MEASUREMENT**

2. The ADOE recommends the two struck subsections in s. 8 (subsections (2) and (3)) be retained:

(2) Where the volume is measured under conditions of temperature and pressure other than the standard conditions described in paragraph (1)(a), the volume shall be converted to the equivalent under the standard conditions, in accordance with the Ideal Gas Laws and shall be corrected for deviations from the Ideal Gas Laws in accordance with subsection (3), where the amount of the deviation exceeds one percent.

(3) Correction for deviation from the Ideal Gas Laws shall be based on the tables published in American Gas Association (AGA) Report No. 3, *Orifice Metering of Natural Gas and Other Related Hydrocarbon Fluids*, as amended from time to time.

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While the remaining sections (s. 8(1)(a) and (b)) provide the definitions for standard conditions and dry gas conditions, the struck passages further inform as to how deviation from ideal gas behaviour is to be dealt with for orifice metering and are essential. The ADOE suggests they be retained.

### **GAS OTHER THAN PROPANE, BUTANES AND ETHANE**

#### ***Information to be furnished by Applicants for Licences for Exportation***

3. The proposed changes to the regulations include the deletion of s. 12(h) which required a copy of, or details of the status of each approval or authorization of a federal, provincial, or state government. ADOE supports maintaining the obligation of applicants to provide details regarding the status of provincial approvals or authorizations. While the administrative burden is not substantial, the information serves to clarify and consolidate all requirements.

The ADOE requests that all equivalent sections where the information required has been struck (e.g. s. 25(f)) also maintain provincial approvals or authorizations.

#### **National Energy Board Export and Import Reporting Regulations**

### **UNITS OF MEASUREMENT**

4. With respect to s. 9, the ADOE has the same comment as above with respect to s. 8 of the *National Energy Board Act Part VI (Oil and Gas) Regulations*.

The ADOE appreciates the opportunity to provide these comments to the NEB. Should you have any questions or comments, please do not hesitate to contact the undersigned.

Sincerely,

*Original signed by*

Glenn MacIntyre, P. Eng.  
Manager, Natural Gas Pipelines