



# Regulatory Agenda

The period covered in this *Regulatory Agenda* is the month of July 2005

## National Energy Board Service Standards

On 20 July 2005, the Board published service standards identifying specific delivery targets, or timelines, for a number of regulatory functions and associated services. The new service standards visibly demonstrate our commitment to ensuring projects that are in the public interest can proceed while providing an established and consistent level of service to stakeholders.

The following service areas are identified in the *National Energy Board Service Standards* publication:

- Release of Hearing Decisions
- Export/Import authorizations
- *Canada Oil and Gas Operations Act* applications

- Landowner complaints
- Audits
- Section 58 application cycle times
- Responses to non-hearing correspondence
- Requests to Library
- Information requests through the Web site.

Service delivery in these areas will be tracked throughout the year to determine if targets have been met. The Board will then report the results through the Annual Report and Departmental Performance Review, which are available on the Board's Web site.

## Public Hearing Applications

### Decision Rendered

1. *Canadian Association of Petroleum Producers (CAPP) – Review of RH-2-2004 Phase I Reasons for Decision – TransCanada PipeLines Limited's (TCPL) 2004 Tolls – RH-R-1-2005 (File 4200-T001-19-R)*

The Board released its decision on an application by CAPP for a review of the Board's RH-2-2004

Phase I Reasons for Decision with respect to TCPL's 2004 Mainline Tolls. The Board heard oral arguments on the application on 26 April 2005 in Calgary. The Board heard arguments on the following:

- i) whether the Board's decision regarding the tolling of Non-Renewable Firm Transportation Service (FT-NR) should be confirmed, amended or overturned; and

## 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 and Security,  
Environmental Protection and  
Economic Efficiency”**

<b>Public Hearing Applications</b> .....	<b>1</b>
<b>Non-Public Hearing Applications</b> .....	<b>3</b>
<b>Appeals</b> .....	<b>6</b>
<b>Amendments to Regulations</b> .....	<b>6</b>
<b>Administrative Matters</b> .....	<b>8</b>
<b>Appendix I - Section 58 Applications</b> .....	<b>10</b>
<b>Appendix II - Other filings</b> .....	<b>11</b>
<b>Profile</b> .....	<b>12</b>

- ii) if the decision should be amended or overturned, how FT-NR should be tolled.

### **Hearing in Progress**

**1. *Westcoast Energy Inc. (WEI) – Transportation Service Enhancements – RHW-1-2005 (File 4200-W005-18)***

The Board is holding a written public hearing on an application by WEI for approval of certain Firm Transportation Service enhancements in Zones 3 and 4. WEI stated in its application that in the past few years increasing amounts of firm service have not been re-contracted in Zones 3 and 4. WEI believes that the implementation of certain enhancements to the firm services offered in Zones 3 and 4 will increase the value of firm service to both existing and potential shippers and encourage higher levels of firm contracting.

### **Hearings Scheduled**

**1. *Chevron Canada Limited (Chevron Canada) and Chevron Standard Limited, Neste Canada Inc. and Chevron Canada Limited (Chevron/Neste) – Priority Destination – MH-2-2005 (Files 4755-T099-3 and 4755-T099-4)***

The Board will hold a public hearing commencing on 12 September 2005 in Calgary on two applications for orders designating Chevron Canada's refinery at Burnaby, British Columbia to be a priority destination for the unapportioned delivery of crude oil and isooctane on Terasen Pipelines (Trans Mountain) Inc.'s pipeline system. The first application is for delivery of crude oil by Chevron Canada, and the second application is for delivery of isooctane by Chevron/Neste.

Chevron Canada is requesting a priority designation for the unapportioned delivery from Edmonton to Burnaby of up to 5 500 cubic metres per day of crude oil during periods that nominations would otherwise be apportioned. Chevron/Neste are requesting priority designation of unapportioned delivery from Edmonton to Burnaby of up to 2 400 cubic metres per day of isooctane during periods that nominations would otherwise be apportioned.

**2. *Imperial Oil Resources Ventures Limited (Imperial), Mackenzie Valley Aboriginal Pipeline Limited Partnership, ConocoPhillips (North) Limited, Shell Canada Limited and ExxonMobil Canada Properties – Mackenzie Gas Project (Files 3200-J205-1, 2520-C-19-4, 2620-C-19-7, 2620-C-12-7 and 2620-C-20-7)***

On 24 November 2004, the Board scheduled for public hearing five applications from Imperial Oil Resources Ventures Limited and other applicants for the Mackenzie Gas Project in Northern Canada. The proponents of the Mackenzie Gas Project are Imperial Oil Resources Ventures Limited, Mackenzie Valley Aboriginal Pipeline Limited Partnership, Imperial Oil Resources Limited, ConocoPhillips Canada (North) Limited, ExxonMobil Canada Properties and Shell Canada Limited. The Board will announce at a later time the dates and locations of its public hearing.

The Mackenzie Gas Project includes a pipeline to transport natural gas to northern Alberta, a pipeline to transport natural gas liquids to Norman Wells, N.W.T., three onshore natural gas fields, a gathering system to transport production from the three fields, and a processing facility in the Inuvik, N.W.T. area where natural gas liquids would be separated from the natural gas for shipping. Other related facilities include compressor stations and a heater station.

### **Proposed Application**

**1. *Terasen Pipelines (Trans Mountain) Inc. (Terasen Pipelines) – TMX Anchor Loop (File 3200-T099-1)***

On 25 April 2005, Terasen Pipelines filed a project description of a proposal to loop a portion of its existing Trans Mountain oil pipeline system. This project, referred to as the TMX Anchor Loop, involves the construction of 178 kilometres of 762 or 812 millimetre (30 or 32 inch) diameter pipeline between a location west of Hinton, Alberta to a location near Jackman Hill, British Columbia. The proposed TMX Anchor Loop would also include the installation of new pump stations at three locations elsewhere on the Trans Mountain pipeline. Two of the stations would be located in Alberta at Chip and Wolf, and one in British Columbia, at Chappel.

Pending regulatory approvals, construction of the TMX Anchor Loop is scheduled to begin in mid-2007, with completion of construction in the third quarter of 2008.

The project description notes that a certificate of public convenience and necessity is required for the Project to proceed and that Terasen Pipelines expects to submit regulatory applications at the end of 2005.

# Non-Public Hearing Applications

## Electricity Matters

### Matter Completed

1. *Lighthouse Energy Trading Co., Inc. (Lighthouse) – Electricity Export (File 6200-L032-2)*

On 15 July 2005, the Board approved an application dated 5 April 2005 from Lighthouse for permits to export up to 300 megawatts and 2 628 000 megawatt hours of firm power and energy, respectively, and 1 752 000 megawatt hours of interruptible energy per year for a period of 10 years.

### Matters under Consideration

2. *ENMAX Energy Marketing Inc. (ENMAX) – Electricity Export (File 6200-E139-2)*

On 15 June 2005, ENMAX applied for permits to export up to 400 megawatts of firm power and up to 1 000 megawatts of interruptible power and up to 3 504 gigawatt hours per year of firm energy and up to 8 760 gigawatt hours of interruptible energy per year for a period of 10 years.

3. *Manitoba Hydro - Electricity Export (File 6200-M020-17)*

On 7 April 2005, Manitoba Hydro applied for permits to export up to 3 250 megawatts of firm and/or interruptible power and up to 25 434 gigawatt hours of firm and/or interruptible energy per year for a period of five years. The application, in part, represents a renewal of existing Export Permits EPE-45 and EPE-46 which expire on 31 October 2005.

4. *Saracen Merchant Energy LP (Saracen) – Electricity Export (File 6200-S182-1)*

On 10 May 2005, Saracen applied for permits to export up to 600 megawatts and 2 700 000 megawatt-hours of combined firm and interruptible power and energy, respectively, per year for a period of 10 years.

## Frontier Matter

1. *Geological, Geophysical or Geotechnical Operations*

Two applications were approved pursuant to section 5.1(b) of the *Canada Oil and Gas Operations Act*.

Company	Area	Operation ID	Date approved
Husky Oil Operations Limited	N.W.T.	9229-H006-002E	18 July 2005
Husky Oil Operations Limited	N.W.T.	9229-H006-003E	18 July 2005

## Gas Matters

### Matters Pending

1. *EnCana Corporation (EnCana) – Replacement of a Gas Sale Agreement – Licences GL-284 and GL-285 (Files 7200-E112-1-1 and 7200-E112-1-2)*

On 23 December 2004, EnCana applied for approval of a gas sale agreement entitled the *Cross-Border Commodity Purchase & Sale Agreement* that would replace the original gas sale agreement dated 1 January 1994 underpinning natural gas export Licences GL-284 and GL-285. Under Licences GL-284 and GL-285, EnCana is authorized to export approximately 1.6 billion cubic metres and 1.0 billion cubic metres, respectively, in any consecutive 12-month period ending 31 October. On 3 February 2005, the Board sent a letter to EnCana requesting additional information.

2. *ProGas Limited – Restructuring of Sales Contracts and Amendments to Natural Gas Export Licences GL-101 and GL-109 (Files 7200-P038-4-2 and 7200-P038-3-2)*

On 5 July 2005, ProGas applied for approval of two new contracts between Ocean State Power (OSP) dated 1 March 2005. The requested approvals are required as a result of the restructuring of the gas export sales contracts with OSP dated 14 December 1988 (OSP I) and 29 September 1989 (OSP II) underpinning natural gas exports under Licences GL-101 and GL-109.

ProGas also applied to vary both Licences such that the termination dates be changed and the total quantities of gas to be exported be reduced.

## **Pipeline Matters**

### **Matters Completed**

**1. Nexen Marketing (Nexen) and 1057533 Alberta Ltd. – Sell and Purchase a Pipeline (Files 3400-N086-2 and 3400-Z011-2)**

On 28 July 2005, the Board approved a joint application dated 30 June 2005 from Nexen to sell and 1057533 Alberta Ltd. to purchase a 38 kilometre oil emulsion pipeline from b-76-H/94-I-9 in British Columbia to 11-17-110-9 W6M in Alberta. The pipeline, known as the Hay Pipeline, was constructed by CXY Energy Marketing.

**2. 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.

### **Matters Pending**

**3. TransCanada PipeLines Limited (TCPL) – Les Cèdres Loop (File 3400-T001-238)**

On 28 February 2005, TCPL applied for approval to construct 21.3 kilometres of pipeline loop from mainline valve 147A in the Municipality of Saint-Télesphore, Quebec to mainline valve 148 in the Municipality of Les Cèdres, Quebec (Les Cèdres Loop). The proposed Les Cèdres Loop, together with the capacity provided by the existing mainline facilities, will be needed to enable TCPL to transport the natural gas required for a new gas-fired cogeneration plant being constructed at Bécancour, Quebec. The estimated cost of the project is \$44.1 million and the proposed in-service date is 1 November 2006.

**4. Terasen Pipelines (Trans Mountain) Inc. (Terasen) – Capacity Expansion (File 3400-T099-13)**

On 12 July 2004, Terasen applied for approval to increase the capacity of the Trans Mountain pipeline system from 35 770 cubic metres per day (225,000 barrels per day) to 41 330 cubic metres per day (260,000 barrels per day). The facilities required for the project include the construction

of 12 new pump stations and modifications to three existing pump stations and modifications of pump internals at eight existing stations between Edmonton, Alberta and Burnaby, British Columbia. The estimated cost of the project is \$210 million and the construction is anticipated to take place in 2006 with a proposed in-service date of April 2007.

**5. Maritimes & Northeast Pipeline Management Ltd. (M&NP) – Amendments to Board Order XG-M124-60-2002 (File 3400-M124-14-1)**

On 27 July 2005, M&NP applied for approval to amend several conditions in Order XG-M124-60-2002 so as to permit M&NP to utilize the Order to construct and operate the compressor units at the same locations to facilitate the transportation of regasified liquefied natural gas (LNG) for Anadarko Petroleum Corporation commencing in 2008. On 18 November 2002, the Board issued Order XG-M124-60-2002, as a result of hearing GH-3-2002, to M&NP to construct four compressor units which would have been required to fulfill the transportation requirements of natural gas from the proposed Deep Panuke Project.

M&NP informed the Board that it had recently executed a Precedent Agreement with Anadarko Petroleum Corporation to transport 813,000 MMBtu per day of natural gas from the proposed LNG terminal near Point Tupper, Nova Scotia over at least twenty years expected to commence in 2008. M&NP expects to file a section 52 application for facilities required for the transportation requirements of Anadarko. The LNG expansion will be designed on the basis that the compression facility and site related approvals which are the subject of the Order XG-M124-60-2002 will remain in effect. This will allow M&NP to install compression facilities required to transport the regasified LNG for Anadarko at these same compressor sites by early 2008.

## Traffic, Tolls And Tariffs Matters

### Matters Completed

1. *TransCanada Pipelines Limited (TCPL) – Resolution of the 2005 Toll Task Force (File 4200-T001-19-1)*

On 7 July 2005, the Board approved the resolution described below.

Resolution No.	Subject
14.2005	Revised Code of Conduct. Purpose - comply with the Board's direction in Reasons for Decision RH-2-2004, Phase I.

2. *TransCanada Pipelines Limited, B.C. System (TCPL) – Final Tolls for 2004 and 2005 (File 3400-T054-2004-1)*

On 27 July 2005, the Board approved an application dated 30 June 2005 from TCPL requesting that the Board approve Final Rates and Charges for 2004 and 2005 for the B.C. System.

### Matters Pending

3. *Enbridge Pipelines Inc. – 2005 Interim Tolls (File 4400-E101-7)*

On 20 July 2005, Enbridge applied for approval of revised 2005 interim tolls. The Board sought comments from interested parties on the application.

4. *TransCanada Pipelines Limited (TCPL) – Resolutions of the 2005 Toll Task Force (File 4775-T001-1-2005)*

On 26 July 2005, TCPL applied for approval of the resolutions described below.

Resolution No.	Subject
16.2005	Great Lakes Gas Transmission Contracts. Purpose - to establish a subcommittee of the Toll Task Force to discuss the November 2006 renewal of TCPL's gas transportation contracts with Great Lake Gas Transmission commencing 1 November 2006.
17.2005	Amendments to the Short Term Firm Transportation (STFT) Toll Schedule of the Mainline Tariff. Purpose - to allow parties to bid NEB approved tolls in advance of their effective date for service that commences on or after such effective date.

5. *Trans-Northern Pipelines Inc. (TNPL) – 2005 Tolls (File 4200-T002-12)*

On 1 March 2005, TNPI applied for approval of final tolls for 2005 effective 1 January 2005. TNPI stated that its transportation revenue requirement for 2005 will increase to approximately \$60.2 million as compared to the calculated transportation requirement of \$35.9 million in 2004. Average tolls for 2005 will decrease by 0.6 percent as compared to those approved for 2004.

On 9 March 2005, the Board approved an application dated 7 March 2005 to continue to charge the interim tolls which were approved by Order TOI-4-2005 until such time as final tolls for 2005 are approved.

On 17 March 2005, the Board sought comments of interested parties on the application. On 31 March 2005, Ultramar filed comments in which it indicated that it remained of the view that the cost overrun associated with the capacity expansion and line reversal project (OH-1-2003 Reasons for Decision) is unacceptable and that a more detailed examination of TNPI's application is necessary. TNPI and Ultramar agreed to meet on this subject in late May.

# Appeals

## Appeals Pending

### 1. *Sumas Energy 2, Inc. (SE2) – Application for Leave to Appeal a Board Decision*

SE2 applied to the Federal Court of Appeal for leave to appeal the Board's 4 March 2004 decision in which it denied an application from SE2 to construct the Canadian portion of an 8.5 kilometre international power line originating at the Canada/United States international boundary near Sumas, Washington and running to a BC Hydro substation in Abbotsford, British Columbia. On 16 July 2004, the Court granted SE2's application to appeal the Board's decision.

### 2. *Flint Hill Resources – Application for Leave to Appeal – RH-1-2005*

Flint Hill Resources applied to the Federal Court of Appeal for leave to appeal the Board's decision of 28 April 2005 in which it approved

two applications from Enbridge Pipelines Inc. to recover, in its Canadian pipeline tolls, US\$20 million per year for five years related to the extension of service on the Spearhead Pipeline which runs from Chicago, Illinois to Cushing, Oklahoma and an initiative by Mobil Pipe Line Company to reverse the flow of its pipeline which runs from Patoka, Illinois to Corsicana, Texas.

Flint Hill Resources also filed a Notice of Motion with the Court seeking an extension of time, until 30 days following the release of the Board's Reasons for Decision in RH-1-2005, to seek leave to appeal on any additional grounds. In April, the Board had decided to release the Decisions in advance of the Reasons for Decision in response to requests received from several parties during the public hearing held to consider the two applications. The Board released the Reasons for Decision on 19 June 2005.

## Amendments to Regulations

### Regulatory Initiatives Pursuant to the *National Energy Board Act*

#### 1. *Cost Recovery Regulations – Electricity – Review (File 175-A000-72-2)*

Following a request from some of the stakeholders, the Board has decided to undertake a review of the *National Energy Board Cost Recovery Regulations* as they relate to the allocation of costs within the electricity industry. As part of the review, the Board held workshops on 9 December 2004 in Calgary and on 2 June 2005 in Montréal.

On 21 July 2005, the Board made public a report entitled *Electricity Cost Recovery Alternatives* prepared by Chymko Consulting Ltd. The Board engaged Chymko as a cost recovery consultant to provide assistance in a review of the electricity cost recovery regulations. As part of the project, Chymko was asked to research electricity cost recovery methodologies of other countries and Canadian jurisdictions and provide a written report to that effect. On 4 August, the Board published the summary report of the workshop held in June 2005.

#### 2. *National Energy Board Damage Prevention Regulations*

On 7 February 2005, the Board informed interested parties that it has completed the initial development phase of the above-noted Regulations. The Regulations have been submitted to the Department of Justice for review and analysis prior to pre-publication in the *Canada Gazette*, Part 1. The Draft Regulations dated October 2004 are available on the Board's Web site under *Acts and Regulations*.

#### 3. *Operations and Maintenance Activities on NEB-Regulated Facilities: Requirements and Guidance Notes*

On 14 July 2005, the Board released new requirements for operations and maintenance activities on pipelines regulated under the *National Energy Board Act (NEB Act)* that will allow companies to carry out operations and maintenance activities without having to submit an application under section 58 of the NEB Act.

The new requirements will provide companies and the public with greater clarity about the Board's expectations for the management and regulation of operations and maintenance activities on NEB-regulated facilities. The Board will continue to regulate operations and maintenance activities through its inspection and audit programs to ensure these activities are carried out with respect for safety, security, environmental protection, economic efficiency, and the rights of those affected.

The review of operations and maintenance activities was initiated in response to requests from regulated companies for clarity on the types of projects that require a section 58 application under the NEB Act. The Board consulted with stakeholders to develop the changes which are reflected in the *Operations and Maintenance Requirements and Guidance Notes*. During the recent public comment period the Board received feedback from a number of regulated companies, federal government agencies and from the Canadian Alliance of Pipeline Landowners Association.

The development of new requirements and guidance notes for operation and maintenance activities supports the federal government's Smart Regulation initiative which promotes the use of appropriate regulatory instruments while streamlining processes and removing unnecessary steps and information requirements.

#### **4. Information to be Furnished by Applicants to Import Liquefied Natural Gas (LNG)**

On 19 April 2005, the Board sought comments from all potential applicants to import LNG on a draft document to supplement the requirements of the Board's *Filing Manual* of April 2004 and the *National Energy Board Act Part VI (Oil and Gas) Regulations* concerning imports of LNG.

## **Regulatory Initiatives Pursuant to the Canada Oil and Gas Operations Act**

### **5. Goal-oriented Drilling and Production Regulations (D&PR)**

On 11 April 2005, the Board, on behalf of several other federal and provincial agencies, sought comments from interested parties on a draft of the D&PR.

The D&PR project is an initiative of the Board, Natural Resources Canada, the Province of Newfoundland and Labrador, the Province of Nova Scotia, the Canada-Newfoundland Offshore Petroleum Board, the Canada-Nova Scotia Offshore Petroleum Board, and the Department of Indian Affairs and Northern Development. These agencies all have some form of direct regulatory responsibility for companies involved in the drilling for, and production of, oil and gas in Canada's frontier areas (*i.e.* Northwest Territories, Nunavut and offshore), including those governed under the Offshore Accord Acts.

The intent of the current project is to have goal-oriented D&PR in force by approximately the end of 2006. The goal-oriented D&PR project will build on draft D&PR that were developed as part of a previous project in 2000; however, several circumstances combined to delay the previous project and prevent those draft D&PR from coming into force.

### **6. Canada Oil and Gas Diving Regulations and Guidance Notes**

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*.

### **7. The Canada Oil and Gas Geophysical Operations Regulations**

For more information on this matter, refer to item 6 under *Amendments to Regulations* in the October 2004 issue of the *Regulatory Agenda*.

## **Administrative Matters**

### **Scheduled Energy Market Assessments (EMA) 2005-2006**

#### **1. *Conventional Natural Gas Resources of British Columbia: An Assessment of Ultimate Potential***

The NEB and the British Columbia Ministry of Energy and Mines will be assessing the ultimate potential of conventional natural gas resources of British Columbia. The report is expected to be released in September 2005.

#### **2. *Short-term outlook for Natural Gas and NGLs 2000-2006***

This EMA will examine supply, demand, inventories, prices, etc., of natural gas and natural gas liquids from 2000 and provide an outlook to 2006. The report is expected to be released in October 2005.

#### **3. *Short-term outlook for Canadian Crude Oil to 2006***

This EMA will present the Board's views on crude oil and petroleum product supply, prices and markets to 2006. The report is expected to be released in September 2005.

#### **4. *Short-term Canadian Natural Gas Deliverability, 2005-2007***

This EMA will examine the factors which affect Canadian natural gas supply in the short-term and present an outlook for deliverability through to the year 2007. Factors examined include trends in industry activity and the production characteristics of gas wells. The report is expected to be released in October 2005.

#### **5. *Natural Gas for Power Generation: Issues and Implications***

This EMA will examine the fastest growing segment of the North American natural gas market with emphasis on Canada. It would provide an outlook for future demand and related issues/implications for transportation services, storage and gas prices. The report is expected to be released in December 2005.

#### **6. *Renewable and Alternative Sources of Power***

This EMA will address alternative and renewable technologies. Interest in alternative and renewable technologies, such as fuel cells, solar cells, wind, biomass, small-hydro and "clean coal," as credible supplemental energy sources continue to grow in Canada. Demand reduction (or demand response) programs may also be considered an energy source. The report is expected to be released in February 2006.



## Correspondence

All correspondence should be addressed to the Secretary, National Energy Board, 444 Seventh Avenue SW, Calgary, AB T2P 0X8 – Fax: (403) 292-5503, Fax (toll free): 1-877-288-8803.

## Applications and Other Filings Number of Copies to be Filed

You may submit your application and other filings to the Board in one of two ways:

1. Electronically: use the Submit a Document option on our Web site and mail (see address above) or fax one (1) copy of your documents, or
2. mail twenty-five (25) copies of your documents.

## Addition information on:

Filings and types of documents that can be filed electronically and creating PDF documents: see *Filer's Guide to Electronic Submission* ([http://www.neb-one.gc.ca/efile/guide\\_e.pdf](http://www.neb-one.gc.ca/efile/guide_e.pdf)).

Applying electronically to participate in a hearing and using on-line forms: see *Submit a Document* ([http://www.neb-one.gc.ca/efile/index\\_e.htm](http://www.neb-one.gc.ca/efile/index_e.htm)).

Templates providing alternative ways to file your documents and assistance with the provision of multiple copies due to undue financial burden: see *Can't Submit Your Document Electronically? Procedure for Sending Hard Copies* ([http://www.neb-one.gc.ca/efile/forms/paper\\_e.htm](http://www.neb-one.gc.ca/efile/forms/paper_e.htm)).

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# Appendix I

## Section 58 Applications

### Gas Pipelines

Applicant	File/Order	Application	Est. Cost
TransCanada PipeLines Limited	File: 3400-T001-241 Order: XG-T001-22-2005	Application dated 6 May 2005; approved on 5 July 2005. 2005 Cathodic Protection Program No. 3 – Ontario.	217 000
	File: 3400-T001-244 Order: XG-T001-23-2005	Application dated 6 June 2005; approved on 6 July 2005. 2005 Cathodic Protection Program No. 5 – Saskatchewan.	1 335 000
	File: 3400-T001-243 Order: XG-T001-24-2005	Application dated 19 May 2005; approved on 20 July 2005. 2005 Cathodic Protection Program No. 4 – Ontario.	2 033 000
	File: 3400-T001-246 Order: XG-T001-25-2005	Application dated 24 June 2005; approved on 21 July 2005. 2005 Cathodic Protection Program No. 7 – Saskatchewan and Ontario.	419 500
Westcoast Energy Inc.	File : 3400-W005-349 Order : XG-W005-21-2005	Application dated 20 April 2005; approved on 4 July 2005. Replace 760 metres of the Fort Nelson Mainline in the Daniels Creek area in British Columbia.	2 200 000

### Oil Pipelines

Applicant	File/Order	Application	Est. Cost
Trans-Northern Pipelines Inc.	File : 3400-T002-72 Order : XO-T002-08-2005	Application dated 27 May 2005; approved on 28 July 2005. Replace a section of pipeline in Clarington, Ontario.	420 000

### Commodity Pipelines

Applicant	File/Order	Application	Est. Cost
Souris Valley Pipeline Limited	File : 3400-S161-3 Order : XC-S161-03-2005	Application dated 5 April 2005; approved on 28 July 2005. Construct a metering station and an interconnecting pipeline to Apache Canada Ltd. in southeast Saskatchewan.	600 000

## Appendix II

### Other Filings

<i>Company</i>	<i>Date</i>	<i>Filing</i>
Gazoduc Trans Québec & Maritimes Inc.	4 July	File 3400-T028-38 – Application to install a lateral valve at kilometre post 204.7.
TransCanada Pipelines Limited	4 July	File 3400-T001-248 – Application to install a new Grand Coulee Receipt Station at MLV 16.
EnCana Oil & Gas Co. Ltd.	11 July	File 3400-E120-3 – Application to construct a 5.4 km sweet natural gas pipeline commencing at an existing EnCana facility located at a-63-A/93-P-8 in British Columbia and ending in Alberta at 06-17-073-13 W6M (Tupper South Pipeline Loop).
Enbridge Pipelines Inc.	20 July	File 4775-E101-1-1 – Filing of NEB Tariffs Nos. 270 and 271, effective 1 August 2005.
Gazoduc Trans Québec & Maritimes Inc.	21 July	File 3400-T028-38 – Quarterly Surveillance Report for the period ending 30 June 2005.
Montréal Pipe Line Limited	26 July	File 3400-M003-30 – Application to deactivate a 273 millimetre (10-inch) by-pass pipeline across the Richelieu River in Quebec.
Westcoast Energy Inc.	28 July	File 4775-W005-1-1 – Framework for Light-handed Regulation, Amendment of Raw Gas Transmission Toll Schedules effective 1 August 2005.

## 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 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 and Skills Development Canada to administer Part II of the *Canada Labour Code*.

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Cat. No. NE12-4/2005-07E  
ISSN 0821-8645

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N<sup>o</sup> de cat. NE12-4/2005-07F  
ISSN 0821-865X

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