



Canada Energy  
Regulator

Régie de l'énergie  
du Canada

# Regulatory Framework Plan 2021 to 2024



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# Regulatory Framework Plan 2021-2024

## Overview

The Regulatory Framework Plan (RF Plan) is a tool produced by the CER that supports planning and communication. The RF Plan describes which regulations, guidance material and other regulatory documents we intend to amend or develop over a three year period, and sets out expected timelines for each.

The Plan is updated every year through a review process that is informed by:

- strategic priorities that focus how we do our work and prioritize change;
- evaluation of performance data from across the CER's regulatory programs;
- input from stakeholders and Indigenous peoples provided during the CER's engagement activities and participation in regulatory proceedings; and
- learnings from other jurisdictions and regulators within Canada and abroad.

Only those initiatives that are established with formal project plans and clear deliverables for the CER's Regulatory Framework are included in the RF Plan year to year. We anticipate additional RF Plan projects will be added in future years, as we advance our work to:

- build the trust and confidence of Canadians;
- transform the way we work with Indigenous peoples;
- enhance Canada's Global Competitiveness; and
- create a data and digital innovation culture and systems within the CER.

The following Regulatory Framework improvement initiatives are identified on the Regulatory Framework Plan: 2021 to 2024. The RF Plan is a snapshot in time, accurate as of June 2021; projects listed below may change as the context shifts.

The RF Plan will be updated at the start of each new fiscal year (April) and throughout the year, as material changes occur.

More information on projects listed below may be obtained by calling toll free 1-800-899-1265 or faxing (403) 292-5503 or contacting the project leads listed below.

For most projects listed below, the approach and timing for engagement will be dependent on the status of COVID-19. Information on public participation opportunities will appear on the CER's [Consultation and Engagement Activities](#) webpage.

## Regulations

<b>Onshore Pipeline Regulations (OPR)</b>	
<b>Background Information</b>	The OPR is the CER's principal regulation for the physical (vs. financial) oversight of oil and gas pipelines that cross a national, provincial or territorial border. The OPR provides for safety, security and environmental protection outcomes and includes management system requirements for regulated companies.
<b>Project Details</b>	<p>The Onshore Pipeline Regulations are predominantly performance based. This provides regulated companies flexibility to continually improve and innovate to meet the intended outcomes.</p> <p>The CER is undertaking a review of the OPR. The review includes updates for alignment with the CER Act and represents part of how we will deliver our commitments to enhance Canada's global competitiveness, and transform the way the CER and its regulated companies work with Indigenous peoples across the lifecycle of regulated facilities.</p> <p>The review will address all areas of the OPR and related regulatory documents and guidance, as needed (e.g., Guidance Notes for the OPR, the Filing Manual, Online Event Reporting Guidelines, Remediation Process Guide, Audit Protocol, Operations and Maintenance Activities on Pipelines – Requirements and Guidance Notes, and the Decommissioning Streamlining Order and Guidance Notes).</p> <p>The new regulation-making authority in the CER Act for human and organizational factors, which is related to safety improvement, will also be addressed.</p>
<b>Next Steps</b>	Review work is being done in 2020-2021, and a process and engagement material for input into the review will be prepared for Fall 2021.
<b>Public Engagement Opportunities</b>	Public engagement is anticipated to begin in Fall 2021.
<b>Timeline</b>	<p>First included in the <a href="#">CER Forward Regulatory Plan</a>: January 2020</p> <p>Estimated completion (including implementation of related regulatory instruments and guidance): Winter 2024</p>
<b>Lead Contact</b>	<p>Fern Hietkamp            Technical Specialist, Regulatory Strategy &amp; Coordination            Telephone: (403) 919-7411            Email: <a href="mailto:fern.hietkamp@cer-rec.gc.ca">fern.hietkamp@cer-rec.gc.ca</a></p>

<b>Cost Recovery Regulations</b>	
<b>Background Information</b>	<p>Section 87 of the CER Act provides that regulations may be made for recovering all costs attributable to the CER's mandate.</p> <p>The Cost Recovery Regulations set out the manner in which the CER determines the costs related to carrying out its mandate and the process for recovering all or a portion of those costs from the companies it regulates.</p>
<b>Project Details</b>	<p>We propose to update these Regulations in order to:</p> <ul style="list-style-type: none"> <li>• simplify administration where possible;</li> <li>• ensure continued delivery of a methodology that is fair and equitable;</li> <li>• address new provisions in the CER Act; and</li> <li>• enhance Canada's global competitiveness.</li> </ul> <p>In January 2020, a feasibility study was commissioned to examine whether a direct or a hybrid version of a direct cost recovery framework would be suitable to implement at the CER.</p> <p>Regulatory development is under way. At present, we propose to:</p> <ul style="list-style-type: none"> <li>• review whether and how to include costs related to the CER's oversight of energy development in areas of the Canadian North and Arctic offshore that are under CER jurisdiction;</li> <li>• expand cost recovery to include costs for applications that are denied by the Commission or withdrawn by proponents; and</li> <li>• adjust fixed levies for small and intermediate companies.</li> </ul>
<b>Next Steps</b>	A Regulatory Proposal is being prepared. This will be the tool used to begin public engagement for the Cost Recovery Regulations project.
<b>Public Engagement Opportunities</b>	<p>A project working group (WG) was formed with members from the CER's standing Cost Recovery Liaison Committee (CRLC). The CRLC is comprised of representatives from CER regulated companies and industry associations representing those regulated companies.</p> <p>A discussion paper was issued and a workshop was conducted by CER staff in Fall 2020. The intent was to gather initial feedback from the WG on the elements and methodology for the cost recovery framework.</p> <p>Public engagement is anticipated to begin in Fall 2021.</p>
<b>Timeline</b>	<p>First included in the <a href="#">CER Forward Regulatory Plan</a>: April 2019</p> <p>Estimated completion: Fall 2023</p>
<b>Lead Contact</b>	<p>Rumu Sen</p> <p>Analyst, Regulatory Strategy &amp; Coordination</p>

	Telephone: (403) 390-6177 Email: <a href="mailto:rumu.sen@cer-rec.gc.ca">rumu.sen@cer-rec.gc.ca</a>
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<b>Designated Companies Cost Recovery regulation.</b>	
<b>Background Information</b>	<p>Under section 142 (1) of the CER Act, the CER is mandated to make regulations to recover costs, expenses and damages associated with a pipeline release when a company has been “designated” by the Governor in Council (GIC), appointed by Parliament.</p> <p>In the event of a pipeline release, the GIC may, on the recommendation of the Minister of Natural Resources, “designate” the responsible company if it does not have or is not likely to have the financial resources necessary to pay the costs, expenses and damages associated with the release; or in instances where it does not comply with a CER Order with respect to the release.</p> <p>Upon a company being designated, a number of things can happen:</p> <ul style="list-style-type: none"> <li>• the CER can take over the response to the release (and fund that response);</li> <li>• the CER can reimburse costs and expenses of third parties responding to the release; or</li> <li>• where the GIC establishes a Pipeline Claims Tribunal, the CER pays all Tribunal costs and compensations awarded to third parties, as determined by the Tribunal.</li> </ul> <p>All of these amounts would be paid out of the Consolidated Revenue Fund (CRF), withdrawn by the Receiver General of Canada.</p> <p>The objective of the Designated Company Cost Recovery Regulations is to recover any amounts withdrawn from the CRF; thereby shifting the burden from the taxpayer to the polluter.</p> <p>Where a designated company is not capable of repaying the amount, costs would then be recovered from companies that operate pipelines transporting the same (or same class) commodity as the one released; thereby distributing the risk among operators.</p>
<b>Project Details</b>	This project entails the development of new regulations.
<b>Next Steps</b>	This project is on hold until completion of the Cost Recovery Regulations.
<b>Public Engagement Opportunities</b>	A <a href="#">Regulatory Proposal</a> was published for comment in 2018, input received was considered and posted to the CER website.

	<p>Once drafting work resumes and text is approved, draft regulations will appear on the <a href="#">Consulting with Canadians – Canada.ca</a> website for pre-publication in the <i>Canada Gazette</i>, Part I.</p> <p>Public engagement is anticipated to resume in 2023.</p>
<b>Timeline</b>	<p>First included in the <a href="#">CER Forward Regulatory Plan</a> : October 2016</p> <p>Completion date cannot be estimated at this time.</p> <p>A preliminary draft of Designated Company Cost Recovery Regulations was developed in 2018, after consultations with stakeholders. The proposed regulations were put on hold due to federal elections and also, due to the tabling of Bill C-69 culminating in the CER Act in 2019.</p>
<b>Lead Contact</b>	<p>Rumu Sen Analyst, Regulatory Strategy &amp; Coordination Telephone: (403) 390-6177 Email: <a href="mailto:rumu.sen@cer-rec.gc.ca">rumu.sen@cer-rec.gc.ca</a></p>

<b>Export / Import Regulations</b>	
<b>Background Information</b>	<p>Four existing regulations and associated guidance constitute the CER's Export and Import Regulatory Framework. These provide the CER with critical information necessary to assess export and import applications and to understand the functioning of energy markets in Canada.</p> <ul style="list-style-type: none"> <li>• The Part VI (Oil and Gas) Regulations list the information that applicants for hydrocarbon orders and licenses must provide to the CER, and the terms and conditions that the CER may impose on orders and licenses.</li> <li>• The Electricity Regulations list the information that applicants for international power line permits and electricity export permits must provide to the CER, and the terms and conditions the CER may impose on permits.</li> <li>• The Export and Import Reporting Regulations list the information that holders of export or import orders, licenses and permits must regularly report to the CER.</li> <li>• The Toll Information Regulations require pipeline companies that charge tolls to submit certain information (e.g., capital, traffic, revenues, and expenses) to the CER on a regular basis.</li> </ul>
<b>Project Details</b>	<p>These regulations require updates due to legislative changes passed in 2012 and those introduced with the CER Act in 2019.</p>

<b>Next Steps</b>	We are working with the Department of Justice to draft amendments to these Regulations in order to align with the names, terms, and regulation making authorities in the CER Act.
<b>Public Engagement Opportunities</b>	<p>Once text is approved, draft regulations will appear on the <a href="#">Consulting with Canadians – Canada.ca</a> website for pre-publication in the <i>Canada Gazette</i>, Part I.</p> <p>Pre-publication in the <i>Canada Gazette</i>, Part I is anticipated to occur in Winter 2022.</p>
<b>Timeline</b>	<p>First included in the <a href="#">CER Forward Regulatory Plan</a>: April 2014</p> <p>Estimated completion: Fall 2022</p> <p>Proposed amendments to the Export and Import Regulatory Framework were developed in 2014, after consultation with stakeholders. The proposed amendments were put on-hold due to federal elections and the anticipated legislative changes resulting from the Government of Canada's Environmental and Regulatory Reviews, launched in 2016 culminating in the CER Act in 2019.</p>
<b>Lead Contact</b>	<p>Jenni Low Analyst, Regulatory Strategy &amp; Coordination Telephone: (403) 607-3857 Email: <a href="mailto:jenni.low@cer-rec.gc.ca">jenni.low@cer-rec.gc.ca</a></p>

<b>Administrative Monetary Penalties (AMP) Regulations</b>	
<b>Background Information</b>	The AMP Regulations provide for financial penalties that may be applied by the CER to companies or individuals who fail to comply with the CER Act, regulations, decisions, permits, orders, licenses or certificate conditions intended to promote safety or environmental protection.
<b>Project Details</b>	These regulations require updates due to legislative changes introduced with the CER Act in 2019.
<b>Next Steps</b>	We are working with the Department of Justice to draft non-substantive amendments to these Regulations in order to align with the names, terms, and regulation making authorities in the CER Act.
<b>Public Engagement Opportunities</b>	<p>Public engagement is not anticipated to take place for this project.</p> <p>As the updates being made to the regulations are minor name and term changes, consultation is not anticipated. Opportunities to engage with us on the subject of AMPs will exist when we roll out the updated regulations.</p>

<b>Timeline</b>	First included in the CER Forward Regulatory Plan: April 2019  Estimated completion: Winter 2022
<b>Lead Contact</b>	Elliot McLauchlan Analyst, Regulatory Strategy & Coordination Telephone: (403) 561-7435 Email: <a href="mailto:elliott.mclauchlan@cer-rec.gc.ca">elliott.mclauchlan@cer-rec.gc.ca</a>

<b>Rules of Practice and Procedure</b>	
<b>Background Information</b>	The Rules of Practice and Procedure (the Rules) are made by the Commission. They govern the procedures to be followed during proceedings and set out the mechanisms for complaints, the conduct of public hearings and determine the manner in which applications are to be reviewed.
<b>Project Details</b>	A comprehensive update to the Rules are needed to reflect the CER's new governance structure as well as to formalize the practices, processes and terminology which have evolved in 25 years, since the Rules were first in effect.
<b>Next Steps</b>	Work is estimated to begin in 2022.
<b>Public Engagement Opportunities</b>	The Commission intends to engage early with stakeholders and Indigenous peoples – i.e. at the onset of regulatory development. The details of anticipated engagement are not available at this time.
<b>Timeline</b>	This project is not yet included in the <a href="#">CER Forward Regulatory Plan</a> and it is too early to estimate a completion date at this time.
<b>Lead Contact</b>	Vanessa Bissonnette Analyst, Regulatory Strategy & Coordination Telephone: (403) 615-0293 Email: <a href="mailto:vanessa.bissonnette@cer-rec.gc.ca">vanessa.bissonnette@cer-rec.gc.ca</a>

## Guidance

Filing Manuals	
<b>Background Information</b>	<p>The Filing Manuals consist of two instruments: the <i>Filing Manual</i> which details filings for Pipelines and the <i>Electricity Filing Manual</i> which details filing for electrical power lines.</p> <p>The Filing Manuals help applicants and interested parties understand what to include in an application to the Commission. Clear and complete filing requirements, continuously improved through broad public and indigenous engagement, will build trust and confidence of Canadians in the CER by enhancing the transparency and inclusiveness of the regulatory process. Helping companies understand in advance what the Commission requires in an application improves predictability and efficiency of the regulatory process.</p> <p>While it is ultimately the responsibility of the applicant to follow applicable legislation and regulations, these manuals have been developed to provide guidance about the information we expect to see addressed in an application to the Commission.</p> <p>The Filing Manuals are arranged into Chapters and Guides which align with different types of applications the Commission considers. We adopt an approach of continual improvement to ensure the quality of content for Filing Manuals. Reviews and updates occur in stages, on a periodic basis and include input received from the Commission, internal Subject Matter Experts (SMEs) and external parties such as regulated companies, Indigenous peoples and the public.</p>
<b>Project Details</b>	<p>The current Filing Manuals Update Project has three phases:</p> <ul style="list-style-type: none"> <li>• Phase I, amendments to align with the names, terms, and new sections in the CER Act was completed in August 2020.</li> <li>• Phase II involves technical updates for many sections of the manuals. Work is ongoing.</li> <li>• Phase III involves supporting the development of an integrated electronic means to support regulatory filings. Work is ongoing.</li> </ul> <p>The Filing Manuals will be updated in order to:</p> <ul style="list-style-type: none"> <li>• improve plain and accessible language for broader audience use;</li> <li>• ensure that we receive data and information that supports application impact assessment and compliance verification; and</li> <li>• simplify or eliminate filing requirements, as appropriate.</li> </ul>

<b>Next Steps</b>	<p>Development work (e.g., drafting, internal consultation with SMEs, etc.) and external consultations will continue throughout 2021, for the following sections of the Filing Manual:</p> <ul style="list-style-type: none"> <li>• Guide-B: Abandonment and Guide-K: Decommissioning</li> <li>• Guide-A, Section 3.1: Supply and Section 3.3: Markets</li> <li>• Guide-O: Review, Rehearing or Variance Applications</li> <li>• Sections of both Filing Manuals dealing with Confidentiality</li> </ul> <p>Review work (e.g. analysis, internal consultation with SMEs, planning etc.) has begun for the following section of the Filing Manual:</p> <ul style="list-style-type: none"> <li>• Guide-A, Section 2: Environmental and Socio-economic Assessment</li> <li>• GHG and Climate Change sections to reflect the revised <i>Strategic Assessment of Climate Change</i> published by Environment and Climate Change Canada</li> </ul>
<b>Public Engagement Opportunities</b>	<p>Public engagement on Guide-B (Abandonment) and Guide-K (Decommissioning) began in late Winter 2021 and will conclude in mid-April.</p> <p>Our intent is to ensure that there are appropriate opportunities for public and Indigenous peoples to engage with CER staff on the technical updates proposed. Those opportunities will be publicly posted on the new Filing Manual Updates page on the CER website. In addition, public comments on the Filing Manuals may be provided at any time via that page.</p>
<b>Timeline</b>	<p>There is no estimated completion date for this regulatory improvement project since review of the Filing Manuals occurs continually.</p> <p>At the beginning of each new fiscal year (April), we will publish those sections of the Filing Manuals that are identified for upcoming revisions.</p>
<b>Lead Contact</b>	<p>Jess Dunford  Director, Energy Adjudication  Telephone: (403) 472-6280  Email: <a href="mailto:jess.dunford@cer-rec.gc.ca">jess.dunford@cer-rec.gc.ca</a></p>

<b>Financial Regulatory Improvement Project (FRIP)</b>	
<b>Background Information</b>	<p>Pipeline companies regulated by the CER are divided into two groups for financial regulation purposes: Group 1 companies are generally identified as those with extensive pipeline systems under CER jurisdiction, whereas those with lesser operations are designated as Group 2 companies.</p>

	<p>All companies are required to report to the CER certain financial and commercial information. The frequency and type of reporting vary depending on the company (Group), and includes information such as:</p> <ul style="list-style-type: none"> <li>• daily volumes of substance flow through a pipeline;</li> <li>• company spending on pipeline integrity programs; and/or</li> <li>• financial audit reports.</li> </ul> <p>Financial reporting requirements are found in Guide-BB and Guide-P of the Filing Manual.</p>
<b>Project Details</b>	<p>The FRIP is established to improve the overall framework for CER oversight of financial requirements, in terms of – one, internal operations (e.g. work processes, records management, systems etc.) and – two, the RF instruments where those requirements and guidance for financial filings are found, currently in the Filing Manual and regulatory documents.</p> <p>For the second objective, which concerns the present RF Plan, we propose to update relevant sections of the Filing Manual – or, as the project advances (if appropriate) to develop a new RF instrument in order to:</p> <ul style="list-style-type: none"> <li>• ensure financial filing requirements are fair (i.e. align with potential harm and capacity by company type);</li> <li>• ensure guidance materials on financial requirements is clear, integrated and appropriate for both Group 1 and 2 companies;</li> <li>• reduce gaps in the information being gathered; and</li> <li>• eliminate requirements resulting in duplicate reports.</li> </ul>
<b>Next Steps</b>	<p>This project is on hold.</p> <p>When project work begins again, it will entail we analyze comments received to date and prepare early drafts of amended financial reporting requirements for consultation.</p>
<b>Public Engagement Opportunities</b>	<p>Public engagement is anticipated to begin once project work resumes.</p>
<b>Timeline</b>	<p>Estimated completion cannot be specified at this time.</p>
<b>Lead Contact</b>	<p>Negar van Schalkwyk  Director, Tolls and Tariffs Compliance  Telephone: (403) 629-3926  Email: <a href="mailto:Negar.vanSchalkwyk@cer-rec.gc.ca">Negar.vanSchalkwyk@cer-rec.gc.ca</a></p>

## Public Information and Other Regulatory Framework Initiatives

Pipeline Quality Assurance – Canadian Standards Association Express Document	
<b>Background Information</b>	<p>In 2016, the CER became aware that nonconforming pipeline materials (i.e., pipe and quenched and tempered fittings) were being introduced into the pipeline system. The matter was carefully examined and relevant stakeholders were engaged in order to determine the causes of nonconforming materials being produced and introduced into the supply chain.</p> <p>The investigations and consultation led to a <a href="#">CER White Paper</a> published in 2018, containing 16 recommendations to reduce the probability of nonconforming materials being introduced into the pipeline system.</p>
<b>Project Details</b>	<p>The CER has determined that the most effective means of providing guidance to the industry on the matter of quality assurance, is to lead the development of an 'Express Document' published through the Canadian Standards Association (CSA) Group.</p> <p>The Express Document will build on the recommendations contained in the CER White Paper. A CSA Express Document may be developed when there is a new or emerging technology or issue for which a standardized approach is needed in a short period of time. Once completed, the Express Document provides direction for industry, and may be used as a basis for the development of published Standards.</p>
<b>Next Steps</b>	<p>The Express Document is being drafted by a Development Committee of leading industry experts – included CER regulated companies, pipeline manufacturers and distributors from across North America.</p>
<b>Public Engagement Plans</b>	<p>Once the content of the Express Document is ready for publication, it will be posted for comment on the <a href="#">CSA Group</a> website, for a period of 30 days. At that time, the CER will push notification of this public engagement opportunity on its website so stakeholders may be informed.</p> <p>Public engagement is anticipated to occur in Spring 2021.</p>
<b>Timeline</b>	<p>Estimated completion Summer 2021.</p>
<b>Lead Contact</b>	<p>Justin Nesbitt  Engineer, Research and Innovation  Telephone: (403) 519-1058  Email: <a href="mailto:justin.nesbitt@cer-rec.gc.ca">justin.nesbitt@cer-rec.gc.ca</a></p>

<b>Pipeline Performance Measures (PPMs) Improvement Project</b>	
<b>Background Information</b>	<p>In 2013, the CER directed regulated pipeline companies to report annually on pipeline performance measures (PPMs). The information reported focuses on company management systems and helps give us a picture of the operations of companies we regulate. The measures cover key company activities required by the CER for safety and security management, emergency management, pipeline integrity, environmental protection, and damage prevention.</p> <p>We compile and summarize the data into in a <a href="#">yearly report</a> published on the CER website.</p> <p>When tracked over time, PPMs allow us to observe trends that help us better assess performance and provide benchmarks for industry. We also incorporate findings from the report into the work we do, using them as a guide for how we can better regulate pipeline operations.</p>
<b>Project Details</b>	<p>The PPMs Improvement Project is part of our commitment to continual improvement and entails a review of the measures. Seven years have passed since the PPMs were introduced, there is now a need to align the measures with:</p> <ul style="list-style-type: none"> <li>• changes made to the CER Regulatory Framework – such as, Damage Prevention Regulations – Obligations of Pipeline Companies and Authorizations; and</li> <li>• company performance, proven business outcomes tied to the evolution of the industry over nearly a decade.</li> </ul> <p>We propose to review, and possibly remove, update, enhance, or introduce PPMs in order to:</p> <ul style="list-style-type: none"> <li>• apply current approaches to Key Performance Indicators (KPIs);</li> <li>• better align measures with outcomes of our Departmental Results Framework (DRF) and regulatory objectives; and</li> <li>• reduce administrative burden for companies, where possible.</li> </ul>
<b>Next Steps</b>	<p>A new set of measures is being proposed and drafted; we are currently identifying impacts to the CER Regulatory Framework – such as guidance materials.</p>
<b>Public Engagement Opportunities</b>	<p>Engagement with companies that report on PPMs is estimated to occur in Summer 2021.</p>

<b>Timeline</b>	PPMs reporting is ongoing, but the Improvement Project resulting in the publication of new measures and related guidance material, is estimated to be done in Fall 2021.
<b>Lead Contact</b>	Justin Nesbitt Engineer, Research and Innovation Telephone: (403) 519-1058 Email: <a href="mailto:justin.nesbitt@cer-rec.gc.ca">justin.nesbitt@cer-rec.gc.ca</a>

<b>Regulatory Asset Data (RAD) Project</b>	
<b>Background Information</b>	Regulated companies must submit to the CER, information on their physical assets (i.e., pipelines, pumps and compressor stations, meters etc.) which allows us to build an accurate picture of all buried and above-ground energy infrastructure, across the geography of our jurisdiction. At present, this information is submitted in text or detailed map based on formats.
<b>Project Details</b>	<p>The RAD project has been established to develop and pilot a solution with regulated companies to acquire digital geospatial and physical asset information in a more systematic and streamlined way.</p> <p>The RAD project is part of our commitment to continual improvement and includes updates to internal systems, processes and eventual Filing Manual updates. The end goal of the RAD project is to improve the quality and business value of asset data and geospatial information reported, collected and leveraged to support key CER activities, such as:</p> <ul style="list-style-type: none"> <li>• compliance verification;</li> <li>• general oversight planning and risk modeling;</li> <li>• emergency management;</li> <li>• Energy Information and the Pipeline Information Programs, including the CER interactive Pipeline Map; and</li> <li>• verification of financial assessments, including abandonment cost estimates.</li> </ul> <p>The project entails collaborating with selected regulated companies to define the digital geospatial and regulatory asset data (RAD) to be collected, as well as testing the integration of that data through internal systems, such as the Operations Regulatory Compliance Application (ORCA).</p>
<b>Next Steps</b>	We are collaborating with selected regulated companies to validate the content, and establish procedures for the transfer of information, while enhancing and testing ORCA system capacity.

	We will complete our analysis to establish a Proof of Concept (POC) and produce a report for executive review.
<b>Public Engagement Opportunities</b>	Once the POC is established and the report is approved, we will engage with regulated companies which we anticipate to occur Summer 2021.
<b>Timeline</b>	Estimated completion Fall 2021.
<b>Lead Contact</b>	Carson Bannon Engineer, Research and Innovation Telephone: (403) 837-9213 Email: <a href="mailto:carson.bannon@cer-rec.gc.ca">carson.bannon@cer-rec.gc.ca</a>

## Project Timelines

CER Regulatory Framework Plan 2021-24 (RF Plan)	2021-2022				2022-2023				2023-2024			
	Spring	Summer	Fall	Winter	Spring	Summer	Fall	Winter	Spring	Summer	Fall	Winter
<b>Regulations</b> Known as subordinate legislation, because they support an act of Parliament; regulations outline what is meant by certain words in an act or detail how certain sections of an act must be carried-out. They also include additional requirements that must be followed or standards that must be met in order to comply with an act.												
<b>Onshore Pipeline Regulations</b> Principal regulations for the physical (vs. financial) oversight of oil and gas pipelines that cross a national, provincial or territorial border; providing for safety, security and environmental protection outcomes and management system rules for companies.	Analyse	Analyse	Engage	Analyse	Develop	Develop	Develop	Develop	Develop	Engage	Develop	Publish
<b>Cost Recovery Regulations</b> The framework that sets how the CER determines the costs related to carrying out its mandate and the process for recovering those costs from the companies it regulates.	Analyse	Analyse	Engage	Develop	Develop	Develop	Develop	Engage	Develop	Publish		
<b>Designated Companies Cost Recovery Regulations</b>	Project is on-hold, as of RF Plan publication.											
<b>Export and Import Regulations</b> The framework that provides the CER with critical information necessary to assess export and import applications and to understand the functioning of energy markets in Canada.	Develop	Develop	Develop	Engage	Develop	Develop	Publish					
<b>Administrative Monetary Penalties Regulations</b> Instrument that sets out the authority and circumstances for financial penalties that may be applied by the CER to companies or individuals who fail to comply.	Develop	Develop	Develop	Publish								

Analyse = internal review.

Engage = public consultation

Develop = instrument is being drafted/prepared.

Publish = work complete and posted to CER website.

CER Regulatory Framework Plan 2021-24 (RF Plan)	2021-2022				2022-2023				2023-2024			
	Spring	Summer	Fall	Winter	Spring	Summer	Fall	Winter	Spring	Summer	Fall	Winter
<b>Rules of Practice and Procedure</b> Regulations made by the Commission; they govern the practices and procedures to be followed for application reviews and proceedings before the Commission.					Analyse	Analyse	Engage	Analyse	Analyse	Engage	Develop	Develop
<b>Guidance - Filing Manuals</b> A collection of topical guides to help applicants and interested parties understand what to include in an application to the CER. Filing Manuals detail what information must be filed but also provide guidance for scaling of effort, best-practices and what applicants and interested parties may expect from the CER review of the application.												
<b>Filing Manual*</b> Applies to pipelines regulated by the CER.	<b>Guides-B: Abandonment and Guide-K: Decommission</b>											
	Engage	Publish										
	<b>Guide-A3: Facilities - Economics / Financing, Sections 3.1 &amp; 3.3, and Guide-O: Variance</b>											
	Develop	Engage	Publish									
	<b>Guide-A2: Environment / Socio-Economic</b>											
	Analyse	Develop	Engage	Publish								
<b>Electricity Filing Manual*</b> Applies to electrical powerlines regulated by the CER.	<b>Confidentiality. Note - Applies to sections of both Filing Manuals.</b>											
	Develop	Engage	Publish									

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CER Regulatory Framework Plan 2021-24 (RF Plan)	2021-2022				2022-2023				2023-2024			
	Spring	Summer	Fall	Winter	Spring	Summer	Fall	Winter	Spring	Summer	Fall	Winter

\*The Filing Manuals are examined on a continual basis; review and development work will be published in the RF Plan on a year-to-year basis

Guidance - Various Instruments												
Materials produced to promote compliance and help regulated companies, interested parties and the general public to understand our requirements.												
<b>Materials that support the Onshore Pipeline Regulations (OPR), being amended in 2024.</b> We anticipate a number of instruments will need updating. Each will result in a Project to appear in future iterations of the RF Plan. For now, we are simply identifying the anticipated effort and timeline on the horizon, in broad terms.					Analyse	Analyse	Analyse	Analyse	Develop	Engage	Develop	Publish
<b>Financial Regulatory Improvement Project (FRIP)</b>	Project is on hold, as of RF Plan publication.											
Public Information and Other Regulatory Framework Initiatives												
<b>Pipeline Quality Assurance - Canadian Standards Association (CSA) Express Document</b> Building on a White Paper published by the CER in 2018; we are working to implement the 16 Recommendations into a CSA instrument to reduce the probability of nonconforming materials being introduced into the Canadian pipeline system.	Engage	Publish										
<b>Pipeline Performance Measures (PPMs) Improvement Project</b> Regulated pipeline companies must report PPMs on safety management, security, emergency management, integrity management, environmental protection, and damage prevention. The CER publishes the data into in a yearly PPM report.	Develop	Engage	Publish									

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CER Regulatory Framework Plan 2021-24 (RF Plan)	2021-2022				2022-2023				2023-2024			
	Spring	Summer	Fall	Winter	Spring	Summer	Fall	Winter	Spring	Summer	Fall	Winter
<b>Regulatory Asset Data (RAD) Project</b> Regulated companies must submit geospatial pipeline information on their physical assets. This information allows the CER to build an accurate picture of all buried energy infrastructure, across the span of our jurisdiction.	Develop	Engage	Publish									

Analyse = internal review.

Engage = public consultation

Develop = instrument is being drafted/prepared.

Publish = work complete and posted to CER website.