

**CANADIAN ENERGY REGULATOR
(formerly the National Energy Board, 1959–2019)**

VOLUME 1

| | |
|--|-----------|
| Introduction | 1-1 |
| Table of Contents | 2-1 |
| Table of Cases | 3-1 |
| Glossary..... | 4-1 |
| Commentary..... | 10-1001 |
| Appendix I: Oil & Gas Pricing and the Alberta Government..... | 10-1801 |
| Appendix II: Provincial Natural Gas Removal Policy | 10-1901 |
| Legislation | |
| <i>National Energy Board Act [Repealed]</i> | 10-2001 |
| <i>Canadian Energy Regulator Act</i> | 10-2111 |
| <i>Inquiries Act</i> | 10-2301 |
| <i>National Energy Board Rules of Practice and Procedure, 1995</i> | 10-2501 |
| <i>National Energy Board, Filing Manual (2013), (Excerpts)</i> | 10-2523 |
| <i>National Energy Board Export and Import Reporting Regulations</i> ... | 10-2565 |
| <i>National Energy Board Electricity Regulations</i> | 10-2571 |
| <i>National Energy Board Act Part VI (Oil and Gas) Regulations</i> | 10-2585 |
| <i>National Energy Board Substituted Service Regulations</i> | 10-2631 |
| <i>Pipeline Arbitration Committee Procedure Rules, 1986</i> | 10-2633 |
| <i>National Energy Board Onshore Pipeline Regulations</i> | 10-2701 |
| <i>Section 58 Streamlining Order XG/XO-100-2012</i> | 10-2715 |
| <i>National Energy Board Damage Prevention Regulations — Authorizations</i> | 10-3101 |
| <i>National Energy Board Damage Prevention Regulations — Obligations of Pipeline Companies</i> | 10-3109 |
| <i>Power Line Crossing Regulations</i> | 10-3113 |
| <i>National Energy Board Processing Plant Regulatons</i> | 10-3115 |
| <i>Toll Information Regulations</i> | 10-3201 |
| <i>National Energy Board Cost Recovery Regulations</i> | 10-3301 |
| <i>Administrative Monetary Penalties Regulations</i> | 10-3401 |
| <i>Canada Petroleum Resources Act</i> | 10-3801 |
| <i>Canada Oil and Gas Operations Act</i> | 10-3807 |
| <i>Canada Oil and Gas Drilling and Production Regulations</i> | 10-3842.1 |

| | |
|---|---------|
| <i>Canada Oil and Gas Installations Regulations</i> | 10-3843 |
| <i>Canadian Environmental Assessment Act, 2012 [Repealed]</i> | 10-3907 |
| <i>Impact Assessment Act</i> | 10-3951 |
| <i>Regulations Respecting the Coordination by Federal Authorities of Environmental Assessment Procedures and Requirements</i> | 10-3967 |

VOLUME 2*

| | |
|---|---------|
| Index to National Energy Board Decisions | 10-I-1 |
| National Energy Board Decisions | 10-4011 |
| National Energy Board Cases | 10-5011 |

* Detailed description of the Decisions and Cases contained in Vol. 2 is found in the Table of Contents to that volume.

CANADA ENERGY LAW SERVICE — ALBERTA**COMMENTARY****Table of Contents**

| | |
|---|---------|
| GLOSSARY | 30-3021 |
| TABLE OF CASES CITED | 30-3051 |
| ALBERTA ENERGY REGULATOR | 30-3101 |
| I BACKGROUND AND GENERAL ISSUES | §1 |
| 1 REDA | §1 |
| IA BACKGROUND AND GENERAL ISSUES (ERCB) | §1a |
| 1 History | §1a |
| 1a Alberta Energy and Utilities Board (EUB)..... | §1aa |
| 1b Energy Resources Conservation Board — Enabling Legislation | §1b |
| 1c Alberta Energy Regulator (AER) — Enabling Legislation... | §1c |
| 2 AER Board of Directors..... | §2 |
| 3 Organization and Funding of the ERCB..... | §6 |
| 4 Constitutional Jurisdiction of the Alberta Energy Regulator (formerly the ERCB & EUB) | §8 |
| A Provincial Jurisdiction Over Natural Resources | §9 |
| B Pipelines..... | §13 |
| C Energy Exports | §14 |
| D Jurisdiction to Decide Constitutional Questions | §15a |
| E First Nations' Rights..... | §15b |
| 5 Purposes of the AER | §16 |
| A Importance of Statutory Purposes..... | §16 |
| B Purpose Sections in Other Statutes | §19 |
| C The ERCB'S Mission, Vision and Core Values | §20 |
| 6 Functions of the AER..... | §21 |
| A Overview of Responsibilities..... | §22 |
| B Regulatory, Approval and Policy-making Functions | §30 |
| C Advisory Function | §31 |
| (a) Statutory Provisions | §32 |
| (b) Specific Inquiries..... | §33 |
| D Reserves Estimates and Supply and Demand Forecasting | §34 |
| 7 General Powers of the ERCB..... | §39 |
| A Power to Perform AER Functions and Purposes..... | §41 |
| B Regulation-making Powers | §43 |
| C Contractual Override Powers..... | §47 |
| D Ministerial Directions to the AER | §49a |

| | | |
|-------|--|-------|
| 8 | The AER's Relationship with Other Regulatory Agencies, Departments and Processes | §50 |
| A | Statutory Authority for Co-operative Arrangements..... | §51 |
| B | National Energy Board | §52 |
| C | Alberta Environment and Parks (AEP) | §53 |
| D | Natural Resources Conservation Board | §56 |
| E | Land Conservation and Reclamation | §58 |
| F | Surface Rights Board..... | §63 |
| G | Regulatory Overlap with Other Provincial Government Departments, Agencies and Legislation | §67 |
| H | Municipal Land Use and Planning Process..... | §76 |
| 9 | Environmental Regulation by the AER..... | §79 |
| A | Statutory Provisions | §80 |
| B | The Basis and Extent of the AER's Environmental Jurisdiction..... | §88 |
| C | Implementation of the ERCB's Environmental Jurisdiction..... | §89 |
| D | The Environmental Assessment Process | §91 |
| E | The "One Window" Process | §93 |
| F | Inclusion of Environmental Conditions in ERCB Orders | §94 |
| F.1 | Evaluation of Environmental Effects..... | §94a |
| G | Specific Environmental Regulations and Guidelines.... | §95 |
| (a) | Archaeological, Palaeontological and Historical Resources | §96 |
| (b) | Habitat Protection | §97 |
| (c) | Native Prairie and Parkland Areas..... | §98 |
| (d) | Noise Regulation..... | §100 |
| (e) | Sulphur Handling and Storage..... | §104 |
| (f) | Underground Waste Disposal | §105 |
| (g) | Waste Management and Disposal | §107 |
| (h) | Storage Requirements..... | §109a |
| (i) | Water and Air Pollution — Including Flaring..... | §110 |
| (j) | Operations in Environmentally Sensitive Areas..... | §111a |
| (i) | The Eastern Slopes | §111a |
| (ii) | Woodland Caribou Range | §111e |
| (iii) | Hay-Zama Lake Complex..... | §111f |
| 10 | Emergency Response: Health, Safety and the Environment..... | §112 |
| 11 | Security Management and Terrorism | §113a |
| II | OIL AND GAS | §114 |
| 1 | Statutory Purposes..... | §114 |
| 2 | General Regulatory, Enforcement and Other Powers | §118 |
| 3 | Field, Pool and Zone Designation..... | §121c |

| | | |
|----|---|-------|
| 3a | Commingling of Production from Two or More Pools..... | §121e |
| 3b | Inspection, Reporting, Compensation and Remedial Measures..... | §122 |
| 4 | Well Spacing..... | §126 |
| | A Purpose and Policy Objectives..... | §126 |
| | B Statutory Provisions | §127 |
| | C Criteria for the Establishment of Special Drilling Spacing Units | §131 |
| | D Application of Criteria | §133 |
| | E Rescission of Special Drilling Spacing Units | §140 |
| | F Procedure..... | §141 |
| 5 | Well Target Areas | §143 |
| | A Purpose and Policy Objectives | §143 |
| | B Statutory Provisions | §144 |
| | C Reasons for and Implementation of Corner Target Areas..... | §145 |
| | (a) The 1974 Decision on Petroleum Activities in Irrigation Areas | §145 |
| | (b) Decisions between 1974 and 1981..... | §152 |
| | (c) The 1981 Decision on Target Area Requirements | §153 |
| | D Criteria for Modifying Target Areas | §156 |
| | E Application of Criteria | §157 |
| | F Procedure for Modifying Target Areas | §158 |
| | G Enforcement of Target Areas..... | §159 |
| 6 | Pooling | §161 |
| | A Purpose and Policy Objectives | §161 |
| | B Statutory Provisions | §162 |
| | C Criteria..... | §164 |
| | D Application of Criteria | §165 |
| | E Procedure | §166 |
| | F Content of Order | §168 |
| | G Enforcement | §171 |
| | H Modification of Pooling Orders..... | §175 |
| 7 | Well Licensing | §176 |
| | A Purpose and Policy Objectives | §176 |
| | B Statutory Provisions | §177 |
| | C Criteria..... | §181 |
| | D Application of Criteria | §182 |
| | (a) Need for the Well..... | §182 |
| | (b) Well Location, Surface Impact and Surface Rights | §183 |
| | (c) Mitigative Considerations..... | §186 |
| | (d) Hazard to People | §187 |
| | (e) Environmental Effects | §188 |

| | | |
|-------|--|-------|
| (f) | Availability of Acceptable Alternative..... | §190 |
| (g) | Surface Economic Impact Exceeds Resource Extraction Benefits | §191 |
| (g.1) | Proximity to Urban Area | §194a |
| (h) | Specific Criteria..... | §195 |
| (i) | Public Consultations and Negotiations | §198b |
| (j) | Errors in Planning, Public Information and the Application | §198c |
| (k) | Operations Management | §198d |
| E | Factors not Relevant to Well Licence Applications | §199 |
| F | Procedure | §201 |
| G | Construction Prior to Licence Approval | §207a |
| H | Content of Order | §209 |
| I | Well Licence Transfers..... | §210 |
| J | Enforcement | §211 |
| K | Sour Gas Well Licensing..... | §212 |
| 8 | Production Rate Limitation..... | §214 |
| A | Purpose and Policy Objectives | §214 |
| B | Statutory Provisions | §215 |
| C | Origins of Production Rate Limitation..... | §216 |
| D | Maximum Rate Limitations (MRLs) and Allowables ... | §218 |
| E | Gas-Oil Ratio | §219 |
| F | Good Production Practice..... | §220 |
| G | Criteria for Relief from Production Rate Limitations ... | §221 |
| H | Application of Criteria | §226 |
| I | Procedure | §227 |
| J | Enforcement | §230 |
| 9 | Prorationing | §232 |
| A | Purpose and Policy Objectives | §232 |
| B | Statutory Provisions | §233 |
| C | Current Status of Prorationing | §234 |
| D | History of Prorationing..... | §235 |
| E | Production Spacing Units | §243 |
| 10 | Unitization..... | §246 |
| A | Purpose and Policy Objectives | §246 |
| B | Statutory Provisions | §248 |
| C | Encouragement of Unitization by the Board | §249 |
| D | Procedure Relating to Voluntary Unitization | §250 |
| E | Turner Valley Unitization | §251 |
| 11 | Enhanced Recovery..... | §252 |
| A | Purpose and Policy Objectives | §252 |
| B | Statutory Provisions | §253 |
| C | Criteria..... | §254 |
| D | Application of Criteria | §255 |
| E | Procedure | §260 |

| | | |
|----|--|------|
| | F Enforcement | §262 |
| 12 | Gas Cap Production and Gas Production in Oil Sands Areas..... | §264 |
| | A Purpose and Policy Objective..... | §264 |
| | B Statutory Provisions | §265 |
| | C Criteria..... | §266 |
| | D Application of Criteria | §267 |
| | E Procedure | §271 |
| | F Enforcement | §272 |
| 13 | Common Purchaser, Carrier and Processor Orders and Rateable Take of Gas Orders — General Matters | §273 |
| | A Purpose and Policy Objective..... | §273 |
| | B Statutory Provisions | §274 |
| | C Importance of Negotiation | §275 |
| | D Effective Date of Orders | §276 |
| 14 | Common Purchaser | §285 |
| | A Purpose and Policy Objectives | §285 |
| | B Statutory Provisions | §286 |
| | C Criteria..... | §287 |
| | D Application of Criteria | §288 |
| | (a) Drainage | §288 |
| | (b) Opportunities for Marketing | §289 |
| | (c) Future Markets..... | §290 |
| | E Procedure | §291 |
| | F The Non-discrimination Requirement | §292 |
| 15 | Common Carrier | §300 |
| | A Purpose and Policy Objectives | §300 |
| | B Statutory Provisions | §301 |
| | C Criteria..... | §302 |
| | D Application of Criteria | §303 |
| | (a) Inability of the Applicant to Make Reasonable Arrangements to Use the Existing Pipeline | §303 |
| | (b) General Statutory Purposes — Avoidance of Duplication and Excess Capacity..... | §304 |
| | (c) Absence of Pipeline Capacity..... | §305 |
| | E Procedure | §306 |
| | F Content of Order | §309 |
| | G Enforcement | §310 |
| | H Common Law Rights and Obligations | §311 |
| 16 | Common Processor | §312 |
| | A Purpose and Policy Objectives | §312 |
| | B Statutory Provisions | §313 |
| | C Criteria..... | §316 |
| | D Application of Criteria | §317 |

| | | |
|-------|---|-------|
| (a) | Existence of Reserves and Need for the Plant..... | §317 |
| (b) | Inability of Parties to Agree on Processing Arrangement | §318 |
| (c) | Economics of the Proposed Common Processor Operation..... | §319 |
| E | Procedure | §320 |
| F | Content of Order | §322 |
| G | Enforcement | §323 |
| 17 | Rateable Take of Gas | §324 |
| A | Purpose and Policy Objectives | §324 |
| B | Statutory Provisions | §325 |
| C | Criteria..... | §326 |
| D | Application of Criteria | §327 |
| (a) | Entitlement to Proportional Recovery of Gas.... | §327 |
| (b) | Drainage..... | §328 |
| (b.1) | Applicant's Lack of Opportunity to Produce.... | §328b |
| (c) | Offer of Gas Sales Contract | §329 |
| (d) | Failure to Achieve Unitization | §330 |
| (e) | No Common Purchaser Order in Place..... | §331 |
| E | Procedure | §332 |
| F | Content of Order | §333 |
| 18 | Gas Processing | §337 |
| A | Purpose and Policy Objectives | §337 |
| B | Statutory Provisions | §338 |
| C | Criteria..... | §339 |
| D | Application of Criteria | §341 |
| E | Factors Not Considered Relevant..... | §357 |
| F | Consultation and Negotiation..... | §358 |
| G | Sour Gas Plants — Emergency Response and Sulphur Recovery | §359 |
| H | Sidestream Extraction of Natural Gas Liquids | §362a |
| I | Procedure | §363 |
| J | Enforcement | §364 |
| 19 | Ethane Extraction..... | §365 |
| A | Purpose and Policy Objectives | §365 |
| B | Statutory Provisions | §366 |
| C | Current Ethane Extraction Policy and Implementation | §367 |
| D | Criteria for Field Plants..... | §371 |
| E | Procedure | §374 |
| F | Content of Order | §375 |
| G | History of Ethane Extraction Regulation..... | §376 |
| 20 | Coalbed Methane..... | §377 |
| A | Purpose and Policy Objectives | §377 |

| | | |
|-----|--|-------|
| B | Statutory Provisions | §378 |
| C | Criteria..... | §382 |
| D | Application of Criteria..... | §382a |
| (a) | Need for the Project..... | §382a |
| (b) | Well Spacing..... | §383 |
| (c) | Water Issues..... | §384 |
| (d) | Noise, Weed Control, Soil Compaction and Other Environmental Issues..... | §384a |
| (e) | Experimental Schemes..... | §385 |
| E | Procedure..... | §386 |
| 21 | ERCB Ordered Well Suspension or Shutting Down | §391 |
| A | Purpose and Policy Objectives | §391 |
| B | Statutory Provisions | §392 |
| C | Procedure | §393 |
| D | Examples..... | §394 |
| 22 | Well Suspension and Abandonment..... | §395 |
| A | Purpose and Policy Objectives | §395 |
| B | Statutory Provisions | §396 |
| C | Procedure | §398 |
| D | Liability for Costs of Well Abandonment..... | §398b |
| E | Liability of Receiver or Trustee in Bankruptcy | §399 |
| F | Liability of Operator of Abandoned Well..... | §400 |
| G | Liability of Directors, Officers and Agents | §400a |
| 23 | Orphan Facilities | §401 |
| A | Definition and Issues..... | §401 |
| B | Board Policy | §402 |
| 24 | Oil Sands Development and Production | §406 |
| A | Purpose and Policy Objectives | §406 |
| B | Statutory Provisions | §407 |
| C | Criteria..... | §421 |
| D | Application of Criteria | §424 |
| (a) | Conservation and Technical Matters | §424 |
| (b) | Environmental Matters..... | §430 |
| (c) | Cost-benefit and Social Impact Matters..... | §433 |
| (d) | Designation of Hydrocarbons as Oil Sands..... | §434 |
| E | Procedure for Major Development Applications | §435 |
| F | Approval of Multi-stage Projects | §439 |
| F.1 | Regional Development and Cumulative Effects | §439a |
| G | Public Consultation | §440 |
| H | Content of Order | §441 |
| I | Enforcement | §443 |
| J | Experimental Schemes..... | §448 |
| J.1 | Gas Production in Oil Sands Areas | §448a |
| K | Confidentiality of Information | §449 |
| L | History of Oil Sands Regulation..... | §450 |

| | | |
|-----|--|-------|
| 25 | Industrial Development Permits | §451 |
| A | Purpose and Policy Objectives | §451 |
| B | Statutory Provisions | §452 |
| C | ERCB Jurisdiction under s. 30 of the <i>Oil and Gas Conservation Act</i> | §453 |
| D | Criteria..... | §454 |
| E | Application of Criteria..... | §455 |
| F | Factors Not Considered Relevant..... | §464 |
| G | Procedure..... | §466 |
| H | Content of Order | §467 |
| 26 | Export of Natural Gas | §470 |
| A | Purpose and Policy Objectives | §470 |
| B | Statutory Provisions | §471 |
| C | Criteria..... | §475 |
| D | Application of Criteria | §476 |
| (a) | Needs and Reserves Criteria | §476 |
| (b) | “Other Matters” Criterion..... | §478 |
| E | Factors Not Considered Relevant..... | §483 |
| F | Procedure..... | §484 |
| G | Content of Order | §485 |
| H | Enforcement | §486 |
| 27 | Pipelines..... | §488 |
| A | Purpose and Policy Objectives | §488 |
| B | Constitutional Issue..... | §489 |
| C | Statutory Provisions | §490 |
| D | Criteria..... | §500 |
| E | Application of Criteria | §501 |
| F | Factors Not Considered Relevant..... | §513 |
| G | Corridors and Routing | §516 |
| (a) | Criteria..... | §517 |
| (b) | Application of Criteria | §518 |
| (c) | Evidence Regarding Routing Options | §521a |
| H | Pipeline Conversion | §522 |
| I | Sour Gas Pipelines | §523 |
| (a) | Policy Issue | §523 |
| (b) | Criteria..... | §524 |
| (c) | Application of Criteria | §525 |
| J | Steam Distribution Lines | §528 |
| K | Procedure | §529 |
| L | Content of Order | §539 |
| M | Enforcement | §540 |
| N | Monitoring of Pipelines | §540a |
| O | Abandonment and Removal of Pipelines | §540b |
| 28 | Sour Gas Facilities..... | §541 |
| A | Purpose and Policy Objectives | §541 |

| | | |
|-----|--|-------|
| B | Setback Distances | §542 |
| C | Sour Well Licensing and Drilling Requirements..... | §543 |
| D | Critical Sour Wells..... | §544 |
| E | Completion, Servicing and Suspension of Sour Wells | §545 |
| F | Evacuation and Ignition for Sour Gas Wells..... | §546 |
| G | Sour Gas Flaring..... | §547 |
| H | Land Use Conflicts..... | §548 |
| I | Emergency Response Plans and Emergency Planning Zones..... | §549 |
| J | Financial Security and Technical and Operational Ability of the Proponent | §551 |
| 29 | Carbon Capture and Storage (CCS) | §552 |
| III | HYDRO AND ELECTRIC ENERGY [Final update 2007-2] | §555 |
| 1 | Purpose and Policy Objective..... | §555 |
| 2 | General Statutory Provisions | §556 |
| 3 | Enforcement Powers | §560 |
| 4 | Hydro Developments and Thermal Power Plants | §562 |
| | A Statutory Provisions | §562 |
| | B Criteria..... | §566 |
| | C Application of Criteria | §570 |
| | D Procedure | §576 |
| | E Content of Order | §579 |
| 5 | Small Power | §580 |
| | A Statutory Provisions | §580 |
| | B Criteria..... | §583 |
| | C Criterion Excluded by Statute | §585 |
| | D Application of Criteria | §586 |
| | E Procedure | §596 |
| | F History of Small Power Policy..... | §597 |
| 6 | Transmission Lines | §598 |
| | A Statutory Provisions | §598 |
| | B Criteria..... | §603 |
| | C Application of Criteria | §604 |
| | D Factors Not Considered Relevant..... | §611 |
| | E Interventions — Procedural and Substantive Issues..... | §612 |
| | F Transmission Line Planning..... | §613 |
| | G Relocation..... | §614 |
| | H Procedure | §615 |
| | I Content of Order | §616 |
| | J The Edmonton-Calgary Transmission Line Controversy and Its Aftermath | §616a |
| 7 | Distribution Systems | §617 |

| | | |
|----|---|-------|
| A | Statutory Provisions | §617 |
| B | Criteria..... | §620 |
| C | Application of Criteria | §621 |
| D | Content of Order | §623 |
| 7a | Industrial Systems..... | §624a |
| A | Statutory Provisions and Criteria | §624a |
| B | Application of Criteria | §624c |
| C | Procedure | §625 |
| 8 | Interconnections..... | §626 |
| A | Statutory Provisions | §626 |
| B | Constitutional Jurisdiction | §627 |
| C | Criteria..... | §628 |
| D | Application of Criteria | §629 |
| 9 | Compensation..... | §630 |
| IV | COAL RESOURCES..... | §631 |
| 1 | Purpose and Policy Objectives | §631 |
| A | Statutory Purposes..... | §631 |
| B | Purposes in the Coal Development Policy | §632 |
| 2 | Statutory Provisions | §633 |
| A | General Powers and Duties..... | §633 |
| B | Exploration and Drilling | §634 |
| C | Coal Development Applications | §637 |
| D | Coal Processing Plants | §639 |
| E | Industrial Development Permits | §641 |
| F | Environmental Conservation..... | §642 |
| G | Restricted Areas | §643 |
| 3 | Criteria..... | §644 |
| 4 | Application of Criteria | §647 |
| A | Technical and Geological Information | §647 |
| B | Conservation..... | §648 |
| C | Resource Development Conflicts | §649 |
| D | Environmental Impact..... | §650 |
| E | Social Impact | §651 |
| F | Economic and Cost-benefit Analysis..... | §654 |
| G | Safety, Transportation and Historical Impacts | §657 |
| 5 | Procedure | §658 |
| A | Exploration and Drilling | §658 |
| B | Coal Development | §659 |
| C | Coal Processing..... | §670 |
| D | Overview of Hearing and Approval Process..... | §672 |
| E | One Window Approach | §673 |
| F | Coal Co-ordinating Committee..... | §674 |
| G | Public Participation..... | §675 |
| 6 | Content of Order and Licence | §676 |
| 7 | Enforcement | §677 |

| | | |
|-----|---|-------|
| 8 | Reports and Records | §678 |
| V | PRACTICE AND PROCEDURE | §681 |
| 1 | Statutory Provisions and Rules..... | §681 |
| 2 | Natural Justice and Procedural Rights | §682 |
| 2a | Bias and Impartiality..... | §682a |
| 2b | Burden of Proof | §682c |
| 3 | Application Procedure | §683 |
| 4 | Pre-hearing Meetings | §685 |
| 5 | Hearings | §686 |
| 6 | Standing | §695 |
| 6a | Representation of Interveners..... | §695a |
| 7 | Discovery and Information Requests | §696 |
| 8 | Evidence..... | §697 |
| 9 | Official Notice | §705 |
| 10 | Participation by the Crown | §706 |
| 11 | Staff Evidence | §707 |
| 12 | Decisions | §708 |
| 13 | Orders | §709 |
| 14 | Local Intervener Costs | §710 |
| A | Statutory Provisions | §710 |
| B | Overview of the ERCB's Approach..... | §711 |
| C | Eligibility Criteria | §712 |
| (a) | Interest in Land | §712 |
| (b) | Land Adversely Affected | §713 |
| D | The ERCB's Discretion to Deny or Reduce Costs Claimed by Eligible "Local Interveners" | §714 |
| E | Liability for Intervener Costs | §716 |
| F | Procedure for Claiming Local Intervener Costs | §717 |
| G | Intervener Costs before a Notice of Hearing and when a Hearing is Adjourned, Deferred or Cancelled | §720 |
| H | ERCB Review of Local Intervener Costs Awards | §721 |
| 15 | Rehearing and Reconsideration..... | §722 |
| 16 | Determination of ERCB Jurisdiction | §725 |
| 17 | Appeal and Judicial Review | §726 |
| 18 | Communication, Public Consultation and Appropriate Dispute Resolution | §728 |
| A | Purpose and Policy Objectives | §728 |
| B | Public Involvement Guidelines..... | §729 |
| C | Communication with the Public and Local Authorities..... | §734 |
| D | Consultative Processes and Negotiation | §737 |
| E | Appropriate Dispute Resolution | §739 |

[Next page is 30-3021]

