

No. 62

3rd Session, 15th Legislature, Alberta
14 Elizabeth II

BILL 62

A Bill to amend The Gas Resources Preservation Act, 1956

HON. MR. MANNING

Explanatory Note

1. This Bill amends chapter 19 of the Statutes of Alberta, 1956.

2. This section has been rewritten in light of judicial interpretation and experience in its administration. Section 5, subsection (1) presently reads:

5. (1) A person
- (a) who produces or has the right to produce gas or propane within the Province,
 - (b) who purchases or otherwise acquires or has entered into a contract to purchase or otherwise acquire property in gas or propane within the Province, or
 - (c) who transports, or has entered into a contract with the owner, producer, purchaser or acquirer of gas or propane undertaking to transport, gas or propane produced within the Province,
- and who proposes to remove gas or propane, or cause it to be removed, from the Province may make application to the Board for a permit authorizing the removal of gas or propane.

3. Section 7 presently reads:

7. Upon receipt of the application, together with the information, if any, prescribed or required by the Board pursuant to section 6, the Board shall
- (a) fix a time and place for the hearing of the application,
 - (b) notify the applicant of the time and place so fixed, and
 - (c) direct the applicant to serve notice thereof upon such persons and in such manner as the Board may prescribe.

BILL

No. 62 of 1966

An Act to amend The Gas Resources Preservation Act, 1956

(Assented to , 1966)

HER MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Alberta, enacts as follows:

1. *The Gas Resources Preservation Act, 1956* is hereby amended.

2. Section 5 is amended by striking out subsection (1) and by substituting the following:

5. (1) Where a person

(a) produces or has the right to produce gas or propane within the Province, or

(b) appears to the Board, upon such evidence as the Board in its sole discretion considers sufficient, to have made an arrangement

(i) to purchase or otherwise acquire property in gas or propane within the Province, or

(ii) giving him the exclusive right to dispose of such gas or propane,

or

(c) appears to the Board, upon such evidence as the Board in its sole discretion considers sufficient, to have made an arrangement with the owner of gas or propane produced within the Province to transport such gas or propane to a place outside the Province,

and proposes to remove gas or propane, or cause it to be removed, from the Province, that person may make application to the Board for a permit authorizing the removal from the Province of gas or propane, of which the gas or propane referred to in clause (a), (b) or (c) will be, in the opinion of the Board, the substantial part.

3. Section 7 is amended by striking out clause (c) and by substituting the following:

(c) publish notice of the hearing and order the applicant to pay to it the cost of advertising.

4. (a) Section 12, subsection (1) is amended for clarification. The portion of the subsection preceding clause (a) presently reads:

12. (1) The Board may hold a hearing to reconsider a permit

(b) This amendment complements the amendment to section 7 made by clause 3 of this Bill.

5. This is a new provision covering the handling in certain circumstances of minor applications.

6. Section 14 is changed to provide for the methods and conditions used in measurement of gas or propane moving from the Province. Section 14 presently reads:

14. For the purpose of this Act and of any permit, the methods to be used for the measurement of gas or propane produced, purchased or otherwise acquired by a permittee and the standard conditions to which such measurements are to be converted, shall be the methods and conditions prescribed by The Oil and Gas Conservation Act, and the regulations pursuant thereto.

7. Commencement of Act.

4. Section 12 is amended

- (a) as to subsection (1) by adding after the words "hearing to" the words "amend or",
- (b) as to subsection (2) by striking out clause (c) and by substituting the following:
 - (c) publish notice of the hearing and may order the permittee to pay to it the cost of advertising.

5. The following section is added after section 12:

12a. Notwithstanding any other provisions of this Act, the Board, with the approval of the Lieutenant Governor in Council, may grant, without a hearing but after publishing notice,

- (a) an application for a permit authorizing the removal of gas or propane from the Province where a recent, published report of the Board shows ample surplus reserves of gas or propane within the Province and the volume of gas or propane to be removed from the Province pursuant to the permit will not exceed one hundred billion cubic feet of gas or one million barrels of propane during the term of the permit, or
- (b) an application for an amendment of a permit where
 - (i) a recent, published report of the Board shows ample surplus reserves of gas or propane within the Province and the amendment applied for will not result in the authorization under the permit of the removal from the Province of more than one hundred billion cubic feet of gas or more than one million barrels of propane during the balance of the term of the permit, or
 - (ii) the amendment applied for does not affect the aggregate volume of gas or propane authorized to be removed from the Province under the permit, or the supply of gas or propane for the present and future needs of persons within the Province.

6. Section 14 is struck out and the following is substituted:

14. For the purpose of this Act and of any permit, the methods to be used for the measurement of gas or propane produced, purchased or otherwise acquired by a permittee or removed from the Province and the standard conditions to which such measurements are to be converted, shall be the methods and conditions prescribed by *The Oil and Gas Conservation Act* and the regulations thereunder, unless other methods and conditions are prescribed by the terms and conditions of the permit.

7. This Act comes into force on the day upon which it is assented to.

No. 62

THIRD SESSION
FIFTEENTH LEGISLATURE
14 ELIZABETH II
1966

BILL

An Act to amend The Gas Resources
Preservation Act, 1956

Received and read the

First time

Second time

Third time

HON. MR. MANNING
