

1984 BILL 14

Second Session, 20th Legislature, 33 Elizabeth II

THE LEGISLATIVE ASSEMBLY OF ALBERTA

BILL 14

PIPELINE AMENDMENT ACT, 1984

MR. THOMPSON

First Reading

Second Reading

Committee of the Whole

Third Reading

Royal Assent

Bill 14
Mr. Thompson

BILL 14

1984

PIPELINE AMENDMENT ACT, 1984

(Assented to _____ *, 1984)*

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

- 1 The Pipeline Act is amended by this Act.*
- 2 Section 1(1) is amended by repealing clauses (b) and (b.1) and substituting the following:*
 - (b) “distribution line” means a pipe used for transmitting gas for domestic, commercial or industrial purposes and includes the installations in connection with that pipe;**
- 3 Section 2 is amended by repealing clause (c) and substituting the following:*
 - (c) a distribution line that is designed or intended to operate at a maximum pressure of 700 kilopascals or less,**
- 4 The Gas Protection Act is amended in section 1(d)(iii) by adding “or a distribution line within the meaning of the Pipeline Act other than one described in section 2(c) of that Act” after “Electrical Protection Act”.*

Explanatory Notes

- 1 This Bill will amend chapter P-8 of the Revised Statutes of Alberta 1980.
- 2 Section 1(1)(b) and (b.1) presently read:
 - 1(1) *In this Act,*
 - (b) *“distribution line” means a pipe used for transmitting gas for domestic, commercial or industrial purposes*
 - (i) *from a gas line or secondary line or a well, or*
 - (ii) *from that portion of a distribution system within the boundaries of a city, town or village,*
 - and includes the installations in connection with that pipe but does not include any pipe or installation on, within or under a building;*
 - (b.1) *“distribution system” means pipes and installations in connection with those pipes constructed or operated for the distribution of gas to consumers under Part 6 of the Municipal Government Act;*
- 3 Section 2(c) presently reads:
 - 2 *Except as otherwise provided in this Act, this Act applies to all pipelines in Alberta other than*
 - (c) *that portion of a distribution system for the distribution of gas to consumers in a city, town or village that is within the boundaries of the city, town or village,*
- 4 Amends RSA 1980 cG-2. Section 1(d)(iii) presently reads:
 - 1 *In this Act,*
 - (d) *“gas installation”*
 - (iii) *does not include an electrical installation within the meaning of the Electrical Protection Act;*

5 *The Rural Gas Act is amended*

(a) *by adding the following after section 1(j):*

(j.1) “low pressure distribution pipeline” means a pipeline that

(i) is used for transmitting gas for domestic, commercial or industrial purposes,

(ii) is designed or intended to operate at a maximum pressure of 700 kilopascals or less,

(iii) is not part of a rural gas utility, and

(iv) is not located within the municipal boundary of a city, town or village;

(b) *in section 2(1)(b) by adding “or a low pressure distribution pipeline” after “rural gas utility”;*

(c) *in section 3(m) by adding “and low pressure distribution pipelines” after “rural gas utilities” wherever it occurs;*

(d) *in section 5 by adding “and low pressure distribution pipelines” after “rural gas utilities”;*

(e) *in section 7(1)(a) by adding “or a low pressure distribution pipeline” after “rural gas utility”;*

(f) *by repealing section 10(1) and substituting the following:*

10(1) No person shall commence the construction of a rural gas utility or a low pressure distribution pipeline unless

(a) its design has been approved by the chief officer or an employee of the Department authorized by him to give the approval, and

(b) in the case of a rural gas utility, it is to be located in a service area prescribed by a service area approval issued to the distributor;

5 Amends RSA 1980 cR-19.

(a) section 1(j) presently reads:

1 In this Act,

(j) "individual tap" means a connection made into a pipeline transmitting gas in order to provide gas service to a rural consumer outside the service area of a rural gas utility;

(b) section 2(1)(b) presently reads:

2(1) If any question arises as to whether or not

(b) any specified pipeline is or will be part of a rural gas utility to which this Act applies,

(c) section 3(m) presently reads:

3 The Lieutenant Governor in Council may make regulations

(m) prescribing standards for the design, operation, maintenance and safety of rural gas utilities and prescribing the powers and duties of employees of the Department regarding inspection of rural gas utilities with respect to the enforcement of those standards;

(d) section 5 presently reads:

5 The Minister is responsible for the co-ordination of the setting of standards for the design, safety and plant records of rural gas utilities prescribed by or pursuant to any Acts of the Parliament of Canada and of the Legislature of Alberta.

(e) section 7(1)(a) presently reads:

7(1) The chief officer or any other officer of the Department, or an employee of the Department authorized for that purpose by the chief officer, may at any reasonable time

(a) enter on any land or premises to inspect a rural gas utility, a consumer service installation or the offices of a distributor, and

(f) section 10(1) presently reads:

10(1) No person shall commence the construction of a rural gas utility unless

(a) the rural gas utility is to be located in a service area prescribed by a service area approval issued to the distributor, and

(b) the design of the rural gas utility has been approved by the chief officer or an employee of the Department authorized by him to give the approval.

(g) in section 22,

(i) by renumbering it as section 22(1), and

(ii) by adding the following after subsection (1):

(2) A person proposing to undertake or undertaking a ground disturbance within the meaning of the *Pipeline Act* shall, before commencing any work, operation or activity, take all precautions reasonably necessary to ensure that the ground disturbance will not cause damage to or adversely affect the operation of a rural gas utility or low pressure distribution pipeline.

(3) The owner or operator of a rural gas utility or a low pressure distribution pipeline shall provide any information or assistance to a person proposing to undertake or undertaking a ground disturbance that the person may reasonably require to enable him to comply with subsection (2).

(4) At the request of the Minister, the Energy Resources Conservation Board may inquire into, examine and investigate an incident respecting a rural gas utility or low pressure distribution pipeline where in its opinion it is in the public interest to do so.

(h) in section 23

(i) by striking out “or an extension” and substituting “, an extension or a low pressure distribution pipeline”, and

(ii) in clause (a) by striking out “or the extension” and substituting “, the extension or the low pressure distribution pipeline”.

*In accordance with section 4(1) of the Interpretation Act,
this Bill comes into force on the date it receives Royal
Assent.*

(g) section 22 presently reads:

22 When any part of a rural gas utility or an extension is constructed under the authority of a permit issued pursuant to the Pipeline Act, the distributor shall provide sufficient inspection during the construction and testing to ensure that the part of the utility or the extension is constructed and tested in accordance with the permit and the Pipeline Act.

(h) section 23 presently reads:

23 On the completion of construction of a rural gas utility or an extension, the distributor shall file with the Department

(a) a copy of the final plans showing the actual physical location of all pipelines forming part of the rural gas utility or the extension, as the case may be, and

(b) any other information required by the regulations or the chief of-ficer.