

2020 Bill 7

Second Session, 30th Legislature, 69 Elizabeth II

THE LEGISLATIVE ASSEMBLY OF ALBERTA

BILL 7

RESPONSIBLE ENERGY DEVELOPMENT AMENDMENT ACT, 2020

THE MINISTER OF ENERGY

First Reading

Second Reading

Committee of the Whole

Third Reading

Royal Assent

Bill 7

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2020

RESPONSIBLE ENERGY DEVELOPMENT AMENDMENT ACT, 2020

(Assented to , 2020)

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

Amends SA 2012 cR-17.3

**1 The *Responsible Energy Development Act* is amended by
this Act.**

2 Section 35(1) is amended by striking out “by the rules”.

3 Section 41(1) is amended by striking out “by the rules”.

4 Section 44(1) is amended by striking out “by the rules”.

Explanatory Notes

1 Amends chapter R-17.3 of the Statutes of Alberta, 2012.

2 Section 35(1) presently reads:

35(1) The Regulator shall, after the completion of a hearing on an application, make a written decision, with reasons, on the application within the time prescribed by the rules.

3 Section 41(1) presently reads:

41(1) The Regulator shall, after the completion of a regulatory appeal, make a written decision, with reasons, on the regulatory appeal within the time prescribed by the rules.

4 Section 44(1) presently reads:

44(1) The Regulator shall, after the completion of a reconsideration, make a written decision, with reasons, on the reconsideration within the time prescribed by the rules.

5 Section 60 is amended by renumbering it as section 60(1) and adding the following after subsection (1):

- (2)** The Lieutenant Governor in Council may make regulations
 - (a) to establish time limits on the exercise of powers, duties and functions by the Regulator;
 - (b) to establish time limits in respect of any process, hearing or decision concerning which the Regulator may make rules under this Act or any other enactment.
- (3)** A regulation made under this section prevails over any rule that is made or amended by the Regulator with which it conflicts or is inconsistent to the extent of the conflict or inconsistency.

6 Section 61 is amended by adding “, subject to a regulation under section 60(2),” after “may”.

5 Section 60 presently reads:

60 The Lieutenant Governor in Council may make regulations

- (a) prescribing circumstances under which a hearing is required in respect of an application;*
- (b) describing persons or classes of persons as eligible persons for the purposes of section 36(a)(iii);*
- (c) describing decisions or classes of decisions as appealable decisions for the purposes of section 36(b)(v);*
- (d) prescribing circumstances under which a hearing is required in respect of a regulatory appeal;*
- (e) prescribing circumstances under which a hearing is required in respect of a reconsideration;*
- (f) prescribing time periods for the purposes of section 45(2)(a) and (b);*
- (g) respecting the disposition of fees and penalties collected by the Regulator and any fines imposed pursuant to this Act or any other enactment.*

6 Section 61 presently reads:

61 The Regulator may make rules

- (a) respecting the contents of notices of application;*
- (b) respecting the manner of providing notices of application;*
- (c) respecting the form and contents of statements of concern;*
- (d) respecting the manner in which statements of concern may be filed with the Regulator;*
- (e) governing the conduct of a hearing on an application;*
- (f) prescribing the time within which the Regulator shall make a written decision on an application after the completion of a hearing;*

- (g) *respecting the manner of giving notice of a decision on the completion of a hearing on an application;*
- (h) *respecting the form and contents of requests for regulatory appeal;*
- (i) *respecting the manner in which requests for regulatory appeal may be filed with the Regulator;*
- (j) *respecting the nature and scope of a regulatory appeal;*
- (k) *governing the conduct of a regulatory appeal;*
- (l) *prescribing the time within which the Regulator shall make a written decision on a regulatory appeal;*
- (m) *respecting the manner of giving notice of a decision on the completion of a regulatory appeal;*
- (n) *respecting the nature and scope of a reconsideration;*
- (o) *governing the conduct of a reconsideration;*
- (p) *prescribing the time within which the Regulator shall make a written decision on a reconsideration;*
- (q) *respecting the disclosure, confidentiality, the sharing and the procedures to be followed in the consideration of information, documents and evidence in respect of applications, hearings, regulatory appeals and reconsiderations;*
- (r) *governing costs in respect of a hearing on an application, regulatory appeal or reconsideration, including, without limitation, rules respecting*
 - (i) *the awarding of costs,*
 - (ii) *the making of advances of costs,*
 - (iii) *the liability of persons to pay costs,*
 - (iv) *the review of costs awarded, and*
 - (v) *the enforcement of costs awarded;*

- (s) *respecting the Regulator's use of alternative dispute resolution;*
- (t) *respecting publishing or otherwise making publicly available decisions of the Regulator in respect of applications, regulatory appeals and reconsideration;*
- (u) *authorizing the Regulator to charge fees for services or materials provided by the Regulator in respect of a hearing on an application, regulatory appeal or reconsideration and prescribing the amounts of those fees or the manner in which the amounts are to be determined;*
- (v) *respecting notices with regard to matters before or to come before the Regulator;*
- (w) *generally in respect of the Regulator's practices and procedures.*

RECORD OF DEBATE

Stage	Date	Member	From	To

		Questions and Comments	From	To

Stage	Date	Member	From	To

		Questions and Comments	From	To

Stage	Date	Member	From	To

		Questions and Comments	From	To

Stage	Date	Member	From	To

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