

# BILL

No. 95 of 1925.

An Act relating to the Construction of Pipe Lines.

(Assented to \_\_\_\_\_, 1925.)

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

1. This Act may be cited as "*The Pipe Line Act*."

2. In this Act unless the context otherwise requires—

- (a) "Gas" shall include natural gas;
- (b) "Minister" shall mean the Minister of Public Works;
- (c) "Petroleum" shall mean all crude oil and its manufactured products, but shall not include natural gas;
- (d) "Prescribed" shall mean prescribed by the Minister.

3. No company shall, for the purpose of laying mains or pipes to conduct gas or petroleum, exercise the powers conferred upon it by *The Water, Gas, Electric and Telephone Companies Act* until it has complied with the provisions of this Act respecting the permit hereinafter referred to, and has received the same.

4. Every company desiring to break up, dig, trench or use streets, squares, highways, lanes or public places for the purpose of laying therein mains or pipes to conduct gas or petroleum shall make application to the Minister for a permit entitling it so to do.

5. Together with such application the company shall forward a map upon the prescribed scale showing in detail—

- (a) the points in the Province between which and the route along which the pipe line is to be constructed;
- (b) the intended size and capacity thereof; and
- (c) the location and capacity of all pumping stations gate valves, check valves and connections of all kinds upon the said line,

and shall further forward all such other plans and information relating to the said pipe line and its construction, as the Minister may require for the proper understanding of the said plan, or for any other purpose whatsoever.

**6.** The Minister may make such changes and alterations in the said plan and its details as he may deem expedient, and may in particular require that the pipe line shall be of any size or capacity.

**7.** The Minister may at his absolute and uncontrolled discretion, but after taking into consideration the needs and general good of the residents of the Province as a whole, grant a permit to construct the said pipe line in accordance with the map and details originally forwarded to him, or as changed or altered by him, as the case may be, and subject to such conditions as he may in the said permit express.

**8.—(1)** The company, after receiving the said permit and constructing the pipe line, shall be common carriers of gas or oil as the case may be, unless it is otherwise expressed in the permit, and in that case shall have such duties as may be set out therein:

Provided always, however, that no person or corporation other than the Minister shall be entitled to enforce any of the duties of the company as a common carrier, or otherwise take advantage of the provisions of this Act, until he or it has made application to the Board of Public Utility Commissioners, and the Board has made an order in respect of the said application, and then only in so far as is permitted by the said order, or further or other order.

**(2)** Every order of the Board made under the provisions of this Act shall have the same force and effect and be enforced in the same way as if made under the provisions of The Public Utilities Act, 1923.

**9.** In considering any such application, the Board shall consider—

- (a) the terms of the permit;
- (b) the contractual obligations of the company;
- (c) its expenditure upon the pipe line;
- (d) the practicability of joint user of the pipe line, and
- (e) all other facts or things calculated to bear upon the fairness or expediency of granting the application.

**10.** The Lieutenant Governor in Council may make regulations—

- (a) providing for the inspection of pipe lines during their construction, and thereafter, and for the cost of any such inspection, and as to the persons by whom such cost is to be borne;
- (b) prescribing the pressure to which any pipe line for the transportation or transmission of natural gas may be subjected to;
- (c) for the purposes of this Act, altering the meaning of, or giving a new meaning to the term "common carrier" as known to the common law;

- (d) providing for all such other matters as may be found necessary or convenient for the administration of this Act.

**11.—**(1) All such regulations shall be laid upon the table of the Legislative Assembly within the first week of the session next held after the making of such regulations.

(2) All such regulations when made, shall, unless and until disallowed by the Legislative Assembly at its session next held after the making of the same, have the same force and effect as if they were set out at length in this Act.

**12.** The Minister may delegate any of the duties or powers committed to him under the provisions of this Act to the Board of Public Utility Commissioners.

**13.** This Act shall come into force upon a day to be fixed by proclamation of the Lieutenant Governor in Council.

No. 95.

---

FIFTH SESSION  
FIFTH LEGISLATURE  
15 GEORGE V  
1925

---

**BILL**

An Act relating to the Construction  
of Pipe Lines.

---

Received and read the

First time.....

Second time.....

Third time.....

---

---

EDMONTON:  
J. W. JEFFERY, KING'S PRINTER  
A.D. 1925