

BILL

No. 68 of 1926.

An Act to amend The Pipe Line Act.

(Assented to _____, 1926.)

HIS 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 Amendment Act, 1926.*"

2. *The Pipe Line Act*, being chapter 62 of the Statutes of Alberta, 1925, is amended as to section 2 by adding thereto as paragraph (e) the following:

"(e) 'Company' shall include 'person.'"

3. Section 8 of the said Act is hereby struck out and the following substituted therefor:

8.—(1) No company shall operate any pipe line until it has applied to the Board of Public Utility Commissioners for a declaratory order giving its consent to the operation of the pipe line and setting forth the conditions subject to which it may be operated, and such order has been made.

"(2) The Board may, as a condition, stipulate that the company to which any permit is issued shall be a common purchaser of petroleum or gas, as the case may be, and shall purchase all the petroleum or gas in the vicinity of, or which may be reasonably reached by, its pipe line or gathering branches, without discrimination in favour of one producer or one company as against another, or that it shall purchase and transport petroleum or gas from each company and producer rateably in proportion to the average daily production, and may prohibit such common purchaser from discriminating in price or amount for like grades of petroleum or gas, or facilities as between producers or companies; and in the event of any purchaser being also a producer, may prohibit it from discriminating in favor of its own production or storage, or production or storage in which it may be interested, directly or indirectly, in whole or in part, and may direct that its own production and storage shall be treated as that of any other company or producer.

"(3) The Board may, as a condition, declare the company to be a common carrier, and no such common carrier shall allow or be guilty of any unjust or unlawful discrimination, directly or indirectly, in favour of the carriage, transporta-

tion, storage or delivery of any crude, stock or storage oil, or any product thereof or of any gas in its possession or control, or in which it may be interested, directly or indirectly.

“(4) The Board may, as a condition, stipulate that the person to whom the permit is granted, who is not made a common purchaser by the order of the Board, shall not own or operate, directly or indirectly, any petroleum or gas well, petroleum or gas lease or petroleum or gas holdings or interests in the Province.”

4. Section 9 of the said Act is hereby struck out and the following substituted therefor:

“9.—(1) 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 gas or petroleum may be subjected;
- “(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) fixing the number, capacity and nature of storage tanks, and the methods of gauging the petroleum therein, on any common carrier system;
- “(e) fixing the number of and providing for the installation of conduits, services, governors and meters;
- “(f) fixing the types and gravities of petroleum or gas which may be conducted through the pipe line or lines;
- “(g) providing for the analysis and testing of gas by competent and technical persons;
- “(h) requiring petroleum or gas conducted, or to be conducted through such pipe line or lines, to be treated if necessary in a treating or purification plant, and providing for the installation of, and general requirements to be observed with respect to, such treating plant;
- “(i) providing for the laying of all pipe lines under the direction and inspection of proper persons;
- “(j) providing that pipe lines are not to be constructed, maintained or operated until the damages arising from the laying of the pipe lines have been paid or otherwise settled for;
- “(k) fixing the rates for carriage through any pipe line;
- “(l) fixing the percentage of loss allowable to the owner of any pipe line;
- “(m) prescribing measures of safety for the protection of life and property during the construction of pipe lines, compressor stations, pumping stations, regulating stations, house service lines, the installation of meters and other measuring devices during construction and thereafter;

- “(n) providing for the reconstruction or removal of pipe lines, pipe line connections, compressor stations, pumping stations, regulators, meters, treating plants, purifying plants, tanks, and all other petroleum or gas operating machinery and appurtenances, which through deterioration, or otherwise, have become or may become a danger or menace to life and property;
- “(o) prescribing penalties for the breach of any regulations made under this Act, or of any conditions imposed by the Board of Public Utility Commissioners.
- “(2) In making any such regulations, the Lieutenant Governor in Council may rely upon the technical advice of competent persons, and may consult with operators of pipe lines in order that the regulations may be as effective as possible, and impose as little hardship as possible upon individuals.”

5. Section 10*a* is added to the said Act as follows:

“**10*a*.** This Act is only intended to, and shall be deemed only to, operate as to matters which are within the exclusive legislative jurisdiction of the Province of Alberta, and all matters not within such exclusive jurisdiction are hereby declared to be outside the provisions of this Act.”

6. Section 10*b* is added to the said Act as follows:

“**10*b*.** This Act shall apply to all pipe lines whether constructed before or after the passing of this Act, but no company having constructed, or operating, a pipe line prior to the last day of March, one thousand nine hundred and twenty-six, shall be required to apply for the permit or declaratory order hereinbefore provided for, but any other company may make an application to the Board of Public Utility Commissioners and thereupon the said Board shall have power to make any order which it is hereinbefore given power to make.”

7. This Act shall come into force on.....

No. 68.

SIXTH SESSION
FIFTH LEGISLATURE
16 GEORGE V
1926

BILL
An Act to amend The Pipe Line Act.

Received and read the

First time.....

Second time.....

Third time...:.....

HON. MR. BROWNLEE.

EDMONTON:
W. D. McLEAN, ACTING KING'S PRINTER
A.D. 1926.