

June 8, 2023

By Email Only

Norma Hilton

Statement of Concern No. 32189
Ember Resources Inc. (Ember)
Application No. 32001223
Location: 100/08-04-023-26W4M

Dear Norma Hilton:

You are receiving this letter because you filed a statement of concern (SOC) about Application No. 32001223. The Alberta Energy Regulator (AER) has reviewed your SOC, along with the application, and all applicable requirements and other submissions or information about the application. The AER has decided that a hearing is not required to consider the concerns outlined in your SOC.

In our review of your concerns, we considered the following:

- A Detailed Site Assessment (DSA) of the site for soil, landscape and vegetation was conducted in August 2022. The DSA showed that the conditions of the soil, landscape and vegetation parameters for the wellsite were comparable both on-site and off-site and met the *2010 Reclamation Criteria for Wellsites and Associated Facilities for Cultivated Lands* (the Reclamation Criteria).
- A site visit was conducted on May 16, 2023, wherein AER staff confirmed that the landscape parameters appeared to be comparable both on and off-site and met the Reclamation Criteria. With respect to your concerns about subsidence on the site, the AER notes that the Reclamation Criteria allows for minor variation (of up to 5 cm) in micro-contours.
- With respect to your concerns regarding the presence of several large rocks found at the well centre, it is noted that Ember Resources has removed the rocks and therefore your concern has been addressed.

Based on the above, the AER has concluded that it is not necessary to hold a hearing before making a decision on the application. The AER has issued the applied-for Reclamation Certificate, and this is your notice of that decision. A copy of the Reclamation Certificate is attached.

All AER-regulated parties must comply not only with the conditions of their authorizations, but with all of the AER's regulatory requirements. To ensure industry compliance the AER has developed its *Integrated Compliance Assurance Framework*, which embodies the three main components of all effective compliance assurance programs, those being education, prevention, and enforcement. You can find out more about how the AER verifies industry compliance and responds to noncompliance here: <https://aer.ca/regulating-development/compliance/compliance-assurance-program>.

You may file a regulatory appeal on the AER's decision to issue the Reclamation Certificate if you meet the criteria within section 36 of the *Responsible Energy Development Act*. Filing instructions and forms are located here: <https://www.aer.ca/regulating-development/project-application/regulatory-appeal-process>.

If you have any questions, please contact SOC@aer.ca.

Sincerely,

< Original Signed By >

Andrew MacPherson
Director, In Situ
Regulatory Applications
/ek

Attachment (1): Reclamation Certificate

cc: Terry Yanke, Ember Resources Inc.
SOC Inbox, AER
Colin Peters, AER
Reclamation Inbox, AER
Field Operations South, AER