

October 7, 2024

www.aer.ca

By Email Only

Sharon McCaffrey

**Statement of Concern No. 32534
Westbrick Energy Ltd. (Westbrick)
Applications No. 32947195, 32947757, 1951986**

Dear Sharon McCaffrey:

You are receiving this letter because you filed a statement of concern (SOC) about Application Nos. 32947195, 32947757, and 1951986. The Alberta Energy Regulator (AER) has reviewed your SOC, along with the applications, and all applicable requirements and other submissions or information about the applications. 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:

- The AER acknowledges your concern regarding the risk to safety and access to the exit route from your property. However, the noted concerns lack a demonstrated degree of location or connection between the you and the project and are considered vague and general in nature. The AER notes that Westbrick will be operating this site with a corporate level Emergency Response Plan (ERP) that must comply with the requirements of *Directive 071: Emergency Preparedness and Response*. The Emergency Planning Zone (EPZ) radius has been calculated and is approximately 10 m which does not extend beyond the site boundaries. The EPZ in relation to these applications does not extend onto any roads in the vicinity of the project.
- Your concern regarding noise associated with the proposed project is general in nature, AER staff confirm that a Noise Impact Assessment (NIA) was conducted for the facility and Westbrick has met the requirements set out in *Directive 038: Noise Control (D038)*. Additionally, Westbrick

has proposed the construction of a berm on the East side of the lease which will provide a sound barrier during drilling and completion operations and aid in noise reduction.

- Your concern related to potential odour of spent chemical with the proposed project is vague and general in nature. The AER notes that Westbrick will be operating with sealed trucks to limit the chance of any off-lease odours as it performs the quarterly replacement of spent scavenger.
- Your concerns related to the ongoing noise and road conditions related to the Westbrick 01-04-054-15W5M pad site are considered operational in nature and out of scope for this application. Operational complaints may be reported by contacting the AER Northwest Field Center or the Energy and Environmental Emergency 24-Hour Response Line 1-800-222-6514.
- Your concerns regarding land value and location are general, and there is insufficient information provided to show that you may be directly and adversely affected by the proposed project.
- Your concerns regarding contractual agreements are private agreements signed between parties. Any disputes related to such an agreement should be discussed between the parties involved, or should those discussions fail, through the Alberta Courts.

Based on the above, the AER has concluded that it is not necessary to hold a hearing before making a decision on the applications. The AER has issued the applied-for licences, and this is your notice of that decision. Copies of the licences are 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 licences 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>

Lane Peterson
Director, Oil & Gas Surface
Regulatory Applications
/lm

Attachments (4): Licences

cc: Todd Miltimore, Westbrick Energy Ltd.
Susan Johanneson, Westbrick Energy Ltd.
Matthew Bonko, AER
Chantelle Warriner, AER
Steven Lee, AER
SOC Inbox, AER
Field Operations West, AER