

2021 ABAER 002

Proceeding 404

Keyera Energy Ltd.

Regulatory Appeal of Applications 1772918 & 1772924

Decision

[1] The Alberta Energy Regulator (AER) has discontinued the regulatory appeal because the requesters have withdrawn their request for regulatory appeal.

Discussion

[2] On January 30, 2020, Keyera Energy Ltd. (Keyera) submitted applications 1772918 and 1772924 under the *Pipeline Act* to construct and operate two pipelines for its Key Access Pipeline System project (Project).

[3] The Project includes a new 565-kilometre pipeline system to transport condensate and natural gas liquids from Keyera's Pipestone Gas Plant in SW 7-73-8W6M. The condensate pipeline will tie into Keyera's existing condensate system in NW 18-55-21W4M and the natural gas liquids pipeline will end at Keyera's Fort Saskatchewan Fractionation and Storage Facility in SE 14-55-22 W4M. One of the pipelines will be a 12-inch natural gas liquids pipeline, and the other will be a 16-inch condensate pipeline. Both pipelines will be dually designed and permitted for both high vapour pressure (HVP) and low vapour pressure (LVP) operation.

[4] On February 29, 2020, W. Ambros and S. Ambros (the Ambroses) filed a statement of concern (SOC 31716) regarding Keyera's Project. On April 7, 2020, the AER approved Keyera's applications without holding a hearing and issued the licences.

[5] Licences 61672 and 61673 were issued with respect to Segment 1B of the pipelines. Line 1 of Segment 1B is 58.58 kilometers and is from 08-10-073-09W6 to 04-26-068-08W6. Line 2 of Segment 1B is 13.45 kilometers and is from 04-26-068-08W6 to 14-18-067-07W6.

[6] On May 4, 2020, the Ambroses filed a request for regulatory appeal (1928695) of the AER's decision to issue Licenses 61672 and 61673 for Segment 1B to Keyera.

[7] On October 27, 2020, the AER granted the request for regulatory appeal as it relates to the AER's approval of applications 1772918 and 1772924 for Segment 1B, stating that the Ambroses may be directly and adversely affected by the decisions to issue the licences for applications 1772918 and 1772924, because their land is within the Emergency Protection Zones of the HVP pipelines. The purpose

of the hearing was to determine whether the AER should confirm, vary, suspend, or revoke its decision to approve applications 1772918 and 1772924.

[8] The AER issued a Notice of Hearing on January 5, 2021, but had not scheduled the public hearing.

[9] On January 19, 2021, the Ambroses withdrew the request for regulatory appeal. The AER has therefore discontinued the regulatory appeal, as required by section 32.4 of the *Alberta Energy Regulator Rules of Practice*.

[10] Accordingly, a public hearing will not be held.

Dated in Calgary, Alberta, on January 26, 2021.

Alberta Energy Regulator

C.L.F. Chiasson, LL. B
Presiding Hearing Commissioner