

February 7, 2023

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By Email Only

KMSC Law LLP, on behalf of
Card Holdings Ltd. (Carl Linden)**Statement of Concern No. 32165
Ovintiv Canada ULC (Ovintiv)
Application No. 31836362**

Dear Sir/Madam:

You are receiving this letter because you filed a statement of concern (SOC) about Application No. 31836362. 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:

- The AER acknowledges the concerns relate to cumulative effect; however, you have not provided the AER with sufficient information detailing how the Application will contribute to adverse cumulative impacts and the extent to which those cumulative impacts may impact you.
- The concerns regarding cumulative effects, ground water contamination and impacts to you water well are general in nature and there is insufficient information to determine if you would be negatively affected.
- The AER acknowledges the concerns regarding odour and noise. Ovintiv states there will be minimal noise associated with the construction of this pipeline and there will be no additional long-term sources of noise and in any case Ovintiv must also comply with AER *Directive 038: Noise Control Requirements*.
- The AER acknowledges the concerns regarding property value. This concern is outside the AER jurisdiction and should be addressed by the Land and Property Rights Tribunal.

- The AER acknowledge the concerns about pipeline spills, which are operational in nature. You may submit an operational complaint to the Energy and Environmental Response line at 1-800-222-6514 should any operational issues arise. Furthermore, Ovintiv is required to comply with Manual 005: Pipeline Inspection.
- The stated concern regarding road use is outside the AER's jurisdiction and should be directed and addressed by the appropriate municipal or provincial authorities.

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 licences and this is your notice of those decisions. 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
/bg

Attachment (3): Licence

cc: Brad Reidy, Ovintiv Canada ULC
Steven Lee, AER
SOC Inbox, AER
Field Ops NorthWest, AER