

April 25, 2024

Enforcement File: 2017-063FSJ

Issued to:

Shell Canada Limited
PO Box 100 Station M
400-4th Avenue SW
Calgary, Alberta T2P 2H5

Attention: Mr. Jim Chramosta

Re: ALCA Order 2017-017

Dear Mr. Chramosta:

Please be advised that pursuant to section 51 of the Agricultural Land Commission Act, ALCA Order 2017-017 issued by the BC Oil and Gas Commission, now the BC Energy Regulator (the Regulator) on May 2, 2017 is hereby rescinded.

If you have any questions or concerns, please do not hesitate to contact the Regulator.

Sincerely,



Dax Bourke
Executive Director, Compliance & Enforcement
BC Energy Regulator

Order 2017-017
Agricultural Land Commission Act Section 50

Issued to:

Shell Canada Limited
PO Box 100 Station M
400 - 4 Ave SW
Calgary, Alberta
T2P 2H5

RE: Stop Work Order: Section 50 Agricultural Land Commission Act

Unauthorized Non-Farm Use of Land in The Agricultural Land Reserve

Based on the reasons set out below, I consider that Shell Canada Limited (Shell) is contravening provisions of the *Agricultural Land Commission Act*, therefore as an official under Section 50 of the *Agricultural Land Commission Act*, I hereby order Shell to cease the contravention by:

- i. On or before June 16, 2017, completing and submitting to the satisfaction of the Oil and Gas Commission (the OGC) a plan (the Plan) setting out how Shell will carry out the reclamation of any area of land disturbed by the construction of the pipelines listed in attached Schedule 1 (the Pipelines). Reclamation set out in the Plan must be in accordance with any recommendations contained in the Schedule A Reports prepared in relation to the Pipelines and the requirements set out in Schedule B of the Agreement between the Agricultural Land Commission and the OGC (the Agreement). The Plan must include time frames for completion of the reclamation work as soon as practicable. The Plan must be submitted to the OGC electronically at C&E@bcogc.ca.
- ii. Completing the reclamation of any area of land disturbed by the construction of the Pipelines as soon as practicable and in accordance with the Plan.
- iii. Submitting a completed Schedule B Report for each of the Pipelines to the satisfaction of the OGC no later than December 31st of the calendar year following completion of the reclamation work. The Schedule B Reports must be submitted to the OGC electronically at C&E@bcogc.ca.

Order 2017-017

Reasons:

I make this Order for the following reasons:

- 1) Shell is the permit holder of the Pipelines.
- 2) The Pipelines are located within the Agricultural Land Reserve.
- 3) At the time that Shell was issued the permits for the Pipelines, Shell was exempted from the requirement to apply for a non-farm use permission under the Agricultural Land Commission Act so long as, among other things, Shell:
 - a. Conducted reclamation of any area of land disturbed by the non-farm use in accordance with any recommendations contained in the Schedule A Report and the requirements set out in Schedule B of the Agreement or in accordance with such alternate requirements identified by a Qualified Specialist and agreed to by the OGC within 24 months of the date of pipeline installation; and
 - b. Immediately following the completion of the reclamation set out above, submitted a Schedule B Report to the OGC and, if the non-farm use has occurred on land other than Crown land, to the landowner(s) of the land on which the non-farm use has occurred.
- 4) I have determined the following:
 - a) The Pipelines were installed more than 24 months before the date of this Order; and
 - b) Schedule B Reports for the Pipelines have either not been received or are not to the satisfaction of the OGC.

Appeal:

Section 55 of the *Agricultural Land Commission Act* provides Shell with the ability to appeal this order.



Jacques Corstanje, RPF
Director, Compliance and Enforcement
Oil and Gas Commission

Dated at Fort St. John, in the Province of British Columbia, this 2nd day of May, 2017.

Attachments: Schedule 1

ALCA Order 2017 – 17 Schedule 1

Operator	OGC File #	Project#	Leave to open date
Shell Canada Limited	9618160	13771	1/13/2005
Shell Canada Limited	9619173	14258	2/15/2005
Shell Canada Limited	9623079	16990	5/5/2006
Shell Canada Limited	9623960	17748	7/14/2006
Shell Canada Limited	9625533	18888	10/25/2006
Shell Canada Limited	9700774	20885	7/30/2009
Shell Canada Limited	9701461	21019	7/15/2008
Shell Canada Limited	9701754	21134	1/21/2009
Shell Canada Limited	9703424	22124	1/28/2011
Shell Canada Limited	9703430	21829	6/12/2009