

April 25, 2024

Enforcement File: 2017-165FSJ

**Issued to:**

Secure Energy Services Inc.  
2300, 225-6<sup>th</sup> Avenue SW  
Calgary, Alberta T2P 1N2

**Attention:** Mr. Peter Nelson

**Re: ALCA Order 2017-065**

Dear Mr. Nelson:

Please be advised that pursuant to section 51 of the Agricultural Land Commission Act, ALCA Order 2017-065 issued by the BC Oil and Gas Commission, now the BC Energy Regulator (the Regulator) on June 26, 2017, is hereby rescinded.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 2017-065**

Agricultural Land Commission Act Section 50

### **Issued to:**

Tervita Corporation  
500, 140 10th Avenue SE  
Calgary, Alberta T2G 0R1

**Attention:** Peter Nelson, Environmental and Regulatory Advisor

### **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 Tervita Corporation 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 Tervita Corporation to cease the contravention by:

- i. On or before July 28, 2017, completing and submitting to the satisfaction of the Oil and Gas Commission (the OGC) a plan (the Plan) setting out how Tervita Corporation (Tervita) 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](mailto: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](mailto:C&E@bcogc.ca).

## ALCA Order 2017-065

### Reasons:

I make this Order for the following reasons:

- 1) Tervita is the permit holder of the Pipelines.
- 2) The Pipelines are located within the Agricultural Land Reserve.
- 3) At the time that Tervita was issued the permits for the Pipelines, Tervita 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 Tervita:
  - 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 Tervita 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 26<sup>th</sup> day of June, 2017.

Attachments: Schedule 1

**ALCA Order 2017-065 Schedule 1**

<b>Operator</b>	<b>OGC #</b>	<b>Project #</b>	<b>Leave to Open Date</b>
Tervita Corporation	9616450	13396	18-Aug-13
Tervita Corporation	9618310	13821	19-Jan-05
Tervita Corporation	9627221	19730	15-Aug-07