

April 30, 2025

Enforcement File: 2024-0022

Powertech Labs  
12388-88th Ave  
Surrey, BC V3W 7R7

Attention: Ben Skillings, Division Manager, Hydrogen Industry Technology & Testing

**Re: General Order 2024-0022-01**

Dear Mr. Skillings:

On March 4, 2024, the BC Energy Regulator (Regulator) issued General Order 2024-0022-01 to Powertech Labs.

Powertech Labs has satisfied all the requirements of the Order.

Please be advised that pursuant to section 49(8) of the *Energy Resource Activities Act*, General Order 2024-0022-01 is hereby terminated.

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

Sincerely,



R.A. Workman  
Manager, Enforcement  
BC Energy Regulator

**GENERAL ORDER 2024-0022-01**  
**Amendment 1**  
Section 49 *Energy Resource Activities Act*

**Issued to:**

Powertech Labs  
12388-88<sup>th</sup> Ave  
Surrey, BC V3W7R7

**Attention:** Ben Skillings, Division Manager, Hydrogen Industry Technology & Testing

**Order:**

Pursuant to section 49(7) of the *Energy Resource Activities Act* (the Act), I, Robert Workman, amend General Order 2024-0022-01 issued on March 1, 2024, to Powertech Labs (PTL) by deleting item 1 and replacing it with the following:

1. Submit a complete application for a permit from the BC Energy Regulator (BCER) for the Hydrogen Station project (Project) located at 12388-88<sup>th</sup> Ave Surrey, BC by August 5, 2024.

**Conditions:**

- A. This order shall remain in effect until
- i. a permit has been issued by the BCER in relation to the Project, or
  - ii. amended or terminated in whole or in part by the BCER.

**Reasons:**

I make this order for the following reasons:

- i. PTL has been working to develop its application for a permit.
- ii. PTL was registered with Petrinex on April 22, 2024.
- iii. PTL been working with BCER staff to resolve technical issues associated with the submission of its application.
- iv. I am satisfied that providing a reasonable extension time for PTL to submit its application is appropriate in the circumstances.

## **Review or Appeal**

PTL may request a review of this order under section 70 of the Act or appeal this order under section 72 of the Act. Both a review and an appeal of the order cannot be commenced simultaneously.

A request for review may be sent to: [determinationreviews@bc-er.ca](mailto:determinationreviews@bc-er.ca).

Alternatively, a notice of appeal may be sent to the Energy Resource Appeal Tribunal [info@bcerat.ca](mailto:info@bcerat.ca) or mailed to:

Energy Resource Appeal Tribunal  
PO Box 4925 Stn Prov Govt  
Victoria, BC V8W 9V1

Information regarding the process for appeals may be found at [www.bcerat.ca](http://www.bcerat.ca)



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R.A. Workman  
Manager, Enforcement  
BC Energy Regulator

DATED AT Fort St. John, in the Province of British Columbia, this 5<sup>th</sup> day of July 2024.

**GENERAL ORDER 2024-0022-01**  
Section 49 *Energy Resource Activities Act*

**Issued to:**

Powertech Labs  
12388-88<sup>th</sup> Ave  
Surrey, BC  
V3W7R7

**Attention:** Ben Skillings, Division Manager, Hydrogen Industry Technology & Testing

**Order:**

Pursuant to section 49(1)(d) of the *Energy Resource Activities Act* (the Act), I, Dax Bourke, order that Powertech Labs (PTL) must:

1. Submit a complete application for a permit from the BC Energy Regulator (BCER) for the Hydrogen Station project (Project) located at 12388-88<sup>th</sup> Ave Surrey, BC by July 5<sup>th</sup>, 2024.
2. Operate the Project in a manner that protects public safety and the environment and that is consistent with recognized and generally accepted good engineering practices.

**Conditions:**

- A. This order shall remain in effect until
- i. a permit has been issued by the BCER in relation to the Project, or
  - ii. amended or terminated in whole or in part by the BCER.

**Reasons:**

I make this order for the following reasons:

- i. PTL is the owner of the Project.
- ii. The Project includes the construction and operation of a facility for manufacturing hydrogen.
- iii. PTL initiated the Project in 2001 and it is currently operational.
- iv. On September 1, 2023, the construction or operation of a facility for manufacturing hydrogen became an energy resource activity under the Act that the BCER is now responsible for regulating.
- v. Section 21 of the Act provides:

Subject to section 23, a person must not carry out an energy resource activity unless

- (a) either
  - (i) the person holds a permit that gives the person permission to carry out that energy resource activity, or
  - (ii) the person is required to carry out that energy resource activity by an order issued under section 49, and
- (b) the person carries out the energy resource activity in compliance with
  - (i) this Act and the regulations,
  - (ii) a permit issued to the person, if any, and
  - (iii) an order issued to the person, if any.

- vi. At the date of this order, PTL does not hold a permit for the Project.
- vii. Section 21(1)(a)(ii) provides authority for carrying out an energy resource activity pursuant to an order issued under section 49.
- viii. I am satisfied that the Project can operate so long as it is done in a safe and responsible manner while PTL completes the permit application process.

### **Review or Appeal**

PTL may request a review of this order under section 70 of the Act or appeal this order under section 72 of the Act. Both a review and an appeal of the order cannot be commenced simultaneously.

A request for review may be sent to: [determinationreviews@bc-er.ca](mailto:determinationreviews@bc-er.ca).

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PO Box 4925 Stn Prov Govt  
Victoria, BC V8W 9V1

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Dax Bourke  
Executive Director, Compliance & Enforcement  
BC Energy Regulator

DATED AT Fort St. John, in the Province of British Columbia, this 4<sup>th</sup> day of March 2024.