

**Alberta Regulation 216/2016**

**Wills and Succession Act**

**PREFERENTIAL SHARE (INTESTATE ESTATES)  
AMENDMENT REGULATION**

Filed: December 19, 2016

For information only: Made by the Minister of Justice and Solicitor General (M.O. 71/2016) on December 15, 2016 pursuant to section 61(2) of the Wills and Succession Act.

**1 The *Preferential Share (Intestate Estates) Regulation* (AR 217/2011) is amended by this Regulation.**

**2 Section 2 is repealed.**

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**Alberta Regulation 217/2016**

**Safety Codes Act**

**EXEMPTION AMENDMENT REGULATION**

Filed: December 19, 2016

For information only: Made by the Minister of Municipal Affairs (M.O. P:017/16) on December 15, 2016 pursuant to section 2(2) of the Safety Codes Act.

**1 The *Exemption Regulation* (AR 351/2003) is amended by this Regulation.**

**2 The following is added after section 5:**

**Residence of person with developmental disability**

**5.1(1)** In this section,

- (a) “Building Code” means the *Alberta Building Code 2014* as declared in force by the *Building Code Regulation* (AR 31/2015);
- (b) “developmental disability” means a developmental disability within the meaning of the *Persons with Developmental Disabilities Services Act* and the descriptions in the regulations under that Act;

- (c) “Fire Code” means the *Alberta Fire Code 2014* as declared in force by the *Fire Code Regulation* (AR 32/2015);
- (d) “residence of adults with a developmental disability” means a building or unit in a building that is occupied or intended to be occupied by at least one adult with a developmental disability, but does not include
  - (i) supportive living accommodation for which a licence is required under the *Supportive Living Accommodation Licensing Act*, or
  - (ii) a building that is designated for use for care or treatment, where the use is regulated by an enactment other than the Act and regulations under the Act.

(2) For greater certainty, a residence of adults with a developmental disability is exempt from the definitions, requirements, references and prohibitions both in the Building Code and in the Fire Code in respect of

- (a) care,
- (b) care occupancy,
- (c) treatment, and
- (d) treatment occupancy.

**3 This Regulation comes into force on December 31, 2016.**

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**Alberta Regulation 218/2016**

**Electric Utilities Act**

**MICRO-GENERATION AMENDMENT REGULATION**

Filed: December 20, 2016

For information only: Made by the Minister of Energy (M.O. 1302016) on December 14, 2016 pursuant to sections 41 and 99 of the Electric Utilities Act.

**1 The *Micro-generation Regulation* (AR 27/2008) is amended by this Regulation.**

**2 Section 1 is amended**

**(a) in subsection (1)**

**(i) by renumbering clause (a) as clause (a.2) and adding the following before clause (a.2):**

(a) “Act” means the *Electric Utilities Act*;

(a.1) “aggregated sites” means 2 or more sites that are

(i) located on property that is owned or leased by the same customer,

(ii) connected to a single electric distribution system feeder owned by one electric distribution system owner, and

(iii) enrolled with the same retailer;

**(ii) by adding the following after clause (b):**

(b.1) “electric distribution system feeder” means a named circuit within an electric distribution system;

**(iii) by repealing clause (e) and substituting the following:**

(e) “large micro-generation” means

(i) generation of electric energy from a micro-generation generating unit with a total nameplate capacity of at least 150 kW but not exceeding 5 MW, and

(ii) micro-generation deemed by section 3(4) or (5)(a) to be large micro-generation for the purposes of this Regulation;

**(iv) in clause (h) by repealing subclauses (ii) to (v) and substituting the following:**

(ii) is intended to meet all or a portion of the customer’s total energy consumption at the customer’s site or aggregated sites,

(iii) has a total nameplate capacity that does not exceed the lesser of 5 MW or the rating of the customer’s service,

(iv) supplies electric energy only to a site that is located on property that the customer owns or leases, and

(v) is located

(A) on the property referred to in subclause (iv), or

(B) on property that the customer owns or leases that is adjacent to the property referred to in subclause (iv);

**(v) by adding the following after clause (h):**

(h.1) “micro-generation site” means a site from which a micro-generation generating unit is capable of supplying electric energy to the interconnected electric system;

**(vi) in clause (j) by adding “micro-generation” before “site” wherever it occurs;**

**(vii) by repealing clause (n) and substituting the following:**

(n) “small micro-generation” means generation of electric energy from a micro-generation generating unit with a total nameplate capacity of less than 150 kW, but does not include micro-generation that is deemed by section 3(4) or 5(a) to be large micro-generation for the purposes of this Regulation.

**(b) by adding the following after subsection (1):**

(1.1) For greater certainty, properties that are separated only by an easement or a public right of way are adjacent for the purposes of subsection (1)(h)(v)(B).

**3 The following is added after section 2:**

**Notice to owner of change in nameplate capacity**

**2.1(1)** A micro-generator who intends to change the nameplate capacity of the micro-generator’s micro-generation generating unit shall provide to the applicable owner a notice to that effect, in a form established by the Commission and including all information required by the Commission.

(2) If an owner, on receipt of a notice under subsection (1), is of the opinion that the micro-generator's micro-generation generating unit will no longer qualify as a micro-generation generating unit after a change or proposed change to its nameplate capacity, the owner may, within 14 days of receipt of the notice from the micro-generator and on notice to the micro-generator, file with the Commission a notice of dispute in a form established by the Commission and including all information required by the Commission.

(3) The Commission, on receipt of a notice of dispute under subsection (2), must, within 30 days or such longer period as the Commission, on notice to the owner and the micro-generator, considers necessary,

- (a) investigate and determine whether the micro-generator's micro-generation generating unit continues to be a micro-generation generating unit after the change to its nameplate capacity, and
- (b) communicate its decision to the owner and the micro-generator.

(4) The decision of the Commission under subsection (3) is final and is not subject to appeal.

#### **4 Section 3 is amended**

**(a) by adding the following after subsection (1):**

(1.1) Following receipt of a notice under section 2.1(1), but subject to any dispute by the owner under section 2.1(2) and determination of the dispute by the Commission under section 2.1(3), the owner must within a reasonable time ensure that meters suitable for net billing and the nameplate capacity of the micro-generation generating unit are installed at the micro-generator's micro-generation site.

**(b) in subsection (2) by adding "or (1.1)" after "subsection (1)".**

#### **5 Section 4 is amended by adding the following after subsection (3):**

(3.1) Where a micro-generator has changed the nameplate capacity of a micro-generation generating unit that is connected to the interconnected electric system and, in the opinion of the owner, concurred in by the Commission on application by the owner, the

costs of maintaining the connection of the micro-generation generating unit to the interconnected electric system are extraordinary, due to safety considerations, technological complexity or any other reason, the owner may require that the micro-generator directly reimburse the owner for the extraordinary portion of the costs.

**6 Section 5 is amended by adding “micro-generation” after “micro-generator’s”**

**7 Section 6 is repealed and the following is substituted:**

**Exclusion from power pool**

**6** Section 18(2) of the Act does not apply to electric energy from small micro-generation entering the interconnected electric system.

**8 Section 7 is amended**

- (a) in subsection (5) by striking out “micro-generator’s site” and substituting “micro-generator’s micro-generation site”;**
- (b) in subsection (6)(a) by striking out “micro-generator’s site” and substituting “micro-generator’s micro-generation site”;**
- (c) in subsection (7)(a) and (b) by striking out “micro-generators’ sites” and substituting “micro-generators’ micro-generation sites”.**

**9 Section 10 is repealed.**