



Province of Alberta
Order in Council

O.C. 438 /2018

DEC 3 1 2018

ORDER IN COUNCIL

Approved and ordered:

Lieutenant Governor
or
Administrator

The Lieutenant Governor in Council makes the Curtailment Rules Amendment Regulation set out in the attached Appendix.

CHAIR

FILED UNDER
THE REGULATIONS ACT
as ALBERTA REGULATION 268/2018
ON December 31 20 18

REGISTRAR OF REGULATIONS

For Information only

Recommended by: Minister of Energy
Authority: Oil and Gas Conservation Act (section 10)
Oil Sands Conservation Act (section 20)
Responsible Energy Development Act (section 68)

APPENDIX

Oil and Gas Conservation Act Oil Sands Conservation Act Responsible Energy Development Act

CURTAILMENT RULES AMENDMENT REGULATION

1 The *Curtailment Rules* (AR 214/2018) are amended by this Regulation.

2 Section 1 is amended

(a) by adding the following after clause (d):

(d.1) “oil sands project” means a Project as defined in the *Oil Sands Royalty Regulation, 2009* (AR 223/2008);

(b) by adding the following after clause (e):

(f) “processing plant” means a facility for obtaining oil sands products from oil sands, crude bitumen, de-asphalted bitumen or synthetic crude oil.

3 The following is added after section 5.1:

Amendment of curtailment order to ensure safe operation

5.2(1) This section applies in respect of the months of January, February and March of 2019.

(2) The Minister may amend an operator’s curtailment order to increase the combined amount of crude oil and crude bitumen that may be produced by the operator in any month to which this section applies to an amount that the Minister considers sufficient for safe operation if the operator demonstrates to the satisfaction of the Minister that both of the following apply:

(a) the operator is the operator of no more than one oil sands project that is producing crude bitumen;

(b) the oil sands project or a processing plant that relies principally on oil sands products from the oil sands project cannot be operated safely in the month to which the curtailment order applies if the operator complies with the curtailment order.

(3) An order under subsection (2) applies notwithstanding that the effect of the order is to cause the combined provincial production allocation for crude oil and crude bitumen for a month to be exceeded.

4 Section 1 of the Schedule is amended

(a) by repealing subsection (2) and substituting the following:

(2) Subject to subsection (5), the baseline production for an operator is the number of barrels of crude oil and crude bitumen produced by the operator in the calendar month during which the operator's production was greatest in the one-year period commencing November 1, 2017.

(b) by repealing subsections (3) and (4);

(c) in subsection (5) by striking out "November" and substituting "October".