

(Consolidated up to 254/2007)

ALBERTA REGULATION 53/99

Gas Utilities Act

GAS UTILITIES EXEMPTION REGULATION

Definitions

1 In this Regulation,

- (a) “Act” means the *Gas Utilities Act*;
- (b) “proceedings” means a case before the Commission, whether commenced on the application of a person having an interest or on the Commission’s own motion or initiative.

AR 53/99 s1;254/2007

Exemptions

2 The following are exempt from the operation of section 5 of the Act:

- (a) proceedings under section 36(a) of the Act, if the rates, tolls or charges to be fixed by the Commission’s order are those which are to be imposed, observed and followed thereafter by an owner of a gas utility
 - (i) with respect to all gas supplied by the owner, if the owner of the gas utility supplies gas pursuant to a privilege or franchise granted to the owner by a municipality and approved by the Commission,
 - (ii) with respect to all gas supplied by the owner, if the owner of the gas utility is a municipality, or
 - (iii) with respect to gas supplied by that owner to the owner of another gas utility who in turn will be supplying the same gas in any of the circumstances described in subclause (i) or (ii);
- (b) applications under section 36(a) of the Act that arise out of section 55(2) or (3) of the *Oil and Gas Conservation Act*;
- (c) proceedings under section 36(b), (c) or (d) of the Act;
- (d) proceedings under section 36(e) of the Act, if the order applied for would require the owner of a gas utility to

supply and deliver gas in any of the circumstances described in clause (a) of this section;

- (e) proceedings under section 36 or 45 of the Act in relation to NOVA Gas Transmission Ltd.

AR 53/99 s2;251/2001;306/2006;254/2007

Repeal

3 The *Gas Utilities Exemption Regulation* (AR 195/82) is repealed.

Expiry

4 For the purpose of ensuring that this Regulation is reviewed for ongoing relevancy and necessity, with the option that it may be repassed in its present or an amended form following a review, this Regulation expires on June 30, 2010.

AR 53/99 s4;63/2003