

July 31, 2018

Filed Electronically

National Energy Board  
Suite 210, 517 Tenth Avenue SW  
Calgary, AB T2R 0A8

**Attention: Ms. Sheri Young, Secretary of the Board**

Dear Ms. Young:

**Re: NOVA Gas Transmission Ltd. (NGTL)  
Albersun Pipeline Asset Purchase (Project)  
Certificate GC-128 (Certificate)  
Update to Condition 4: Notification of Closing and Correction to Condition 6:  
Commitments Tracking Table  
File OF-Fac-Gas-N081-2016-04 01**

In accordance with Condition 4 of the Certificate, NGTL advised the National Energy Board (Board) on June 28, 2018 that the anticipated Closing date of the Project is August 1, 2018.<sup>1</sup> NGTL writes to advise that the parties have postponed Closing, to provide additional time to complete pre-Closing items. NGTL will file a new 30-day notice at a future date in accordance with Condition 4.

NGTL would also like to clarify the project phase listed for commitment number 28 in the Project's Commitments Tracking Table filed with the Board in accordance with Condition 6 on June 28, 2018.<sup>2</sup> Prior to Close, specific conveyances assigning the required land rights will be prepared. At Closing, these conveyances will be signed by the parties to effect assignment of the required surface rights to NGTL. Post Close, transfer documents will be registered at Alberta Land Titles to convey the registered land right instruments to NGTL, and the assignment of land rights on provincial Crown-owned lands will be accomplished electronically through the Alberta Energy Electronic Transfer System. Notifications will be provided to third parties affecting the land rights to address the assignment of any third-party agreements by way of an Assignment agreement or an Assignment and Novation agreement, as contractually required. Post Close, freehold surface owners will be notified of the completion of the assignment of the surface rights affecting their lands. An updated blackline copy of the Commitments Tracking Table is attached and will be posted on the Project website.

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<sup>1</sup> NEB Filing ID: A92743-1.

<sup>2</sup> NEB Filing ID: A92744-1.

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If the Board requires additional information with respect to this filing, please contact me by phone at (403) 920-7470 or by email at [matt\\_quail@transcanada.com](mailto:matt_quail@transcanada.com).

Yours truly,  
**NOVA Gas Transmission Ltd.**

*Original signed by*

Matt Quail  
Regulatory Project Manager  
Regulatory, Canadian Gas Pipelines

Enclosure

cc: Heather Dodds, National Energy Board

Commitment Number	Commitment To	Category	Description of Commitment	Source	Document References (NEB Filing ID)	Status	Project Phase	NGTL Group Accountable	Comments
1	NEB	Condition Compliance	NGTL shall comply with all of the conditions contained in this Certificate, unless the Board otherwise directs.	Certificate GC-128 Condition 1	A90519-3	Ongoing	Pre-Closing through Post-Closing	Project Manager Regulatory	
2	NEB	Facilities Construction and Operation	NGTL shall cause the approved Project to be carried-out in accordance with the specifications, standards and other information referred to in its Project Application and its related submissions.	Certificate GC-128 Condition 2	A90519-3	Ongoing	Pre-Closing through Post-Closing	Project Manager	
3	NEB	Implementation of Environmental Protection	NGTL shall implement or cause to be implemented all of the policies, practices, programs, mitigation measures, recommendations, procedures and its commitments for the protection of the environment included in or referred to in its Project Application or in its related submissions	Certificate GC-128 Condition 3	A90519-3	Ongoing	Pre-Closing through Post-Closing	Project Manager Environmental Planner	
4	NEB	Notification of Closing	NGTL shall provide the Board with a notice of the anticipated Closing Date at least 30 days before the anticipated Closing Date and again, immediately upon actual Closing.	Certificate GC-128 Condition 4	A90519-3	Planned	Pre-Closing	Regulatory	
5	NEB	Effective Date of the Certificate	The Certificate shall come into force at the Closing Date.	Certificate GC-128 Condition 5	A90519-3	N/A	Closing	N/A	
6	NEB	Commitments Tracking Table	NGTL shall file with the Board and post on file with the Board and post on its Project website, at least 30 days before the Closing, a Commitments Tracking Table listing all commitments made by NGTL in its Project Application, and in its related submissions, including reference to: a) the documentation in which the commitment appears (for example, the Application, responses to information requests, hearing transcripts, permit requirements, condition filings, or other); b) the accountable lead for implementing each commitment; and c) the estimated timelines associated with the fulfillment of each commitment.	Certificate GC-128 Condition 6	A90519-3	Planned	Pre-Closing	Regulatory	
7	NEB	Aboriginal Engagement Report	NGTL shall file with the Board 12 months from the effective date of the Certificate, a report summarizing its engagement activities with all potentially affected Aboriginal groups identified in the Application including Bigstone Cree Nation. This report shall include: a) a summary of the concerns raised by Aboriginal groups; b) a description of how NGTL has addressed or will address the concerns raised; c) a description of any outstanding concerns; and d) a description of how NGTL intends to address any outstanding concerns, or an explanation as to why no further steps will be taken. NGTL must provide a copy of the report to those Aboriginal groups identified in the Application including Bigstone Cree Nation no later than three days after the filing of the report with the Board, and file with the Board confirmation of that within one week after providing the copies.	Certificate GC-128 Condition 7	A90519-3	Planned	Post-Closing	Aboriginal Relations Engagement Lead	

Commitment Number	Commitment To	Category	Description of Commitment	Source	Document References (NEB Filing ID)	Status	Project Phase	NGTL Group Accountable	Comments
8	NEB	In-line Inspection	<p>NGTL shall conduct the following Pipeline inspections on the piggable pipeline sections of the Albersun pipeline at the times indicated:</p> <p>a) a high-resolution in-line caliper inspection (i.e., a GEOPIG™ inspection) for the pipelines with a diameter of NPS 10 within 12 months from the effective date of the Certificate to establish accurate pipeline position and to detect pipe deformations;</p> <p>b) a high-resolution in-line caliper inspection (i.e., a GEOPIG™ inspection) for the pipelines with a diameter of NPS 10 within 48 months from the effective date of the Certificate to characterize and assess any ongoing pipe deformations due to slope movement; and</p> <p>c) an in-line corrosion inspection for pipelines with a diameter of NPS 10 within 12 months of the effective date the Certificate.</p> <p>NGTL must file with the Board, within 6 months after completing each inspection, a report that includes a summary of the inspection results and mitigation measures undertaken, if any are required, for the anomalies detected through any of the inspections.</p> <p>For all unpiggable pipelines with a diameter of NPS 4 or greater, NGTL will confirm they have been incorporated into the TransCanada's Corrective Action Plan (CAP) for unpiggable lines within 12 months of the effective date of the Certificate.</p>	Certificate GC-128 Condition 8	A90519-3	Planned	Post-Closing	Operations	

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9	NEB	Repair and Installation of Slope Indicator Casings and Geotechnical Evaluation of Slope stability	NGTL shall perform a geotechnical assessment in accordance with TransCanada's Integrity Management Plan (IMP) within 90 days of the effective date of the Certificate and shall file with the Board, a report of the results. All slope indicators identified for replacement or repair in the geotechnical assessment report, if any, shall be replaced or repaired within 12 months of the report being submitted to the Board.	Certificate GC-128 Condition 9	A90519-3	Planned	Post-Closing	Project Manager Pipe Integrity	

Commitment Number	Commitment To	Category	Description of Commitment	Source	Document References (NEB Filing ID)	Status	Project Phase	NGTL Group Accountable	Comments
10	NEB	Geotechnical Evaluation of Slope Stability	NGTL shall file with the Board a geotechnical evaluation report within 12 months of the date of the completion of all slope indicator replacements or repairs, if any, conducted pursuant to Condition 9 for the Albersun pipeline, providing an assessment of the current stability of the slopes.	Certificate GC-128 Condition 10	A90519-3	Planned	Post-Closing	Project Manager Pipe Integrity	
11	NEB	Pipeline Geographic Information System (GIS) Information	<p>NGTL shall file with the Board, within 12 months of the effective date of the Certificate:</p> <p>a) Geographic Information System data in the form of Esri® shape files that contain pipe segment centre lines, where each pipe segment has a unique outside diameter, wall thickness, maximum operating pressure (MOP), external coating, field-applied girth weld coating, and pipe manufacturing specification. If the above values of the pipe change at any point along the length of the Pipeline, the Pipeline should be segmented at that point. NGTL must also provide Geographic Information System locations and names for the Pipeline, all custody transfer meters, and all mainline block valves as applicable. The datum must be NAD83 and projection must be geographic (latitudes and longitudes). Spatial information related to this condition will be provided to the NEB as loaded and maintained in NGTL's GIS repository; and</p> <p>b) information on the right of way boundaries and location and names of the launchers and receivers for the Pipeline.</p>	Certificate GC-128 Condition 11	A90519-3	Planned	Post-Closing	Project Manager GIS Services	

Commitment Number	Commitment To	Category	Description of Commitment	Source	Document References (NEB Filing ID)	Status	Project Phase	NGTL Group Accountable	Comments
12	NEB	Emergency Response	<p>NGTL shall, within 18 months from the effective date of the Certificate:</p> <p>a) conduct a full-scale emergency response exercise for the Pipeline. The objective of the emergency response exercises shall be to test the effectiveness and adequacy of the:</p> <ul style="list-style-type: none"> <li>i. Emergency Procedures Manual;</li> <li>ii. training of company personnel;</li> <li>iii. communications systems;</li> <li>iv. coordination of emergency response activities with responders, mutual aid partners and other agencies;</li> <li>v. response equipment;</li> <li>vi. safety procedures; and</li> <li>vii. exercise debrief process.</li> </ul> <p>b) notify the Board in writing, at least 45 days prior to the date of the emergency response exercise referred to in a), of the following:</p> <ul style="list-style-type: none"> <li>i. location of the exercise;</li> <li>ii. exercise coordinator;</li> <li>iii. date of the exercise;</li> <li>iv. duration of the exercise;</li> <li>v. the name and organization of each individual invited to participate in the exercise including first responders, stakeholders and Aboriginal group; and</li> <li>vi. the goals (for example, focus of exercise, scope, scale, extent of play, format, evaluation method), and how success is measured</li> </ul> <p>c) file with the Board, within 90 days of completion of the emergency response exercise referred to in a), a report that documents the results of the exercise including:</p> <ul style="list-style-type: none"> <li>i. how the exercise achieved the stated goals;</li> <li>ii. participant feedback and areas for improvement; and</li> <li>iii. a corrective action plan to address the findings from the exercise.</li> </ul>	Certificate GC-128 Condition 12	A90519-3	Planned	Post-Closing	Project Manager	
13	NEB	Facility Signage	NGTL shall file with the Board, no later than 90 days from the effective date of the Certificate, confirmation that all Pipeline signage has been changed to reflect new ownership and include current emergency response numbers.	Certificate GC-128 Condition 13	A90519-3	Planned	Post-Closing	Project Manager	
14	NEB	Emergency Response Numbers	NGTL shall file with the Board, no later than 45 days from the effective date of the Certificate, confirmation that all agencies that may be involved in an emergency response on the Pipeline have been notified of the change of ownership.	Certificate GC-128 Condition 14	A90519-3	Planned	Post-Closing	Project Manager Community Relations	
15	NEB	Transfer of Records	NGTL shall file with the Board, no later than 150 days from the effective date of the Certificate, confirmation that all records in Suncor's possession pursuant to CSA Z662 and paragraphs 56(e) to 56(g) of the <i>National Energy Board Onshore Pipeline Regulations</i> have been received from Suncor Energy Logistics Corporation	Certificate GC-128 Condition 15	A90519-3	Planned	Post-Closing	Project Manager Regulatory	
16	NEB	Condition Compliance by a Company Officer	Within 30 days of the effective date of the Certificate, NGTL shall file with the Board a confirmation, by an officer of the company that the approved Project is in compliance with all applicable conditions in this Certificate. If compliance with any of these conditions cannot be confirmed, the officer of the company shall file with the Board details as to why compliance cannot be confirmed. The filing required by this condition shall include a statement confirming that the signatory to the filing is an officer of the company.	Certificate GC-128 Condition 16	A90519-3	Planned	Post-Closing	Project Manager Regulatory	

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17	NEB	Commercial	Appendix 1-2 is an unexecuted copy of the First Amending Agreement to the Transfer Agreement. An executed copy will be subsequently filed with the NEB.	Application	A76613-1	Complete	Regulatory Process	Commercial	NEB Filing ID: A78634-1.
18	NEB	Operations - IMP Implementation	The inspection and maintenance of pressure equipment at Mildred Lake East Sales Meter Station will continue under the auspices of ABSA.	Application Section 7.1	A76613-1	Planned	Closing and Operations	Measurement Engineering Project Manager Operations	
19	NEB	Operations - IMP Implementation, Engineering - Class Location Assessment and Geotechnical Assessment	The Albersun Pipeline will be immediately incorporated into TransCanada's IMP upon Closing. NGTL will perform a class location assessment as part of its IMP after Closing to confirm the class location designations and reclassify, as may be necessary. NGTL will perform a geotechnical assessment after taking possession of the Albersun Pipeline and perform any necessary remediation in accordance with TransCanada's IMP.	Application Sections 7.2.2 and 7.3.3	A76613-1	Planned	Closing	Operations, PM to coordinate	
20	NEB	Engineering - Meter Station Upgrades	NGTL will assess the upgrades required to meet Measurement Canada requirements and will submit any filings as may be required with the Board, having regard to the term of Measurement Canada's approval.	Application Section 7.4	A76613-1	Planned	Post-Regulatory Approval	Project Manager	
21	NEB	Engineering - PC/OPP	Where the possibility of pressurization above MOP exists on the Albersun Pipeline, PC and OPP systems will be installed or modified by NGTL to be compliant with CSA Z662-15 Clause 4.18 and 10.9.5 prior to Closing.	Application Section 7.5.2	A76613-1	Complete	Pre-Closing	Project Manager Operations	All unknown taps have been physically isolated from the pipeline.
22	NEB	Engineering - PC/OPP	Prior to Closing, existing customers will be engaged per TransCanada's new customer process to verify the suitability of their PC and OPP, or the receipt connections to the Albersun Pipeline will be physically isolated in order to prevent flow from these sources from overpressuring the pipeline.	Application Section 7.5.3	A76613-1	Complete	Pre-Closing	Project Manager	All unknown taps have been physically isolated from the pipeline.
23	NEB	Engineering - Pipe Integrity	On the laterals, the data elements required for further analysis are currently incomplete; this will be addressed and managed through Internal Corrosion Threat Management Program and Gas Quality Monitoring Program.	Application Table 7-4	A76613-1	Planned	Post-Closing	Project Manager Pipe Integrity	
24	NEB	Operations	NGTL will limit the operating pressure of the pipeline to 4,500 kPa until data quality and record issues are addressed through collaboration with Suncor.	Application Section 7.6	A76613-1	Planned	Closing and Operations Until Addressed	Project Manager Operations	
25	NEB	Public Awareness/Operations	Existing pipeline marker spacing will be augmented and pipeline signage will be replaced with NGTL signage.	Application Table 7-4	A76613-1	Planned	Post-Closing	Project Manager	
26	NEB	Regulatory	30-days notification to the NEB and the AER of the anticipated Closing (Suncor to undertake AER notification)	Application Section 8.2	A76613-1	Planned	Pre-Closing	Regulatory	
27	NEB	Emergency Management - Planning	Before the Albersun Pipeline components are put into operation, TransCanada will develop new emergency management plans or update existing emergency management plans to incorporate the facilities as required.	Application Section 8.6.1	A76613-1	Planned	Pre-Closing	Project Manager Emergency Management	



Commitment Number	Commitment To	Category	Description of Commitment	Source	Document References (NEB Filing ID)	Status	Project Phase	NGTL Group Accountable	Comments
28	NEB	Land	<del>Prior to Close, specific conveyances assigning the required land rights will be prepared. At Closing, these conveyances will be signed by the parties to effect assignment of the required surface rights to NGTL. Post Close, transfer documents will be registered at Alberta Land Titles to convey the registered land right instruments to NGTL, and the assignment of land rights on provincial Crown-owned lands will be accomplished electronically through the Alberta Energy Electronic Transfer System, and signed by the parties to assign the surface rights required by NGTL at Closing. Transfers of Alberta Land Title registrations regarding surface rights will be prepared, signed and registered with Alberta Land Titles. At Closing, assignment of land rights on provincial Crown-owned lands will be accomplished electronically through the Alberta Energy Electronic Transfer System. Suncor land rights could be affected by third party activity or facilities. The consents addressing these situations will be transferred by Notifications will be provided to the third-parties affecting the land rights to address the assignment of any third-party agreements by way and/or execution of an Assignment agreement or Assignment and Novation agreement, as contractually required, by all Parties, as contractually required. At Closing Post Close, the freehold surface owners will be notified of the completion of the assignment of the surface rights affecting their lands.</del>	Application Section 9.4.1 Project Letter: Update to Condition 4: Notification of Closing and Correction to Condition 6: Commitments Tracking Table	A76613-1	Planned	Pre-Closing, Closing, and Post-Closing	Project Manager Land	
29	NEB	Project Management/Records Management	Upon Closing, the pipeline centerline will be integrated into TransCanada's GIS database and assigned chainages following TransCanada's data standard.	Response to NEB 1.3(a)	A80855	Planned	Closing and Post-Closing	Project Manager	