



ERCB Monthly Enforcement Action Summary

September 2007

ENERGY RESOURCES CONSERVATION BOARD
ST108: ERCB Monthly Enforcement Action Summary, September 2007

January 2008

Published by

Energy Resources Conservation Board
640 – 5 Avenue SW
Calgary, Alberta
T2P 3G4

Telephone: 403-297-8311
Fax: 403-297-7040
E-mail: Publications@ercb.ca
Web site: www.ercb.ca

Contents

- High Risk Compliance Category Statistics..... 1
- High Risk Enforcement Action 1 2
- High Risk Enforcement Action 2 (Persistent Noncompliance)..... 28
- High Risk Enforcement Action 3 (Failure to Comply or Demonstrated Disregard)..... 29
- Low Risk Enforcement Action – Global REFER Summary 31
- Legislative/Regulatory Enforcement Action 31
- Endnotes 32

High Risk Compliance Category Statistics				
ERCB	Compliance Category	September 2007		
		Initial Audits/ Inspections	Number of High Risk Noncompliance	Compliance Rate with High Risk Noncompliance
Applications Branch				
Facilities Applications Group Audit Section	Participant Involvement	48	1	98%
	Facilities Technical	6	1	83%
	Pipelines/Pipeline Installations Technical	11	0	100%
	Wells Technical	48	4	92%
Resources Applications Group Enforcement and Surveillance Section	Groundwater Protection	n/a	27	n/a
	Commercial In Situ Oil Sands Schemes	n/a	1	n/a
Subtotal		113	34	70%
Compliance, Environment and Operations Branch				
Environmental Group Waste and Storage Section	Drilling Waste Audits	1	0	100%
Subtotal		1	0	100%
Public Safety/Field Surveillance Branch				
	Drilling Operations	33	4	88%
	Well Servicing	20	0	100%
	Oil Facilities	177	9	95%
	Gas Facilities	176	9	95%
	Pipelines	137	17	88%
	Drilling Waste	8	1	88%
	Well Site Inspections	272	3	99%
	Waste Management	6	0	100%
Subtotal		829	43	95%
Resources Branch				
Geology and Reserves Group Reserves & Allowables Section	Oil Overproduction	575	0	100%
Subtotal		575	0	100%
Total Audit/Inspections High Risk		1518	77	94.9%

Note: Compliance category data are evaluated annually and results presented in *ST99 ERCB Provincial Surveillance and Compliance Summary*.

High Risk Enforcement Action 1 ¹						
#	Licensee	ERCB Group/ Compliance Category	Noncompliance Event	Date of Enforcement	Location/ Area	ERCB Action(s) and Licensee Response
1	981045 Alberta Ltd.	Facilities Applications/ Wells Technical	Failure to acquire a mineral lease continuation – no agreement with Department of Energy.	September 13, 2007	100/16-10-062-05W5 Woodlands County	Licence cancelled. Licensee provided a plan to address the noncompliance and prevent future occurrences. Compliance achieved.
2	Advantage Oil & Gas Ltd.	Field Surveillance/ Pipelines	Pipeline sign missing or defaced on both sides of a crossing. H ₂ S content is higher than that stated on the licence and the line is operating.	September 18, 2007	04-25-014-19W4 14-24-014-19W4 13-24-014-19W4 M.D. of Taber	Operations were not suspended as the noncompliance was corrected immediately. Licensee provided a plan to address the noncompliance and prevent future occurrences. Licensee installed signs. Licensee provided licence amendment to change the H ₂ S content. Compliance achieved.
3	AltaGas Ltd.	Field Surveillance/ Gas Facilities	Insufficient fuel gas to acid gas or sour gas flare.	September 26, 2007	06-27-041-13W4 Flagstaff County	Operations were not suspended as sufficient fuel gas was added to maintain proper heating value. Licensee provided a plan to address the noncompliance and prevent future occurrences. Compliance achieved.

If you require further information, contact Customer Contact Centre, 403-297-8311 or Inquiries@ercb.ca.

High Risk Enforcement Action 1 ¹						
#	Licensee	ERCB Group/ Compliance Category	Noncompliance Event	Date of Enforcement	Location/ Area	ERCB Action(s) and Licensee Response
4	Alberta Clipper Energy Ltd.	Resource Applications/ Groundwater Protection	Failure to immediately notify the ERCB of water production above the threshold.	September 14, 2007	00/16-30-046-18W4/0 County of Camrose	<p>The requirement for suspension of operations will be determined upon review of the water analysis. No potential for cross-contamination into other zones.</p> <p>Licensee provided a plan to address the noncompliance and prevent future occurrences.</p> <p>Licensee determined the source of the water and provided a water analysis, currently under review.</p>
5	Baytex Energy Ltd.	Resource Applications/ Groundwater Protection	Failure to immediately notify the ERCB of water production above the threshold.	September 14, 2007	00/14-03-056-24W4/3 Sturgeon County	<p>Operations were not suspended and a mitigation plan was not required as the water was saline.</p> <p>Licensee provided a plan to address the noncompliance and prevent future occurrences.</p> <p>Licensee determined the source of the water and provided a water analysis.</p> <p>Request for reconsideration of enforcement action denied.</p> <p>Compliance achieved.</p>

If you require further information, contact Customer Contact Centre, 403-297-8311 or Inquiries@ercb.ca.

High Risk Enforcement Action 1 ¹						
#	Licensee	ERCB Group/ Compliance Category	Noncompliance Event	Date of Enforcement	Location/ Area	ERCB Action(s) and Licensee Response
6	Baytex Energy Ltd.	Field Surveillance/ Oil Facilities	Flame type equipment without workable flame arrester less than 25 m from a process vessel. Surface runoff control – Release criteria in Directive 55/ Directive 58 not met prior to release.	September 27, 2007	16-34-048-09W5 Brazeau County	Operations were not suspended as the flame arrester noncompliance was corrected immediately and the surface water release operation happened prior to the inspection. Licensee installed bolts/ nuts on the flame arrester. Licensee provided a plan to address the noncompliance and prevent future occurrences. Compliance achieved.
7	Baytex Energy	Field Surveillance/ Gas Facilities	Flame type equipment without workable flame arrester less than 25 m from a process vessel.	September 27, 2007	10-01-049-09W5 Brazeau County	Operations suspended. Licensee provided a plan to address the noncompliance and prevent future occurrences. Compliance achieved.
8	Bears paw Petroleum Ltd.	Field Surveillance/ Oil Facilities	Flame-type equipment without workable flame arrester less than 25 m from a process vessel.	January 16, 2007	11-16-039-20W4 County of Stettler	Operations were not suspended as the noncompliance was corrected immediately. Licensee provided a plan to address the noncompliance and prevent future occurrences. Licensee installed bolts/ nuts on the flame arrester. Compliance achieved. Enforcement appeal denied as per ERCB Decision 2007-090.

If you require further information, contact Customer Contact Centre, 403-297-8311 or Inquiries@ercb.ca.

High Risk Enforcement Action 1 ¹						
#	Licensee	ERCB Group/ Compliance Category	Noncompliance Event	Date of Enforcement	Location/ Area	ERCB Action(s) and Licensee Response
9	Bearspaw Petroleum Ltd.	Field Surveillance/ Gas Facilities	H ₂ S emissions off lease.	January 30, 2007	06-26-036-20W4 County of Stettler	Operations were not suspended as the noncompliance was corrected immediately. Licensee provided a plan to address the noncompliance and prevent future occurrences. Compliance achieved. Enforcement appeal denied as per ERCB decision 2007-090.
10	Bonavista Petroleum Ltd.	Field Surveillance/ Gas Facilities	Flame-type equipment without workable flame arrester less than 25 m from a process vessel.	September 7, 2007	03-32-087-03W6 M.D. of Clearhills	Operations were not suspended as the noncompliance was corrected immediately. Licensee provided a plan to address the noncompliance and prevent future occurrences. Licensee installed bolts/ nuts on the flame arrester. Compliance achieved.
11	Bonavista Petroleum Ltd.	Facilities Applications/ Wells Technical	No rights to substance(s) for the intended formation(s).	September 7, 2007	100/06-20-050-05W4 County of Vermilion River	Licence cancelled. Licensee provided a plan to address the noncompliance and prevent future occurrences. Compliance achieved.

If you require further information, contact Customer Contact Centre, 403-297-8311 or Inquiries@ercb.ca.

High Risk Enforcement Action 1 ¹						
#	Licensee	ERCB Group/ Compliance Category	Noncompliance Event	Date of Enforcement	Location/ Area	ERCB Action(s) and Licensee Response
12	Bonavista Petroleum Ltd.	Resource Applications/ Groundwater Protection	Failure to immediately notify the ERCB of water production above the threshold.	September 14, 2007	02/06-29-060-13W5/3 Woodlands County	<p>The requirement for suspension of operations will be determined upon review of the water analysis. No potential for cross-contamination into other zones.</p> <p>Licensee provided a plan to address the noncompliance and prevent future occurrences.</p> <p>Licensee determined the source of the water and provided a water analysis, currently under review.</p>
13	BP Canada Energy Company	Resource Applications/ Groundwater Protection	Failure to immediately notify the ERCB of water production above the threshold.	September 14, 2007	There are 19 well locations.	<p>The requirement for suspension of operations will be determined upon review of the water analysis.</p> <p>Licensee provided a plan to address the noncompliance and prevent future occurrences.</p> <p>3 wells: Licensee determined the source of the water and provided a water analysis, currently under review.</p> <p>16 wells: Licensee committed to sample the water by January 31, 2008.</p> <p>Licensee to develop a mitigation plan with the ERCB's assistance upon review of the water analysis.</p>

If you require further information, contact Customer Contact Centre, 403-297-8311 or Inquiries@ercb.ca.

High Risk Enforcement Action 1 ¹						
#	Licensee	ERCB Group/ Compliance Category	Noncompliance Event	Date of Enforcement	Location/ Area	ERCB Action(s) and Licensee Response
14	Burlington Resources Canada Ltd.	Resource Applications/ Groundwater Protection	Failure to immediately notify the ERCB of water production above the threshold.	September 14, 2007	02/10-07-061-13W5/0 Woodlands County	<p>The requirement for suspension of operations will be determined upon review of the water analysis. No potential for cross-contamination into other zones.</p> <p>Licensee provided a plan to address the noncompliance and prevent future occurrences.</p> <p>Licensee determined the source of the water and provided a water analysis, currently under review.</p>
15	Canadian Natural Resources Limited	Field Surveillance/ Pipelines	H ₂ S content is higher than that stated on the licence and the line is operating.	September 27, 2007	05-27-014-16W4 14-22-014-16W4 M.D. of Taber	<p>Operations were not suspended as the noncompliance was corrected immediately.</p> <p>Licensee submitted a licence amendment for the pipeline to show the correct H₂S content.</p> <p>Licensee provided a plan to address the noncompliance and prevent future occurrences.</p> <p>Compliance achieved.</p>
16	Centrica Canada Limited	Field Surveillance/ Gas Facilities	Flame type equipment without workable flame arrester less than 25 m from a process vessel.	September 19, 2007	16-36-041-21W4 County of Camrose	<p>Operations were not suspended as the noncompliance was corrected immediately.</p> <p>Licensee provided a plan to address the noncompliance and prevent future occurrences.</p> <p>Licensee installed bolts/ nuts on the flame arrester.</p> <p>Compliance achieved.</p>

If you require further information, contact Customer Contact Centre, 403-297-8311 or Inquiries@ercb.ca.

High Risk Enforcement Action 1 ¹						
#	Licensee	ERCB Group/ Compliance Category	Noncompliance Event	Date of Enforcement	Location/ Area	ERCB Action(s) and Licensee Response
17	Chamaelo Exploration Ltd.	Field Surveillance/ Oil Facilities	Flame type equipment without workable flame arresters less than 25 m from a process vessel.	September 27, 2007	14-10-036-01W5 Red Deer County	Operations were not suspended as the noncompliance was corrected immediately. Licensee provided a plan to address the noncompliance and prevent future occurrences. Licensee installed bolts/ nuts on the flame arrester. Compliance achieved.
18	Choice Resources Corp.	Facilities Applications/ Participant Involvement	Incomplete public and/ or industry personal consultation and notification prior to filing the application.	September 4, 2007	100/07-08-044-22W4 County of Wetaskiwin	Licence not cancelled or suspended as the noncompliance was corrected immediately. Licensee provided a plan to address the noncompliance and prevent future occurrences. Compliance achieved.
19	Compass Petroleum Inc.	Field Surveillance/ Drilling Waste	Disposal practices result in pooling, clumping or erosion.	September 7, 2007	08-03-012-14W4 M.D. of Taber	Drilling waste operations were not suspended because the operation had already been completed. Licensee cleaned up the site. Licensee provided a plan to address the noncompliance and prevent future occurrences. Compliance achieved.

If you require further information, contact Customer Contact Centre, 403-297-8311 or Inquiries@ercb.ca.

High Risk Enforcement Action 1 ¹						
#	Licensee	ERCB Group/ Compliance Category	Noncompliance Event	Date of Enforcement	Location/ Area	ERCB Action(s) and Licensee Response
20	Compton Petroleum Corporation	Resource Applications/ Groundwater Protection	Failure to immediately notify the ERCB of water production above the threshold.	September 14, 2007	00/01-18-077-14W4/2 00/08-25-077-15W4/2 Lakeland County 02/14-05-019-24W4/0 Vulcan County	Licensee provided a plan to address the noncompliance and prevent future occurrences. Licensee determined the source of the water and provided a water analysis 1-18/2 & 8-25/2: Single zone completions, ERCB accepted proposal to continue production. 02/14-5: Licensee segregated zones. Compliance achieved.
21	Compton Petroleum Corporation	Field Surveillance/ Pipeline Inspection	Construction - safety precautions are unsatisfactory.	September 17, 2007	14-08-021-27W4 M.D. of Foothills	Operations suspended. Licensee provided a plan to address the noncompliance and prevent future occurrences. Compliance achieved.
22	Crew Energy Inc.	Field Surveillance/ Gas Facilities	Flame-type equipment without workable flame arrester less than 25 m from a process vessel.	September 17, 2007	05-14-035-04W5 Red Deer County	Operations were not suspended as the noncompliance was corrected immediately. Licensee provided a plan to address the noncompliance and prevent future occurrences. Licensee installed bolts/ nuts on the flame arrester. Compliance achieved.

If you require further information, contact Customer Contact Centre, 403-297-8311 or Inquiries@ercb.ca.

High Risk Enforcement Action 1 ¹						
#	Licensee	ERCB Group/ Compliance Category	Noncompliance Event	Date of Enforcement	Location/ Area	ERCB Action(s) and Licensee Response
23	Devon ARL Corporation	Resource Applications/ Groundwater Protection	Failure to immediately notify the ERCB of water production above the threshold.	September 14, 2007	00/06-30-077-07W4/2 02/07-08-075-05W4/2 Regional Municipality of Wood Buffalo	<p>The requirement for suspension of operations will be determined upon review of the water analysis.</p> <p>Licensee provided a plan to address the noncompliance and prevent future occurrences. Plan not accepted by the ERCB, licensee to resubmit plan.</p> <p>Licensee committed to sample the water by March 31, 2008.</p> <p>Licensee to develop a mitigation plan with the ERCB's assistance upon review of the water analysis.</p> <p>Request for reconsideration of enforcement action denied.</p>

If you require further information, contact Customer Contact Centre, 403-297-8311 or Inquiries@ercb.ca.

High Risk Enforcement Action 1 ¹						
#	Licensee	ERCB Group/ Compliance Category	Noncompliance Event	Date of Enforcement	Location/ Area	ERCB Action(s) and Licensee Response
24	Devon Canada Corporation	Resource Applications/ Groundwater Protection	Failure to immediately notify the ERCB of water production above the threshold.	September 14, 2007	There are 41 well locations.	<p>The requirement for suspension of operations will be determined upon review of the water analysis.</p> <p>Licensee provided a plan to address the noncompliance and prevent future occurrences. Plan not accepted by the ERCB, licensee to resubmit plan.</p> <p>1 well: Licensee determined the source of the water and provided a water analysis, currently under review.</p> <p>40 wells: Licensee committed to sample the water by March 31, 2008.</p> <p>Licensee to develop a mitigation plan with the ERCB's assistance upon review of the water analysis.</p> <p>Request for reconsideration of enforcement action denied.</p>
25	Devon Canada Corporation	Field Surveillance/ Pipelines	Mechanical excavation takes place within 5 m of existing pipeline prior to hand exposure.	September 27, 2007	08-15-084-08W6 to 16-10-084-08W6 M.D. of Clear Hills	<p>Operations suspended.</p> <p>Licensee provided a plan to address the noncompliance and prevent future occurrences.</p> <p>Compliance achieved.</p>
26	Direct Energy Marketing Limited	Field Surveillance/ Pipelines	Damage by others due to proper procedures not being followed.	September 5, 2007	05-30-014-02W4 Cypress County	<p>Operations suspended.</p> <p>Licensee provided a plan to address the noncompliance and prevent future occurrences.</p> <p>Compliance achieved.</p>

If you require further information, contact Customer Contact Centre, 403-297-8311 or Inquiries@ercb.ca.

High Risk Enforcement Action 1 ¹						
#	Licensee	ERCB Group/ Compliance Category	Noncompliance Event	Date of Enforcement	Location/ Area	ERCB Action(s) and Licensee Response
27	Direct Energy Marketing Limited	Resource Applications/ Groundwater Protection	Failure to immediately notify the ERCB of water production above the threshold.	September 14, 2007	00/07-06-029-05W4/0 Special area 3 (near Cereal)	Operations suspended. Licensee provided a plan to address the noncompliance and prevent future occurrences. Licensee determined the source of the water and provided a water analysis, currently under review. Licensee to develop a mitigation plan with the ERCB's assistance upon review of the water analysis.
28	Dominion Exploration Canada Ltd.	Resource Applications/ Groundwater Protection	Failure to immediately notify the ERCB of water production above the threshold.	September 14, 2007	00/01-09-054-16W4/0 Lamont County	The requirement for suspension of operations will be determined upon review of the water analysis. Licensee provided a plan to address the noncompliance and prevent future occurrences. Licensee determined the source of the water and provided a water analysis, currently under review.
29	Emerald Bay Energy Inc.	Field Surveillance/ Well Site Inspection	Oilfield waste materials not properly stored/ contained.	September 20, 2007	08-33-040-01W5 Lacombe County	Operations suspended. Licensee provided a plan to address the noncompliance and prevent future occurrences. Licensee cleaned up the site. Compliance achieved.

If you require further information, contact Customer Contact Centre, 403-297-8311 or Inquiries@ercb.ca.

High Risk Enforcement Action 1 ¹						
#	Licensee	ERCB Group/ Compliance Category	Noncompliance Event	Date of Enforcement	Location/ Area	ERCB Action(s) and Licensee Response
30	EnCana Corporation	Field Surveillance/ Well Site Inspection	Testing sour gas well (less than 5% H ₂ S) or critical sour gas well without required permit.	September 10, 2007	7-12-073-08W6 County of Grande Prairie	Operations were not suspended as the well test was already completed. Licensee provided a plan to address the noncompliance and prevent future occurrences. Licensee met with the ERCB. Compliance achieved.
31	EnCana Corporation	Field Surveillance/ Pipelines	Marking of existing pipelines inside a controlled area is unsatisfactory. Proper procedures were not followed. Pipelines not marked before job is started.	September 27, 2007	10-06-048-09W4 M.D. of Wainwright	Operations suspended. Licensee provided a plan to address the noncompliance and prevent future occurrences. Compliance achieved.
32	EnCana Oil & Gas Co. Ltd.	Resources Applications/ Groundwater Protection	Failure to immediately notify the ERCB of water production above the threshold.	September 18, 2007	00/06-04-084-17W4/0 M.D. of Opportunity	Operations were not suspended and a mitigation plan was not required as the water was saline. Licensee provided a plan to address the noncompliance and prevent future occurrences. Licensee determined the source of the water and provided a water analysis. Request for reconsideration of enforcement action denied. Compliance achieved.

If you require further information, contact Customer Contact Centre, 403-297-8311 or Inquiries@ercb.ca.

High Risk Enforcement Action 1 ¹						
#	Licensee	ERCB Group/ Compliance Category	Noncompliance Event	Date of Enforcement	Location/ Area	ERCB Action(s) and Licensee Response
33	Enterra energy Corp.	Resource Applications/ Groundwater Protection	Failure to immediately notify the ERCB of water production above the threshold.	September 14, 2007	00/03-13-079-07W6/0 Saddle Hills County	<p>The requirement for suspension of operations will be determined upon review of the water analysis.</p> <p>Licensee provided a plan to address the noncompliance and prevent future occurrences.</p> <p>Licensee determined the source of the water and provided a water analysis, currently under review.</p> <p>Licensee to develop a mitigation plan with the ERCB's assistance upon review of the water analysis.</p>
34	Exalta Energy Inc.	Resource Applications/ Groundwater Protection	Failure to immediately notify the ERCB of water production above the threshold.	September 14, 2007	00/13-02-056-06W5/0 Lac Ste. Anne County	<p>The requirement for suspension of operations will be determined upon review of the water analysis.</p> <p>Licensee provided a plan to address the noncompliance and prevent future occurrences.</p> <p>Licensee determined the source of the water and provided a water analysis, currently under review.</p> <p>Licensee to develop a mitigation plan with the ERCB's assistance upon review of the water analysis.</p>

If you require further information, contact Customer Contact Centre, 403-297-8311 or Inquiries@ercb.ca.

High Risk Enforcement Action 1 ¹						
#	Licensee	ERCB Group/ Compliance Category	Noncompliance Event	Date of Enforcement	Location/ Area	ERCB Action(s) and Licensee Response
35	Fairbourne Energy Ltd.	Resource Applications/ Groundwater Protection	Failure to immediately notify the ERCB of water production above the threshold.	September 14, 2007	02/10-14-041-24W4/0 02/14-03-040-24W4/0 Lacombe County	<p>The requirement for suspension of operations will be determined upon review of the water analysis.</p> <p>Licensee provided a plan to address the noncompliance and prevent future occurrences.</p> <p>Licensee determined the source of the water and provided a water analysis, currently under review.</p> <p>Licensee segregated zones.</p> <p>Licensee to develop a mitigation plan with the ERCB's assistance upon review of the water analysis.</p>
36	Harvest Operations Corp.	Field Surveillance/ Pipeline Inspection	<p>Marking of existing pipelines inside a controlled area is unsatisfactory.</p> <p>Hand excavation: Mechanical excavation takes place within 5 m of existing pipeline prior to hand exposure.</p> <p>Notification to the owner of the existing pipeline prior to ground disturbance was unsatisfactory.</p>	September 13, 2007	03-12-050-08W5 Brazeau County	<p>Operations were not suspended as the ground disturbance was completed prior to the inspection.</p> <p>Licensee provided a plan to address the noncompliance and prevent future occurrences.</p> <p>Licensee met with the ERCB.</p> <p>Compliance achieved.</p>

If you require further information, contact Customer Contact Centre, 403-297-8311 or Inquiries@ercb.ca.

High Risk Enforcement Action 1 ¹						
#	Licensee	ERCB Group/ Compliance Category	Noncompliance Event	Date of Enforcement	Location/ Area	ERCB Action(s) and Licensee Response
37	Harvest Operations Corp.	Resource Applications/ Groundwater Protection	Failure to immediately notify the ERCB of water production above the threshold.	September 14, 2007	There are 11 well locations.	<p>The requirement for suspension of operations will be determined upon review of the water analysis.</p> <p>Licensee is developing a plan to address the noncompliance and prevent future occurrences.</p> <p>Licensee determined the source of the water and provided a water analysis, currently under review.</p> <p>Licensee to develop a mitigation plan with the ERCB's assistance upon review of the water analysis.</p>
38	Hunt Oil Company of Canada Inc.	Field Surveillance/ Oil Facilities	Flame-type equipment without workable flame arrestor less than 25 m from a process vessel.	September 12, 2007	02-30-071-26W5 M.D. of Greenview	<p>Operations were not suspended as the licensee corrected the noncompliance immediately.</p> <p>Licensee provided a plan to address the noncompliance and prevent future occurrences.</p> <p>Licensee installed bolts/ nuts on the flame arrestor.</p> <p>Compliance achieved.</p>

If you require further information, contact Customer Contact Centre, 403-297-8311 or Inquiries@ercb.ca.

High Risk Enforcement Action 1 ¹						
#	Licensee	ERCB Group/ Compliance Category	Noncompliance Event	Date of Enforcement	Location/ Area	ERCB Action(s) and Licensee Response
39	Husky Oil Operations Limited	Resource Applications/ Groundwater Protection	Failure to immediately notify the ERCB of water production above the threshold.	September 14, 2007	00/06-01-076-23W4/0 00/04-21-074-19W4/2 00/11-09-074-19W4/2 M.D. of Opportunity	Operations were not suspended and a mitigation plan was not required as the water was saline. Licensee provided a plan to address the noncompliance and prevent future occurrences. 6-1 well: Licensee determined the source of the water and provided a water analysis. Request for reconsideration of enforcement action denied. Compliance achieved.
40	Ish Energy Ltd.	Resource Applications/ Groundwater Protection	Failure to immediately notify the ERCB of water production above the threshold.	September 14, 2007	00/07-33-074-08W4/2 00/14-12-074-08W4/2 Regional Municipality of Wood Buffalo	The requirement for suspension of operations will be determined upon review of the water analysis. Licensee provided a plan to address the noncompliance and prevent future occurrences. Licensee determined the source of the water and provided a water analysis, currently under review. Licensee to develop a mitigation plan with the ERCB's assistance upon review of the water analysis.

If you require further information, contact Customer Contact Centre, 403-297-8311 or Inquiries@ercb.ca.

High Risk Enforcement Action 1 ¹						
#	Licensee	ERCB Group/ Compliance Category	Noncompliance Event	Date of Enforcement	Location/ Area	ERCB Action(s) and Licensee Response
41	Iteration Energy Ltd.	Resource Applications/ Groundwater Protection	Failure to immediately notify the ERCB of water production above the threshold.	September 14, 2007	00/02-15-076-18W4/2 00/06-29-076-17W4/0 00/08-22-076-18W4/0 00/09-09-077-17W4/0 Lakeland County	<p>The requirement for suspension of operations will be determined upon review of the water analysis.</p> <p>Licensee provided a plan to address the noncompliance and prevent future occurrences.</p> <p>Licensee determined the source of the water and provided a water analysis, currently under review.</p> <p>Licensee to develop a mitigation plan with the ERCB's assistance upon review of the water analysis.</p>
42	Masters Energy Inc.	Field Surveillance/ Well Site Inspection	Drilling waste is not contained by pits or berms and there is potential for off lease migration.	September 11, 2007	12-09-054-08W5 Yellowhead County	<p>Operations not suspended as the well is abandoned and does not pose any additional environmental impact.</p> <p>Licensee provided a plan to address the noncompliance and prevent future occurrences.</p> <p>Licensee removed all contaminated soil.</p> <p>Compliance achieved.</p>
43	Milagro Energy Inc.	Field Surveillance/ Gas Facilities	Flame type equipment without workable flame arrester less than 25 m from a process vessel.	September 27, 2007	08-24-063-10W5 Woodlands County	<p>Operations were not suspended as the noncompliance was corrected immediately.</p> <p>Licensee provided a plan to address the noncompliance and prevent future occurrences.</p> <p>Licensee installed bolts/ nuts on the flame arrester.</p> <p>Compliance achieved.</p>

If you require further information, contact Customer Contact Centre, 403-297-8311 or Inquiries@ercb.ca.

High Risk Enforcement Action 1 ¹						
#	Licensee	ERCB Group/ Compliance Category	Noncompliance Event	Date of Enforcement	Location/ Area	ERCB Action(s) and Licensee Response
44	MPP Ltd.	Field Surveillance/ Pipelines	Pipeline sign missing or defaced on both sides of a crossing. Substance is different from that stated on licence and the line is operating.	September 13, 2007	3-35-019-28W4 3-14-017-28W4 6-11-017-28W4 Starland County	Operations were not suspended as there was no existing or potential impact/ hazard to the environment or the public. Licensee provided a plan to address the noncompliance and prevent future occurrences. Licensee replaced the missing signs. Licensee submitted a licence amendment to correct the substance. Compliance achieved.
45	Nuloch Resources Inc.	Facilities Applications/ Facilities Technical	Failure to meet the spacing requirements in the facility design.	September 25, 2007	15-20-012-17W4 M.D. of Taber	License not cancelled or suspended as the noncompliance was corrected immediately. Licensee provided a plan to address the noncompliance and prevent future occurrences. Compliance achieved.
46	Nuvista Energy Ltd.	Resource Applications/ Groundwater Protection	Failure to immediately notify the ERCB of water production above the threshold.	September 14, 2007	00/10-03-029-04W4/0 Special area 3 (near Oyen)	The requirement for suspension of operations will be determined upon review of the water analysis. Licensee provided a plan to address the noncompliance and prevent future occurrences. Licensee determined the source of the water and provided a water analysis, currently under review. Licensee to develop a mitigation plan with the ERCB's assistance upon review of the water analysis.

If you require further information, contact Customer Contact Centre, 403-297-8311 or Inquiries@ercb.ca.

High Risk Enforcement Action 1 ¹						
#	Licensee	ERCB Group/ Compliance Category	Noncompliance Event	Date of Enforcement	Location/ Area	ERCB Action(s) and Licensee Response
47	Omers Energy Inc.	Resource Applications/ Groundwater Protection	Failure to immediately notify the ERCB of water production above the threshold.	September 14, 2007	00/05-18-053-16W4/0 Lamont County	The requirement for suspension of operations will be determined upon review of the water analysis. No potential for cross-contamination into other zones. Licensee provided a plan to address the noncompliance and prevent future occurrences. Licensee determined the source of the water and provided a water analysis, currently under review.
48	One Exploration Inc.	Field Surveillance/ Drilling Operations	Emergency flare line not installed.	September 11, 2007	07-05-021-07W4 Cypress County	Operations suspended. Licensee provided a plan to address the noncompliance and prevent future occurrences. Emergency flare line installed and tested. Compliance achieved.
49	Paramount Resources Ltd.	Field Surveillance/ Pipelines	External Corrosion Control / Cathodic Surveys – Cathodic Protection system not operational or not installed.	September 11, 2007	14-19-079-07W6 Saddle Hills County	Operations suspended. Licensee provided a plan to address the noncompliance and prevent future occurrences. Cathodic Protection system installed. Compliance achieved.
50	Pegasus Oil and Gas Inc.	Field Surveillance/ Gas Facilities	Spill on/ off lease not adequately controlled/ cleaned up.	September 7, 2007	10-22-087-04W6 Regional Municipality of Wood Buffalo	Operations suspended. Licensee provided a plan to address the noncompliance and prevent future occurrences. Licensee cleaned up the spill. Compliance achieved.

If you require further information, contact Customer Contact Centre, 403-297-8311 or Inquiries@ercb.ca.

High Risk Enforcement Action 1 ¹						
#	Licensee	ERCB Group/ Compliance Category	Noncompliance Event	Date of Enforcement	Location/ Area	ERCB Action(s) and Licensee Response
51	Pengrowth Corporation	Field Surveillance/ Gas Facilities	Pilot/ ignition device not available/ operable (intermittent sour and acid gas flares).	September 13, 2007	06-28-035-01W5 Red Deer County	<p>Operations were not suspended as the noncompliance was corrected immediately.</p> <p>Licensee provided a plan to address the noncompliance and prevent future occurrences.</p> <p>Fuel gas line opened for continuous pilot.</p> <p>Compliance achieved.</p>
52	Pengrowth Corporation	Resource Applications/ Groundwater Protection	Failure to immediately notify the ERCB of water production above the threshold.	September 14, 2007	02/08-10-020-09W4/3 Cypress County	<p>The requirement for suspension of operations will be determined upon review of the water analysis. No potential for cross-contamination into other zones.</p> <p>Licensee provided a plan to address the noncompliance and prevent future occurrences.</p> <p>Licensee determined the source of the water and provided a water analysis, currently under review.</p>
53	Penn West Petroleum Ltd.	Resource Applications/ Groundwater Protection	Failure to immediately notify the ERCB of water production above the threshold.	September 14, 2007	00/06-24-056-05W5/3 Lac Ste. Anne County 00/09-19-031-03W4/0 Special Area 3 (near New Brighton)	<p>The requirement for suspension of operations will be determined upon review of the water analysis.</p> <p>Licensee provided a plan to address the noncompliance and prevent future occurrences.</p> <p>Licensee determined the source of the water and provided a water analysis, currently under review.</p> <p>Licensee to develop a mitigation plan with the ERCB's assistance upon review of the water analysis.</p>

If you require further information, contact Customer Contact Centre, 403-297-8311 or Inquiries@ercb.ca.

High Risk Enforcement Action 1 ¹						
#	Licensee	ERCB Group/ Compliance Category	Noncompliance Event	Date of Enforcement	Location/ Area	ERCB Action(s) and Licensee Response
54	Petro-Canada	Facilities Applications/ Wells Technical	Failure to acquire the rights to the intended formation(s).	September 7, 2007	100/16-02-015-04W4 Cypress County	Licence cancelled. Licensee provided a plan to address the noncompliance and prevent future occurrences. Compliance achieved.
55	Primewest Energy Inc.	Field Surveillance/ Gas Facilities	H ₂ S emissions off lease.	September 11, 2007	7-12-049-06W5 Brazeau County	Operations were not suspended as the noncompliance was corrected immediately. Licensee provided a plan to address the noncompliance and prevent future occurrences. Scrubbing procedures were not followed. Revised procedures have been implemented and included in the companies Safe Work Practice Binder. Compliance achieved.
56	Provident Energy Resources Inc.	Facilities Applications/ Wells Technical	Failure to acquire a mineral lease continuation – no agreement with Department of Energy.	September 10, 2007	102/11-20-086-25W5 102/11-20-086-25W5 102/10-20-086-25W5 103/10-20-086-25W5 M.D. of Northern Lights	Licenses cancelled. Licensee provided a plan to address the noncompliance and prevent future occurrences. Compliance achieved.

If you require further information, contact Customer Contact Centre, 403-297-8311 or Inquiries@ercb.ca.

High Risk Enforcement Action 1 ¹						
#	Licensee	ERCB Group/ Compliance Category	Noncompliance Event	Date of Enforcement	Location/ Area	ERCB Action(s) and Licensee Response
57	Questerre Energy Corporation	Resource Applications/ Groundwater Protection	Failure to immediately notify the ERCB of water production above the threshold.	September 14, 2007	00/02-13-062-02W5/0 Westlock County	The requirement for suspension of operations will be determined upon review of the water analysis. No potential for cross-contamination into other zones. Licensee provided a plan to address the noncompliance and prevent future occurrences. Licensee determined the source of the water and provided a water analysis, currently under review.
58	Rising Sky Energy Ltd.	Field Surveillance/ Drilling Operations	Fluid turns in degasser inlet line not made using right-angle connections constructed of tees and crosses blocked on fluid turns.	September 18, 2007	01-07-074-09-W6 County of Grande Prairie	Operations were not suspended as the noncompliance was corrected immediately. Licensee provided a plan to address the noncompliance and prevent future occurrences. Licensee corrected the connections. Compliance achieved.
59	Shapco Resources Ltd.	Field Surveillance/ Gas Facilities	Underground tank(s) not tested at the required 3- year frequency/ operator cannot demonstrate tank integrity.	September 20, 2007	01-30-034-23W4 Kneehill County	Operations were not suspended as the tanks were not in operation at time of inspection. Licensee provided a plan to address the noncompliance and prevent future occurrences. Licensee tested the underground tanks and the tanks passed the integrity test. Compliance achieved.

If you require further information, contact Customer Contact Centre, 403-297-8311 or Inquiries@ercb.ca.

High Risk Enforcement Action 1 ¹						
#	Licensee	ERCB Group/ Compliance Category	Noncompliance Event	Date of Enforcement	Location/ Area	ERCB Action(s) and Licensee Response
60	Signalta Resources Limited	Resource Applications/ Groundwater Protection	Failure to immediately notify the ERCB of water production above the threshold.	September 14, 2007	00/14-25-062-14W5/0 Woodlands County	<p>The requirement for suspension of operations will be determined upon review of the water analysis.</p> <p>Licensee provided a plan to address the noncompliance and prevent future occurrences.</p> <p>Licensee determined the source of the water and provided a water analysis. Water analysis rejected by the ERCB; licensee must resample and submit a new water analysis.</p> <p>Licensee to develop a mitigation plan with the ERCB's assistance upon review of the water analysis.</p>
61	Storm Exploration Inc.	Field Surveillance/ Oil Facilities	H2S emissions off lease.	September 13, 2007	05-24-073-04W6 County of Grande Prairie	<p>Operations suspended.</p> <p>Licensee provided a plan to address the noncompliance and prevent future occurrences.</p> <p>Licensee replaced the hatch on the tank.</p> <p>Compliance achieved.</p>
62	Suncor Energy Inc.	Field Surveillance/ Drilling Inspections	Back up Nitrogen System improperly connected to accumulator system.	September 17, 2007	09-30-030-10W5 M.D. of Bighorn	<p>Operations were not suspended as the noncompliance was corrected immediately.</p> <p>Licensee provided a plan to address the noncompliance and prevent future occurrences.</p> <p>Licensee repaired the connection.</p> <p>Compliance achieved.</p>

If you require further information, contact Customer Contact Centre, 403-297-8311 or Inquiries@ercb.ca.

High Risk Enforcement Action 1 ¹						
#	Licensee	ERCB Group/ Compliance Category	Noncompliance Event	Date of Enforcement	Location/ Area	ERCB Action(s) and Licensee Response
63	Talisman Energy Inc.	Field Surveillance/ Drilling Inspections	Licensee well-site representative at location did not possess a valid Second-Line Supervisor's Well Control Certificate.	September 10, 2007	05-18-061-12W6 M.D. of Greenview	Operations were not suspended as the noncompliance was corrected immediately. Licensee provided a plan to address the noncompliance and prevent future occurrences. Licensee provided a replacement licensee well-site representative at the drilling location. Compliance achieved.
64	Talisman Energy Inc.	Resource Applications/ Groundwater Protection	Failure to immediately notify the ERCB of water production above the threshold.	September 14, 2007	00/06-33-079-07W6/0 Saddle Hills County 00/10-15-073-15W4/0 Lakeland County	The requirement for suspension of operations will be determined upon review of the water analysis. Licensee provided a plan to address the noncompliance and prevent future occurrences. Licensee determined the source of the water and provided a water analysis, currently under review. Licensee to develop a mitigation plan with the ERCB's assistance upon review of the water analysis.
65	Transglobe Energy Corporation	Field Surveillance/ Pipelines	Hand excavation: Mechanical excavation takes place within 5 m of existing pipeline prior to hand exposure.	September 21, 2007	01-29-041-27W4 Lacombe County	Operations suspended. Licensee provided a plan to address the noncompliance and prevent future occurrences. Compliance achieved.

If you require further information, contact Customer Contact Centre, 403-297-8311 or Inquiries@ercb.ca.

High Risk Enforcement Action 1 ¹						
#	Licensee	ERCB Group/ Compliance Category	Noncompliance Event	Date of Enforcement	Location/ Area	ERCB Action(s) and Licensee Response
66	Trilogy Energy Ltd.	Field Surveillance/ Pipelines	<p>Marking of existing pipelines inside a controlled area is unsatisfactory.</p> <p>Hand excavation: mechanical excavation takes place within 5m of existing pipeline prior to hand exposure.</p> <p>No operations and maintenance procedures manual, or not followed.</p> <p>Pipeline sign missing or defaced on both sides of crossing.</p> <p>Proper procedures were not followed – damage by others.</p>	September 3, 2007	08-09-064-19W5 M.D. of Greenview	<p>Operations suspended.</p> <p>Licensee provided a plan to address the noncompliance and prevent future occurrences.</p> <p>Licensee revised its ground disturbance code of practice.</p> <p>Licensee updated the operations and maintenance manual.</p> <p>New pipeline sign installed.</p> <p>Compliance achieved.</p>
67	Tristar Oil & Gas Ltd.	Field Surveillance/ Oil Facilities	H ₂ S emissions off-lease.	September 11, 2007	09-15-037-08W4 Special Area 4 (near Neutral Hills)	<p>Operations were not suspended as the noncompliance was corrected immediately.</p> <p>Licensee provided a plan to address the noncompliance and prevent future occurrences.</p> <p>The tank that was emitting H₂S was isolated and taken out of service.</p> <p>Compliance achieved.</p>
68	Vermilion Resources Ltd.	Field Surveillance/ Pipeline Inspections	Poor construction practices resulting in failure within one year's service/operation.	September 13, 2007	09-30-036-25W4 Red Deer County	<p>Operations suspended.</p> <p>Licensee provided a plan to address the noncompliance and prevent future occurrences.</p> <p>Licensee repaired the pipeline.</p> <p>Compliance achieved.</p>

If you require further information, contact Customer Contact Centre, 403-297-8311 or Inquiries@ercb.ca.

High Risk Enforcement Action 1 ¹						
#	Licensee	ERCB Group/ Compliance Category	Noncompliance Event	Date of Enforcement	Location/ Area	ERCB Action(s) and Licensee Response
69	Vero Energy Inc.	Resource Applications/ Groundwater Protection	Failure to immediately notify the ERCB of water production above the threshold.	September 14, 2007	02/06-04-063-13W5/0 Woodlands County	<p>The requirement for suspension of operations will be determined upon review of the water analysis.</p> <p>Licensee provided a plan to address the noncompliance and prevent future occurrences.</p> <p>Licensee determined the source of the water and provided a water analysis, currently under review.</p> <p>Licensee to develop a mitigation plan with the ERCB's assistance upon review of the water analysis.</p>

If you require further information, contact Customer Contact Centre, 403-297-8311 or Inquiries@ercb.ca.

High Risk Enforcement Action 2 (Persistent Noncompliance) ²						
#	Licensee	ERCB Group/ Compliance Category	Noncompliance Event	Date of Enforcement	Location/ Area	ERCB Action(s) and Licensee Response
	None					

If you require further information, contact Customer Contact Centre, 403-297-8311 or Inquiries@ercb.ca.

High Risk Enforcement Action 3 (Failure to Comply or Demonstrated Disregard) ³						
#	Licensee	ERCB Group/ Compliance Category	Noncompliance Event	Date of Enforcement	Location/ Area	ERCB Action(s) and Licensee Response
1	Compass Petroleum Inc.	Field Surveillance/ Oil Facilities	H ₂ S emissions off lease.	September 26, 2007	02-31-011-12W4 Cypress County	Operations suspended. Licensee provided a plan to address the noncompliance and prevent future occurrences. Licensee repaired the tank that was the source of the leak. Licensee met with the ERCB. Compliance achieved.
2	Compass Petroleum Inc.	Field Surveillance/ Oil Facilities	Spill on lease not adequately controlled/cleaned up.	September 27, 2007	02-31-011-12W4 Cypress County	Operations suspended. Licensee provided a plan to address the noncompliance and prevent future occurrences. Licensee cleaned up the spill. Licensee met with the ERCB. Compliance achieved.

If you require further information, contact Customer Contact Centre, 403-297-8311 or Inquiries@ercb.ca.

High Risk Enforcement Action 3 (Failure to Comply or Demonstrated Disregard) ³						
#	Licensee	ERCB Group/ Compliance Category	Noncompliance Event	Date of Enforcement	Location/ Area	ERCB Action(s) and Licensee Response
3	Suncor Energy Inc.	Resources Applications/ Commercial In Situ Oil Sands Schemes Field Surveillance/ Oil Facilities	Failure to meet conditions of approval. H ₂ S emissions off lease. Failure to immediately notify the ERCB of H ₂ S emissions off lease.	September 24, 2007	Athabasca Oil Sands area Approval no. 8870 License no. F35535	Operations were not suspended as this would result in significant reservoir energy loss and potential impact to overall bitumen recovery. No increase in production/ processing is permitted and no new Firebag wells may commence production. Focused REFER status. Licensee is submitting written monthly status reports to the ERCB. Licensee is continuing short-term commitments to mitigate H ₂ S venting. Licensee has developed a plan for implementation of interim and permanent measures to mitigate flaring and venting.

If you require further information, contact Customer Contact Centre, 403-297-8311 or Inquiries@ercb.ca.

Low Risk Enforcement Action – Global REFER Summary ⁴						
#	Licensee	ERCB Group/ Compliance Category	Noncompliance Event	Date of Enforcement	Location/Area	ERCB Action(s) and Licensee Follow-up
	None					

Legislative/Regulatory Enforcement Action ⁵						
#	Licensee	ERCB Group/ Compliance Category	Noncompliance Event	Date of Enforcement	Location/Area	ERCB Action(s) and Licensee Follow up
	None					

If you require further information, contact Customer Contact Centre, 403-297-8311 or Inquiries@ercb.ca.

Endnotes

¹ **Directive 019 – High Risk Enforcement Action 1 Summary**

In accordance with *Directive 019: ERCB Compliance Assurance–Enforcement*, High Risk Enforcement Action 1 is initiated against a licensee when the ERCB identifies a High Risk noncompliance event. To address High Risk Enforcement Action 1, the licensee must: immediately correct/address the High Risk noncompliance; if necessary, suspend operations (partial or full), when safe to do so, to remove the existing or potential impact/hazard (suspension will not occur if it results in an increased impact/hazard to the environment or public; compliance must be achieved prior to start-up); develop and implement a written action plan within 60 days (or in the time specified by the ERCB group); notify the ERCB group that the High Risk noncompliance has been corrected/addressed in the specified time. In addition, the ERCB will also apply one or more of the following enforcement actions as its authority provides: noncompliance fees; self-audit or inspections; increased audits or inspections; partial or full suspension until the noncompliance is corrected/addressed; suspension and/or cancellation of permit, licence, or approval.

² **Directive 019 – High Risk Enforcement Action 2 (Persistent Noncompliance) Summary**

In accordance with *Directive 019: ERCB Compliance Assurance–Enforcement*, High Risk Enforcement Action 2 is initiated against a licensee who has an unacceptable rate, ratio, percentage or number of noncompliances, either in the same or in different compliance categories. To address High Risk Enforcement Action 2, the licensee must: immediately correct/address the High Risk noncompliance; develop and implement a written action plan within 30 days (or in the time specified by the ERCB group) addressing the root causes of previous noncompliance events and detailing what the licensee will do to prevent future noncompliance events in this compliance category/categories; if operations were suspended, have the action plan approved by the ERCB group before start-up; and review the action plan with the ERCB group in a meeting. In addition, the ERCB will also apply one or more of the following enforcement actions as its authority provides: noncompliance fees; self-audit or inspections; increased audits or inspections; partial or full suspension; suspension and/or cancellation of permit, licence, or approval.

³ **Directive 019 – High Risk Enforcement Action 3 Summary**

In accordance with *Directive 019: ERCB Compliance Assurance–Enforcement*, High Risk Enforcement Action 3 is initiated against a licensee who has failed to comply with the requirements of High Risk Enforcement Action 1, 2, or 3, or has demonstrated disregard of ERCB requirements that have been identified as High Risk. To address High Risk Enforcement Action 3, the licensee must: immediately correct/address the High Risk noncompliance; if necessary, suspend operations (partial or full), when safe to do so, to remove the existing or potential impact/hazard (suspension will not occur if it results in an increased impact/hazard to the environment or public); develop and implement a written action plan acceptable to the ERCB group that addresses the root causes of noncompliance events and details what the licensee will do to prevent future noncompliance events in this compliance category; and meet with the ERCB group to review and have the action plan approved before start-up of operations if operations were suspended. The ERCB will also apply one or more of the following enforcement actions as its authority provides: noncompliance fees; self-audit or inspections; third-party audits or inspections; partial or full suspension; suspension and/or cancellation of permit, licence, or approval; issuance of an Order (Miscellaneous, Closure, or Abandonment); “Refer” status: focused or global.

High Risk Enforcement Action 3 with global Refer results in formal orders to comply (Closure, Miscellaneous and Abandonment) and the imposition of the global Refer status against the licensee. The global Refer status indicates a licensee’s inability or unwillingness to comply. The status will be considered by the ERCB when deciding to approve or deny future and pending applications by the licensee to the ERCB. In addition, conditions for continued operation may be applied to the entire company.

⁴ **Directive 019 – Low Risk Enforcement Action – Global Refer Summary**

In accordance with *Directive 019: ERCB Compliance Assurance–Enforcement*, Low Risk Enforcement Action – global Refer is initiated against a licensee who has failed to correct/address a Low Risk noncompliance event in the time specified by the ERCB group. Low Risk Enforcement Action – global Refer enforcement results in the imposition of the global Refer status against the licensee and may result in formal orders to comply (Closure, Miscellaneous and Abandonment). The global Refer status indicates a licensee’s inability or unwillingness to comply. The status will be considered by the ERCB when deciding to approve or deny future and pending applications by the licensee to the ERCB. In addition, conditions of continued operation may be applied to the entire company. To address Low Risk Enforcement Action, the licensee must: immediately correct/address the Low Risk noncompliance within the time specified by the ERCB group; notify the ERCB group that the Low Risk noncompliance has been corrected/addressed in the specified time; and provide a written explanation acceptable to the ERCB group addressing the failure to respond and detailing steps to prevent future occurrences.

⁵ **Legislative/Regulatory Enforcement Action Summary**

In accordance with certain legislative authorities, Legislative/Regulatory enforcement results in the imposition of the global Refer status against the licensee and may result in formal orders to comply (Closure, Miscellaneous and Abandonment). The global Refer status indicates a licensee’s inability or unwillingness to comply. The status will be considered by the ERCB when deciding to approve or deny future and pending applications by the licensee to the ERCB. In addition, conditions for continued operation may be applied to the entire company. Enforcement actions that are not administered through *Directive 019*, but rather through existing legislation, and for which enforcement proceeds directly to a formal order and global Refer are: mineral lease expiry, surface lease expiry, environmental and public safety concerns, and failure to demonstrate the right to the purpose of the wellbore, the right to access the surface, and a working interest ownership in the property.