

Provincial Authority Advice Record Form #1: Authority and Summary of Issues

Response requested by: August 14, 2024

Black Bear Power Plant Project – Kiwetinohk Energy Corp.

CIAR No.: 88747

*The Impact Assessment Agency of Canada (IAAC) encourages comments to be submitted via the **Submit a Comment** feature available on the Project's Canadian Impact Assessment Registry page (Reference #88747 at [Impact Assessment Agency of Canada \(iaac-aeic.gc.ca\)](https://www.iaac-aeic.gc.ca)). Letters and forms can be uploaded using this feature. If you have any difficulties submitting this way, please contact IAAC using the information provided below for assistance.*

Ministry/Agency:	Alberta Utilities Commission		
Lead Contact Name:	Derek Rennie	Telephone:	403-592-4522
Address:	600 3 Ave SW Tower 1400, Calgary, AB T2P 0G5	Fax:	
Email:	derek.rennie@auc.ab.ca		

Please complete this form.

1. Would your ministry/agency participate in the federal impact assessment process for this Project? If so, provide the information of the main point of contact.

The AUC will not participate in the federal impact assessment process.

2. Will your jurisdiction be undertaking a review and analysis of the Project? Would your jurisdiction participate in a cooperative review of the project information?

The AUC has reviewed the project and the Commission has issued their decision and findings in Decision 28964-D01-2024 (<https://efiling-webapi.auc.ab.ca/Document/Get/809080> [attached]).

The information considered by the Commission is set out in Sections 4.5.2 and 7.2.1 of the AUC's Rule007 (https://media.auc.ab.ca/prd-wp-uploads/regulatory_documents/Consultations/Rule007.pdf) and in Rule007 Interim Information Requirements (https://media.auc.ab.ca/prd-wp-uploads/regulatory_documents/Reference/Rule007InterimInformationRequirements.pdf).

The AUC declines to participate in a cooperative review.

3. Does your ministry/agency have any advice on matters that should be included in the Summary of Issues or, if needed, addressed by the proponent in the Detailed Project Description?

For each issue discussed, provide a concise, plain-language summary that is appropriate for inclusion in the Summary of Issues.

Please see Decision 28964-D01-2024 (<https://efiling-webapi.auc.ab.ca/Document/Get/809080> [attached]).

4. Does your ministry/agency have any advice on matters to consider for inclusion in the Tailored Impact Statement Guidelines, should an impact assessment be required?

The AUC does not have any advice on these matters.

5. Do you have any comments about the Project in relation to effects within federal jurisdiction?

The Commission provides commentary concerning federal regulations in Decision 28964-D01-2024 (<https://efiling-webapi.auc.ab.ca/Document/Get/809080> [attached]) (paragraph 10).

6. Please identify the contact information for your jurisdiction provided to the public for the proposed project. This could be a generic email box or specific to your jurisdiction's role in the project (e.g. permits, authorizations, guidance or funding within your jurisdiction's mandate).

info@auc.ab.ca

7. Based on the Initial Project Description, please confirm what project components and activities you would consider relevant in relation to permits, authorizations, or guidance within your jurisdiction's mandate.

The Black Bear Power Plant facility itself and associated substation (Benito 1074S) and any related construction and operation activities. Our jurisdiction re: power plant approvals and substation permits and licences is prescribed by the *Alberta Utilities Commission Act*, and *Alberta's Hydro and Electric Energy Act*.

8. Will your jurisdiction be issuing a permit, authorization, or be involved in the aforementioned Project in a regulatory manner? If so, please indicate below.

Yes and has been issued to Kiwetinohk Energy Corp. See below and attached:

Decision 28964-D01-2024 Black Bear Combined-Cycle Power Plant and Substation (auc.ab.ca) (<https://efiling-webapi.auc.ab.ca/Document/Get/809080>)

Appendix 1 - Power Plant Approval 28964-D02-2024 (<https://efiling-webapi.auc.ab.ca/Document/Get/809081>)

Appendix 2 - Substation Permit and Licence 28964-D03-2024 (<https://efiling-webapi.auc.ab.ca/Document/Get/809082>)

9. For any permits or authorizations to be issued, please provide a short description of each with specific information on the location or component of the Project to which the permit or authorization would be applicable.

Decision 28964-D01-2024 Black Bear Combined-Cycle Power Plant and Substation (auc.ab.ca) (<https://efiling-webapi.auc.ab.ca/Document/Get/809080>)

Appendix 1 - Power Plant Approval 28964-D02-2024 (<https://efiling-webapi.auc.ab.ca/Document/Get/809081>)

“The power plant shall be located in the southeast and southwest quarters of Section 15, Township 64, Range 11, west of the Fifth Meridian.” (paragraph 1)

Appendix 2 - Substation Permit and Licence 28964-D03-2024 (<https://efiling-webapi.auc.ab.ca/Document/Get/809082>)

“The substation shall be located in the southeast quarter of Section 15, Township 64, Range 11, west of the Fifth Meridian.” (paragraph 1)

10. Will there be opportunities for engagement with the public or Indigenous groups as part of the regulatory or review process by your jurisdiction? If so, when is this likely to occur?

Public notice was issued on May 15, 2024 on AUC website and direct-mailed to 27 potentially directly and adversely affected persons that applicant identified.

Notice of applications was provided directly to 12 First Nations, and 1 Metis Settlements, and 1 Metis region in Alberta.

Exhibit 28964-X0029 Notice of applications - Black Bear Combined-Cycle Power Plant Project (auc.ab.ca) (<https://efiling-webapi.auc.ab.ca/Document/Get/806589>)

11. Will your jurisdiction be providing any participant funding?

Participant funding is available if parties submit a statement of participation, hold rights in the project area that will be impacted by the project, and are granted standing to intervene in the proceeding. Please refer to AUC Rule 009: Rules on Local Intervener Costs (https://media.auc.ab.ca/prd-wp-uploads/regulatory_documents/Consultations/2024-02-07-Rule009.pdf) for more details.

No statements of participation were submitted to the AUC for this project.

Derek Rennie

August 13, 2024

Name of responder

Date

If you have any difficulties, you may contact IAAC via email at BlackBear@iaac-aeic.gc.ca.