



NEB Enhances Pipeline Damage Prevention Regulations

In June 2016, the National Energy Board (NEB) released an amended version of their *Pipeline Damage Prevention Regulations - Authorizations, and Pipeline Damage Prevention Regulations - Obligations of Pipeline Companies* (together, known as the DPRs). These regulations apply to any NEB-regulated pipeline company and to anyone planning or undertaking an activity near an NEB-regulated pipeline. This publication is intended to help you understand the changes in regulation and how they may impact you.

What are pipeline companies doing to prevent damage?

Damage prevention is a shared responsibility between pipeline companies, regulators and the public.

Federally-regulated pipeline companies are required to ensure landowners, land users and anyone working

around pipelines are aware of the requirements to safely carry out ground disturbance, construction and crossings near a pipeline. The NEB provides regulatory oversight for all parties involved; creating the conditions necessary to hold persons and companies accountable for carrying out these responsibilities.

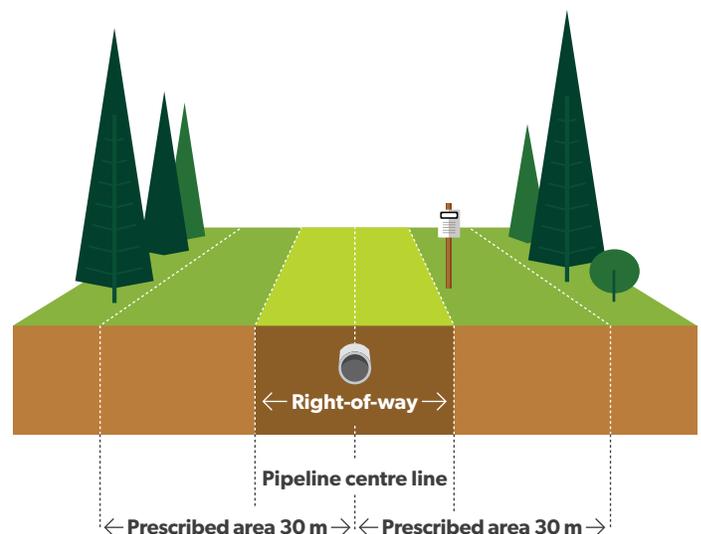
How do the regulations impact you?

Prescribed area

Anyone planning to conduct ground disturbance activities within the prescribed area must make a locate request through their One-Call centre. When a One-Call centre does not exist, they must obtain the pipeline company's written consent directly.

What is the prescribed area?

The prescribed area extends 30 meters from the pipeline centre line.



Agricultural activity

For a vehicle or mobile equipment to be authorized for agricultural activities across the prescribed area, the following conditions must be met:

- The loaded axle weight and tire pressures of the vehicle or mobile equipment must be within the manufacturer's approved limits and operating guidelines; and
- The pipeline company cannot have previously issued a notification identifying the point of crossing as a location that could impair the pipeline's safety or security.

If landowners/users are unsure whether their proposed agricultural activity meets the above conditions, or whether the proposed agricultural activity could jeopardize the safe and secure operation of the pipeline, they must contact the pipeline company **before** crossing the prescribed area with agricultural vehicles or mobile equipment.



For more info, visit: <https://www.neb-one.gc.ca/sftnvrnmnt/dmgprvntn/crssngs-eng.html>

Administrative monetary penalties

The NEB developed *Administrative Monetary Penalties Regulations (AMP)*, allowing them to impose financial penalties on companies or individuals for non-compliance with the NEB Act, regulations, decisions, permits, orders, licenses or certificate conditions intended to promote safety and environmental protection.

The AMP sections in the NEB Act sets out the maximum daily penalties for both individuals and companies. For individuals,

the maximum daily penalty is \$25,000 for each violation, and for companies, the maximum daily penalty is \$100,000 per violation.

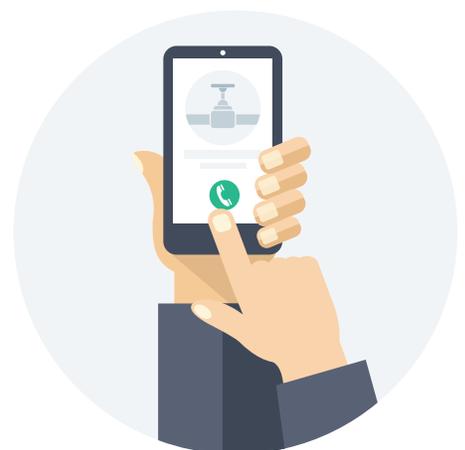
The Act stipulates that **each day** a violation continues, it will be considered a **separate** violation.

Damage prevention

Anyone planning to conduct ground disturbance activities must first contact either the One-Call centre or the pipeline company directly before carrying out activities around a pipeline.

The basic safety steps in regards to damage prevention are:

- Including time for approvals when planning for construction or ground disturbance activities;
- Making a locate request and contacting the pipeline company, and being on site when the pipeline is located to ensure understanding of the locate markings;
- Following the pipeline company's safety measures and the instructions of the on-site pipeline company representative; and
- Obtaining the consent of the pipeline company prior to crossing a pipeline with a vehicle or other mobile equipment.



For more info, visit: <http://www.neb-one.gc.ca/bts/ctrg/gnnb/dmgprvntnrgltn/index-eng.html>