

Reconsideration of Decision 2014 ABAER 011

Legacy Oil + Gas Inc.

Application for Expansion of Turner Valley Unit No. 5

Turner Valley Field

Reconsideration No. 1841070

Authority

[1] The Alberta Energy Regulator (AER) has the authority to reconsider its decisions pursuant to section 42 of the *Responsible Energy Development Act (REDA)*. That section states:

The Regulator may, in its sole discretion, reconsider a decision made by it and may confirm, vary, suspend or revoke the decision. [emphasis added]

[2] As indicated by section 42, the AER has sole discretion to reconsider a decision made by it. That section does not provide an appeal mechanism that is designed to be applied-for and utilized by industry or members of the public; other provisions provide this opportunity. The AER will only exercise its discretion to reconsider a decision outside these time limits under the most extraordinary circumstances, where it is satisfied that there are exceptional and compelling grounds to do so.

Decision

[3] Based on the information before the AER, the AER has decided to exercise its discretion under section 42 of the *REDA* to reconsider and vary the Decision and remove the West half of section 12-19-3W5 from the expansion of the Turner Valley Unit No. 5. Furthermore, the Turner Valley Unit Order No. TVU 5R will be revised and the amended Schedules I and II will be included. The AER notes that Crescent Point acquired all of the issued and outstanding shares of Legacy Oil + Gas (Legacy). It also notes that no concerns have been raised by parties to the Order with respect to the AER reconsidering its decision; that it appears Legacy did not intend to include certain lands in its application without the consent of Alberta Energy, and that the Government of Alberta is in support of the request for reconsideration. The AER finds there are exceptional and compelling grounds. The variance of *Decision 2014 ABAER 011* takes effect as of the date the Decision was issued, October 8, 2014. Similarly, revised Order No. TVU 5R takes effect as of the date it was originally issued, October 14, 2014.

Dated in Calgary, Alberta, on December 1, 2015.

Alberta Energy Regulator