

NEW BRUNSWICK ENERGY AND UTILITIES BOARD

IN THE MATTER OF an application by Liberty Utilities (Gas New Brunswick) Corp. for a permit to construct pipelines to provide natural gas distribution service to Havelock, New Brunswick, pursuant to sections 4, 5, and 8 of the *Pipeline Act, 2005*, and sections 3, 4, 5 and 8 of the *Pipeline Filing Regulation – Pipeline Act, 2005*.

ORDER

WHEREAS Liberty Utilities (Gas New Brunswick) Corp. (Liberty Utilities) applied to the New Brunswick Energy and Utilities Board (Board) on April 29, 2021 for the following orders, decisions or directions by the Board:

1. A permit under subsections 4(1), 5(1), and 8(1) of the *Pipeline Act, 2005*, (Act) authorizing Liberty Utilities to construct the following pipelines and related facilities (including a gate station):
 - a. Approximately 7.8 kilometers of nominal pipe size (NPS) 4 extra-high pressure steel pipeline extending for 7,760 meters along Highway 880, starting at the corner of Samp Hill Road and Highway 880 in Lower Ridge and then proceeding easterly along Highway 880 into Havelock, ending at the corner of Back Street and Highway 880;
 - b. A 300 meter service line from the pipeline described in (a) to the facilities of Graymont; and
 - c. Infill low pressure, intermediate pressure, high pressure steel and polyethylene pipelines and extra-high pressure steel pipelines (including mains and services) within Havelock and also off the pipeline described in (a);
2. An order approving the customer service charges, as outlined in the application,

to the extent necessary or appropriate;

3. An order or direction under subsection 5(1) of the *Pipeline Filing Regulation – Pipeline Act, 2005* (Filing Regulation) exempting this Application, to the extent necessary or appropriate, from the requirements of subsections 5(2) to 5(14) of the Filing Regulation; and
4. Such further or other order, decision or direction relating to the construction of pipelines as the Applicant may request and the Board may deem necessary or appropriate.

AND WHEREAS the Board has determined that a pre-hearing conference is required.

NOW THEREFORE it is hereby ordered as follows:

1. A pre-hearing conference will be held via the Zoom Video Conference platform on **Thursday, June 3, 2021, beginning at 9:00 a.m.**
2. Parties who intend to intervene should register by visiting the Rules of Procedure section of the Board’s website at www.nbeub.ca and complete the “Intervener Request” form, specifying Matter No. 496. The form should be completed and filed with the Board no later than **4 p.m. (Atlantic Time) on Monday, May 31, 2021**, at general@nbeub.ca or by calling 1-866-766-2782. Parties are to indicate the official language in which they wish to be heard.
3. Notice shall be published in the form or substantially in the form attached hereto marked “A” in both the English and French languages on the Board’s website, www.nbeub.ca, and published in either the English or French language, as may be appropriate having regard to the principal language of publication, once in each of the following newspapers commencing no later than Friday, May 14, 2021:
 - The Daily Gleaner
 - The Telegraph Journal
 - Times & Transcripts
 - L’Acadie Nouvelle
4. A copy of the notice shall be published by the applicant on their website www.naturalgasnb.com.

5. Liberty Utilities shall send a copy of the notice, by mail, to M.P. Rob Moore, M.L.A. Ross Wetmore, and the LSD for Havelock; and deliver a copy of the notice to residents (in English and French) along the proposed distribution piping route.
6. Liberty Utilities shall provide a copy of the notice to each of the 16 Indigenous communities in New Brunswick (being six Wolastoqiyik communities, nine Mi'gmaq communities and one Peskotomuhkati community).
7. Liberty Utilities shall provide a copy of the notice to Kopit Lodge, Wolastoqey Nation in New Brunswick, and Mi'gmawe'l Tplu'taqunn Incorporated.

DATED at the City of Saint John, New Brunswick, this 13th day of May, 2021.

BY THE BOARD



Kathleen Mitchell
Chief Clerk

New Brunswick Energy and Utilities Board
P.O. Box 5001
Suite 1400, 15 Market Square
Saint John, NB E2L 4Y9
Telephone: (506) 658-2504
Toll Free: 1-866-766-2782
Fax: (506) 643-7300
E-Mail: general@nbeub.ca
Website: www.nbeub.ca