

NOVA SCOTIA UTILITY AND REVIEW BOARD

IN THE MATTER OF THE GAS DISTRIBUTION ACT

- and -

IN THE MATTER OF THE PIPELINE ACT

- and -

IN THE MATTER OF AN APPLICATION by HERITAGE GAS LIMITED for a PERMIT TO CONSTRUCT FACILITIES TO DELIVER NATURAL GAS IN AREAS OF Cumberland County, Nova Scotia

BEFORE:  Kulvinder S. Dhillon, P.Eng., Member

ORDER

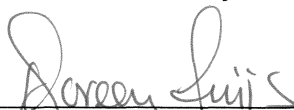
WHEREAS Heritage Gas Limited applied to the Nova Scotia Utility and Review Board ("Board") on February 25, 2014, for a Permit to Construct (NG-HG-PC-156) polyethylene pipelines to deliver natural gas in areas of Cumberland County, Nova Scotia;

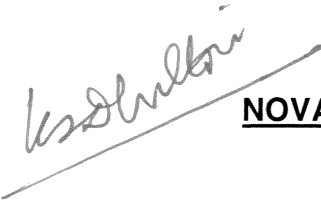
AND WHEREAS Energy Consultants International Inc. ("ECI"), the Board's certifying authority provided its report dated April 22, 2014 to the Board;

AND WHEREAS the Board has reviewed the application by Heritage for the Permit to Construct and ECI's report;

IT IS HEREBY ORDERED that the Permit to Construct (NG-HG-PC-156) attached hereto be granted effective May 1, 2014.

DATED at Halifax, Nova Scotia, this 1st day of May, 2014.


Clerk of the Board



NOVA SCOTIA UTILITY AND REVIEW BOARD

IN THE MATTER OF THE PIPELINE ACT

- and -

IN THE MATTER OF AN APPLICATION by **HERITAGE GAS LIMITED** for a **PERMIT TO CONSTRUCT FACILITIES TO DELIVER NATURAL GAS IN AREAS OF** Cumberland County, Nova Scotia

WHEREAS Heritage Gas Limited ("Heritage") applied to the Nova Scotia Utility and Review Board ("Board") by application dated February 25, 2014 for a Permit to Construct;

AND WHEREAS the application seeks approval for the construction and installation of polyethylene pipelines in 2014, hereinafter referred to as the "proposed works", to deliver natural gas in areas of Cumberland County ("Cumberland"), Nova Scotia ("Cumberland Service Area"), whose extent includes the area labelled "HG-LO-04" on Attachment A;

AND WHEREAS those proposed works that are currently being considered are approximately 1.5 kilometres of polyethylene pipelines;

AND WHEREAS Heritage may make minor additions or deletions of pipelines from the proposed works as the need arises within the Cumberland Service Area;

AND WHEREAS the Board has the authority to issue a Permit to Construct pursuant to s. 9 of the *Pipeline Act*, R.S.N.S. 1989, c. 345, as amended;

AND WHEREAS in its March 7, 2014 Order the Board approved certain modifications to Heritage's Mains Feasibility Test;

NOW THEREFORE, the Board grants to Heritage a Permit to Construct for the proposed works, subject to the following terms and conditions:

1. Heritage shall ensure that the proposed works are carried out and completed in accordance with:

- (a) all federal, provincial and municipal laws, and in particular the *Pipeline Act* and *Pipeline Regulations (Nova Scotia)*, as amended from time to time;
 - (b) all applicable codes and standards, as amended from time to time; and
 - (c) this Permit to Construct, as may be amended.
- 2. Heritage shall provide detailed descriptions, construction drawings and other information unique to each section of the proposed work to the Board's certifying authority Energy Consultants International Inc. ("ECI") for review;
- 3. Heritage shall continue to obtain prior Board approval for feasibility tests of PE main extensions that do not meet the Board's approved criteria;
- 4. ECI shall audit mains feasibility tests with respect to PE main extensions;
- 5. Heritage shall provide reasonable notice to ECI of its intended schedule for the installation and shall permit a representative from ECI to be onsite to audit construction processes to ensure compliance with installation procedures, Integrity Management Program, Quality Assurance Program and risk assessments, including the observations of any joining processes performed in the course of the installation and pressure tests;
- 6. Heritage shall ensure that the specific materials to be used in the installation of the proposed works comply with all applicable codes and standards. ECI will audit specific materials used in the installation of the proposed works to confirm conformance with all applicable codes and standards and the materials' suitability for their intended purpose;
- 7. Heritage shall have on file for ECI to audit any revisions to the lists of approved contractors, fusion personnel or personnel qualified to work on live natural gas mains;
- 8. Heritage shall permit ECI, upon request, to audit Heritage's adherence to its Integrity Management and Quality Assurance Programs;
- 9. Heritage shall maintain a file of all required permits and approvals, including, but not limited to, those from Cumberland, its municipalities, and federal and/or provincial Departments, Boards, or Agencies, for review by the Board and ECI;
- 10. Heritage or its contractor(s) shall carry insurance coverage which is satisfactory to the Board;
- 11. Heritage shall continue to file separate Permit to Construct and Licence to Operate applications for all EP or HP steel mains construction and related facilities;

12. Heritage to ensure that the RDA cap of \$50 million for each year is not exceeded by this Permit;
13. This Permit to Construct may not be transferred or assigned;
14. This Permit to Construct may be suspended or terminated by the Board if, in the opinion of the Board, Heritage or its contractor(s) breach any of its terms or conditions.

Dated at Halifax, Nova Scotia, this 1st day of May, 2014.

A handwritten signature in cursive script, appearing to read "Karen Fries", is written over a horizontal line.

Clerk of the Board

