

## **1.0 GENERAL**

### **1.1 REGULATORY RESPONSIBILITY**

- .1 Conform to Regulatory Requirements and pay all fees and give all notices required by them.
- .2 Obtain approvals necessary for the Work and the Contract from the regulatory agencies having jurisdiction, except those approvals obtained by the Minister as identified in this section.
- .3 The Minister will obtain the approvals necessary for the Project that involve agreement between the Minister and the regulatory agency having jurisdiction.

### **1.2 VARIATIONS BETWEEN THE CONTRACT DOCUMENTS AND THE REGULATORY REQUIREMENTS**

- .1 If the Contract Documents are at variance with Regulatory Requirements, notify the Minister in writing, requesting direction, immediately after such variance becomes known.
- .2 The Minister may make Changes in the Work due to Regulatory Requirements, and such changes will be authorized by Change Order and valued in accordance with Section 00725 - General Conditions, clause 8.3 – Valuation of Changes in the Work.
- .3 If the Contractor fails to notify the Minister in writing and obtain the Minister's direction related to variations in Regulatory Requirements and performs work knowing it to be contrary to Regulatory Requirements, the Contractor accepts responsibility for correcting violations thereof, and bears the costs, expenses, and damages attributable to the Contractor's failure to comply with the provisions of such Regulatory Requirements.

### **1.3 ALBERTA BUILDING CODE**

- .1 Conform to and perform work in accordance with the Alberta Building Code, except as otherwise indicated in the Contract Documents.

### **1.4 MINISTER OBTAINED APPROVALS**

- .1 The Minister has obtained the approvals listed below.
  - .1 Environmental Protection and Enhancement Act (EPEA)
    - .1 Instrument: Approval.
    - .2 Agency: Alberta Environment.
    - .3 Activity: Environmental Impact Assessment process.
  - .2 Environmental Protection and Enhancement Act (EPEA)
    - .1 Instrument: Conservation and Reclamation Approval
    - .2 Agency: Alberta Environment.

- .3 Activity: To develop surface excavations and approval of reclamation.
- .3 Environmental Protection and Enhancement Act (EPEA)
  - .1 Instrument: Regulation.
  - .2 Agency: Alberta Environment.
  - .3 Activity: To reclaim water wells within the Project and other areas.
- .4 Explosives Act
  - .1 Instrument: Licence.
  - .2 Agency: Natural Resources Canada.
  - .3 Activity: To operate a magazine.
- .5 Fisheries Act
  - .1 Instrument: Authorization.
  - .2 Agency: Fisheries and Oceans Canada.
  - .3 Activity: To block a stream without fish passage provisions.
  - .4 Activity: To alter, disrupt, or destroy fish habitat including the bed and shore of a waterbody.
- .6 Historical Resources Act
  - .1 Instrument: Approval.
  - .2 Agency: Alberta Community Development.
  - .3 Activity: To alter historical resources with mitigation.
- .7 Municipal Government Act
  - .1 Instrument: Approval.
  - .2 Agency: Municipal Authority.
  - .3 Activity: To close roads and road allowances
- .8 Natural Resources Conservation Board Act
  - .1 Instrument: Approval.
  - .2 Agency: Natural Resources Conservation Board.
  - .3 Activity: To construct a water resources project that is within the jurisdiction of the Natural Resources Conservation Board.
- .9 Navigable Waters Protection Act
  - .1 Instrument: Navigable Waters Approval.

- .2 Agency: Fisheries and Oceans Canada, Canadian Coast Guard.
- .3 Activity: To construct a project that will affect navigation.
- .10 Planning Act
  - .1 Instrument: Development Permit.
  - .2 Agency: Municipal Authority.
  - .3 Activity: To change use of land or building.
- .11 Public Lands Act
  - .1 Instrument: "D" Reservation.
  - .2 Agency: Alberta Environment.
  - .3 Activity: To reserve public lands for the development of the Project.
- .12 Water Act
  - .1 Instrument: Approval.
  - .2 Agency: Alberta Environment.
  - .3 Activity: To construct the Project.
  - .4 Instrument: License.
  - .5 Agency: Alberta Environment.
  - .6 Activity: To divert water for operation of the Project.

**2.0 PRODUCTS - NOT USED**

**3.0 EXECUTION - NOT USED**

**END OF SECTION**