



Procedures: OGR and BSB Jurisdictional Framework

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Contents

1	Contact	1
2	Objectives.....	2
3	Disclaimer.....	2
4	Background.....	3
5	Shared Principles	4
5.1	Authorities of the Branches.....	5
6	Joint and Distinct Jurisdictions	6
6.1	Examples of Joint Jurisdiction	6
6.2	Distinct Jurisdiction of OGR.....	8
6.3	Distinct Jurisdiction of BSB.....	8
6.4	Flowchart: Handling an Application for an Oil and Gas Activity.....	9

1 CONTACT

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2 OBJECTIVES

The objective of these procedures is to

- provide guidance about how OGR¹ and the BSB² may work together in matters pertaining to oil and gas operations where jurisdictions coincide,
- articulate the shared principles of the two Branches,
- identify the distinctive jurisdictions of both Branches,
- identify areas of joint jurisdiction and provide clarity about how those areas are to be administered,
- provide a workflow for handling an application for an oil and gas activity that may require authorizations from both OGR and the BSB,
- eliminate duplication of effort,
- coordinate external communications, and
- facilitate a unified working relationship between the BSB and OGR that results in serving the public with consistency.

3 DISCLAIMER

If there is any conflict or inconsistency between these Procedures and any provision of the Yukon *Oil and Gas Act* or its regulations, the Yukon *Oil and Gas Act* and its regulations prevail. Legislation can be found at www.yukonoilandgas.com.

¹ OGR means Oil and Gas Resources Branch, Department of Energy, Mines and Resources.

² BSB means Building Safety Branch, Department of Community Services.

4 BACKGROUND

The BSB and OGR have developed and maintain comprehensive legislation, guidelines, and programs promoting the safety and integrity of oil and gas systems and components under their respective authorities.

While both branches remain independent, they also share the strategic goals of promoting environmental best practices, and advancing standards of public and worker safety.

Oil and gas proponents are subject to several regulations governing oil and gas activities, facility construction, and operations. When regulations overlap, the two Branches can avoid duplication of effort by streamlining application processes and coordinating work flow.

It's also important to coordinate external communications and provide easily navigable guidelines; relevant and timely information; and a consistent interpretation from the Government of Yukon.

5 SHARED PRINCIPLES

To explore opportunities where mutual benefit may exist for improved regulatory efficiencies and the streamlining of application reviews.

To inform each other in a timely manner about critical issues or initiatives arising within their respective mandates which could affect the other Branch, other departments, First Nation governments, the industry, stakeholders, or the public.

To share openly and freely, information and data as may be required in the delivery of OGR and BSB mandates and responsibilities.

To cooperate in the delivery of inspections, compliance, and enforcement programs by developing specific flow charts, guidelines, and processes for certain activities or projects.

To work together in the review, approval, and monitoring of any oil and gas applications, activities, or operations.

To cooperate in the review and recommendation of each Branch's regulatory updates and revisions.

To explore opportunities to expand or improve upon existing areas of cooperation.

To arrange for technical advisories, information sharing, and strategic planning meetings.

To ensure OGR and BSB staff are available to consult on areas of mutual interest.

To protect as confidential, any information exchanged between the Branches.

5.1 Authorities of the Branches

5.1.1 OGR

Oil and Gas Resources is responsible for administering the Yukon *Oil and Gas Act* (YOGA) and its regulations pertaining to oil and gas rights; exploration; activity; production; processing and liquefaction; transportation; storage; and the collection of royalty.

The Chief Operations Officer (COO) is responsible for the licensing and safety of all oil and gas activities, facilities, and operations in Yukon including pipelines, liquid natural gas (LNG) facilities, and gas processing plants.

Licenses are required for the construction and operation of the following:

- Wells (including drilling procedures and equipment).
- Field facilities (including pump and compressor stations, dehydrators, separators, heaters, oil batteries, storage tanks, and flare systems).
- Gas processing plants (including plants for the extraction of hydrogen sulfide, helium, ethane, NGL, or other substances from natural gas).
- LNG facilities (including liquefaction plants, and facilities for storage or vaporization of natural gas).
- Pipelines wholly within Yukon.
- Geoscience exploration (including seismic, aero magnetic, geo-physical, geological, and test hole).

5.1.2 BSB

The Building Safety Branch is responsible for administering:

- the Yukon *Boilers and Pressure Vessels Act*;
- *Electrical Protection Act*;
- *Building Standards Act*;
- *Gas Burning Devices Act*;
- *Elevator and Fixed Conveyances Act*; and
- associated regulations under these acts such as pressure welder and power engineer certifications.

The Building Safety Branch is responsible for the approval, testing, and safety of all mechanical, electrical, and structural components which form part of a facility, operation, or activity regulated by the BSB.

6 JOINT AND DISTINCT JURISDICTIONS

6.1 Examples of Joint Jurisdiction

Generally Yukon legislation authorizes OGR to regulate the systems employed in oil and gas activities and the BSB to regulate some of the individual components of those activities.

Where there is duplication of Code and Standard adoption, there will need to be a delineation of administrative responsibilities between OGR and the BSB.

Two examples are:

- The *Oil and Gas Drilling and Production Regulations* (OGDPR) and the *Electrical Protection Regulation* (EPR) both adopt the Canadian Electrical Code (CEC).
- The *Gas Processing Plant Regulation* (GPPR) and the *Gas Regulations* (GR) both adopt CSA Z276.

The COO is able to issue Directions, which may impact activities and standards in effect with BSB (for example, a variance to CSA Z276 or B51).

The OGDPR section 85 adopts standards which may be best suited to existing third-party review procedures employed by BSB such as API 620, API 650, API 128.

6.1.1 Examples of Joint Jurisdiction Authorizations

OGR Authorization under the <i>Yukon Oil and Gas Act</i>	BSB Relevant Activity	BSB Regulation	BSB Authorization
Well Licence	Drilling Rig Heating/Power Plant Operation	Power Engineers	Certification
	Electrical Equipment Operations (drilling rig)	Electrical Protection	Permit
	Gas burning equipment operation (drilling rig)	Gas	Permit
Field Facility Licence	Pressure welding	Pressure Welders	Certification
	Heating or Power Plant Operation	Power Engineers	Certification
	Pressure vessel and piping installation	Boiler and Pressure Vessel Design and Construction	Registration
	Electrical Equipment installation	Electrical Protection	Permit
	Gas burning equipment installation	Gas	Permit
Gas Processing Plant or LNG Facility Licence	Pressure welding	Pressure Welders	Certification
	Heating or Power Plant Operation	Power Engineers	Certification
	Pressure vessel and piping installation	Boiler and Pressure Vessel Design and Construction	Registration
	Electrical Equipment installation	Electrical Protection	Permit
	Gas burning equipment and piping installation	Gas	Permit
Pipeline Licence	Pressure welding	Pressure Welders	Certification
	Pressure vessel and piping installation	Boiler and Pressure Vessel Design and Construction	Registration

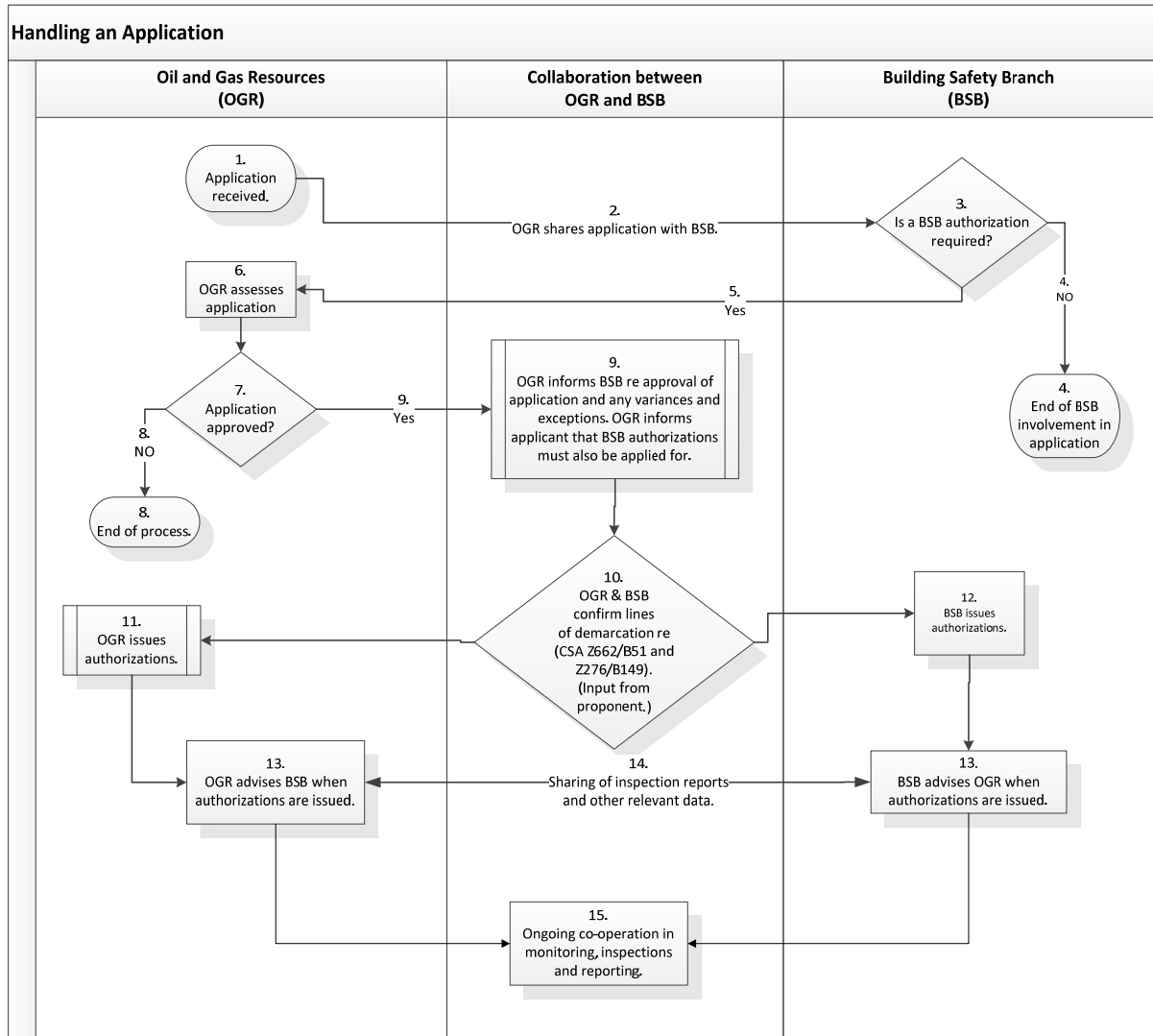
6.2 Distinct Jurisdiction of OGR

Oil and Gas Resources has the jurisdiction to license oil and gas activity, and is responsible for regulating the overall technical adequacy, safety, and environmental performance of these activities through the Yukon *Oil and Gas Act*.

6.3 Distinct Jurisdiction of BSB

Ancillary activities during exploration or production may require regulatory approval by BSB but not OGR; for instance mobile industrial accommodations or permanent buildings.

6.4 Flowchart: Handling an Application for an Oil and Gas Activity



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