

By Email Only

August 26, 2016

Murray Engleking

**Engelking Wood Barrister and Solicitors**

**Application No. 1832419**

**Penn West Petroleum Limited**

**Statement of Concern No. 30225**

You are receiving this letter because you filed a statement of concern on behalf of Dr. Saraswati Singh about the subject application. The Alberta Energy Regulator (AER) has reviewed your statement of concern, along with the application, the applicable requirements, and other submissions or information about the application and has decided that a hearing is not required under an enactment or otherwise necessary to consider the concerns outlined in your statement of concern.

In its review of Dr. Singh's concerns, the AER considered the following:

- Dr. Singh owns the SW ¼ of Section 04-052-25 W4M.
- The application would convert a disposal scheme to an enhanced recovery scheme. This would result in the gas currently being flared to be re-injected into the formation to facilitate oil production.
- The application is a resource application involving subsurface matters and examining whether the reservoir is appropriate for enhanced recovery methods. The application would not affect any surface rights or authorize activities that could impact the surface.
- Based on the information in the application, there are no additional surface facilities needed for the implementation of the enhanced recovery scheme and as such the application does not affect surface rights.
- The application for an enhanced recovery scheme does not require a surface lease agreement. Further, surface lease agreements are outside of the AER's jurisdiction. Concerns regarding surface lease agreements should be directed to the Surface Rights Board.
- This is an existing site, and the application does not increase the project footprint.
- The AER is satisfied that Penn West has met all requirements under *Directive 071: Emergency Preparedness and Response Requirements for the Petroleum Industry*.

Based on the above, you have not demonstrated that you may be directly and adversely affected by the approval of the application. The AER has issued the applied-for approval and this is your

notice of that decision. A copy of the approval is attached. Under the *Responsible Energy Development Act* an eligible person may file a request for a regulatory appeal on an appealable decision. Eligible persons and appealable decisions are defined in section 36 of the *Responsible Energy Development Act* and section 3.1 of the *Responsible Development Act General Regulation*. If you wish to file a request for regulatory appeal, you must submit your request in the form and manner and within the timeframe required by the AER. You can find filing requirements and forms on the AER website [www.aer.ca](http://www.aer.ca) under Applications & Notices: Appeals.

inquiries 1-855-297-8311  
24-hour  
emergency 1-800-222-6514

If you have any questions, contact Lisa Gagyí at \_\_\_\_\_ or e-mail \_\_\_\_\_.

Sincerely,

<original signed by>

Rob Cruickshank

Acting Director, Authorizations Subsurface (Oil and Gas)

cc: Shawn Milligan, Penn West Petroleum Ltd.  
AER Edmonton Field Centre