

Land Owners and Oil and Gas Activity

What is Consultation?

Consultation is the exchange of information regarding proposed oil and gas activities between applicants and recipients within the consultation distance. It begins when a recipient receives an Invitation to Consult from an applicant.

Who is Consulted?

- Land owners as defined in OGAA
- Local authorities with structures.
- Government of Canada with structures.
- Indian Reserves.
- Other land owners with residence, livestock structure or school.
- Persons with an agreement to rent or lease, with a residence or livestock structure.
- Tenure areas for rights holders that are directly and adversely affected.



The consultation and notification processes are similar since both provide a formalized engagement; however, the difference between the two usually involves proximity to proposed oil and gas activities. Consultation recipients are typically closer and as such, the consultation process provides the opportunity for discussion between applicant and recipient.

What is Notification?

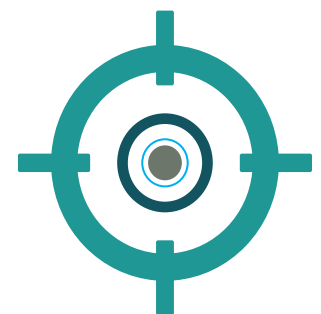
Notification provides written information regarding proposed oil and gas activities to recipients within the identified notification distance. Where consultation is conducted with recipients, notification is not required.

Who is Notified?

- Land owners as defined in OGAA
- Local authorities with structures or areas identified in the OCP or a community watershed.
- Government of Canada with structures.
- Indian Reserves.
- Other adjacent land owners.
- Tenure areas for right holders other than forest tenures, Tree Farm License, Master License to Cut

What are the Consultation/Notification Distances?

Consultation Distance (measured from centre line of pipeline or road)	Oil and Gas Activity	Notification Distance (measured from centre of well pad)
3,300 m	Processing plant, compressor station or pump station	3,300 m
1,000 m	Facility area < 5 ha	1,500 m
1,300 m	Facility with area ≥ 5 ha	1,800 m
1,300 m	Facility > 2 or area ≥ 5 ha	1,800 m
1,000 m	Wells < 9 and pad < 5 ha	1,500 m
1,300 m	Wells ≥ 9 or pad ≥ 5 ha	1,800 m
200 m	Pipeline	200 m
200 m	Road	200 m
n/a	Geophysical	400 m



Additional sources of information: Oil and Gas Activity Application Manual, Consultation and Notification Regulation, Land Owner Guide and the Land Owner Resource web page.

Find it in the Oil and Gas Activity Act (OGAA): Sections 22 (Consultation and Notification) • 24 (Application for Permit and Authorization) • 31 (Amendment of Permit)

Sections 32 (Expiration of Permit and Authorization) • 107 (Consultations and Notifications) • 112 (General)



For Further Information

Email ogc.communications@bcogc.ca or call 250-794-5200

24 Hour Incident Reporting for Industry 1-800-663-3456

This information is published by the BC Oil and Gas Commission and available online at www.bcogc.ca

What Land Owners Should Know?





- ✓ All written responses sent by land owners to the company and replies the company has sent must be submitted for consideration with an oil and gas activity application. This information along with any written submissions received by the Commission are part of the application review and decision process.
- ✓ Where necessary, the Commission may refuse to issue a permit, require the applicant to conduct further engagement on unresolved concerns, modify the application, add mitigation measures to proposed activities, or attach terms or conditions if a permit is to be granted.
- ✓ If a company or person is entering land for a pipeline survey, two clear days notice must be given to land owners.
- ✓ If a land owner would like to respond to a Commission permit decision, they must use the appeal process. As per Section 72(7) of OGAA, the land owner has 15 days to file a notice of appeal.
- ✓ If you are a land owner with a designated orphaned site on your property, more detailed information can be found on our website in the [Land Owners and Compensation section](#).
- ✓ The Commission's Mediation Service provides post-permit support in cases where land owners and industry are not able to agree on remedies for operational complaints and site restoration. More information can be found on our website under Land owner Resources.




How Do We Respect Land Owners Affected by Oil and Gas?

- We foster productive, respectful and long-term working relationships with land owners.
- We accept and consider written submissions from persons outside of the set radius for consultation/notification.
- We engage in discussion, and provide guidance specific to the interests in the written submissions.
- We offer assistance ranging from general inquiries, to in-depth assistance in facilitating conflict resolution between interested parties.

What is the Consultation Process?

Companies must carry out the prescribed consultations and notification within appropriate time lines and in consideration of delivery methods.

- 1**  Company provides information including location, description of activity, schedule and Invite to Consult.
When is consultation and notification deemed received? 
 - Leave a copy with an agent/person
 - Immediately
 - Send by mail ● After 5 days
 - Send by e-mail ● After 3 days
 - Leave copy in mailbox ● After 3 days
 - Attach to door ● After 3 days
- 2**  **21 Day review period** 

Recipients with interests in or concerns about a company's proposed oil and gas activity may submit a written response to the company within the 21 day review period and/or a written submission to the Commission at any time prior to a decision on the application. The response must be in writing and provide details about the objections, potential impacts and if possible, suggestions to address these issues.
- 3**  Land owner responds within time frame with detailed concerns and discussion request (if desired).
- 4**  Company replies to land owner with a response to concerns, discussion and/or reports if available.
- 5**  Company submits application to the Commission.



Public Concerns and Complaints
1-250-794-5200 (24-hour public number)
Report concerns such as odours, spills or noise.



Incident Reporting for Industry
1-800-663-3456 (24-hour emergency number)
Report oil and gas related incidents.