



**uniongas**

A Spectra Energy Company

April 20, 2009

National Energy Board,  
444 7<sup>th</sup> Avenue S.W.,  
CALGARY, Alberta.  
T2P 0X8  
ATTN: Claudine Dutil-Berry

Dear Ms. Dutil-Berry:

Re: Proposed *Damage Prevention Regulations and Draft Guidance Notes, February 2009*  
File No. NEBA-RRG-DPR 01

Union Gas Ltd ("Union") is responding to the Board's letter dated February 9th outlining plans to replace the *National Energy Board Pipeline Crossing Regulation, Part I and Part II* with the proposed *Damage Prevention Regulations* ("DPRs") and subsequent letter dated March 3<sup>rd</sup> extending the deadline for comments.

With regards to Section 8 (2) of the Proposed DPRs, specifically the proposed response time to complete locates within 3 working days after the request is received, Union notes these times differ from province to province. For instance, in Ontario, the requirement is 4 days to respond. Although this is not a material difference, it is a difference nonetheless that could lead to an audit finding of non-compliance. To ensure consistency between each provincial One Call Centre and provincial regulatory body, Union recommends that the response time align with the requirements set forth by the provincial regulator. Locate response times specific to each province will ensure that pipeline companies can develop a consistent process to respond to locate requests.

In general, Union supports the direction of the proposed DPRs as consistent with the Board's goal-based method of regulation and responsive to stakeholder feedback provided through the Land Matter Consultative Initiative.

Sincerely,

**UNION GAS LIMITED.**  
Patricia Planting,  
Manager, Upstream Regulation.