

**ALBERTA ENVIRONMENT AND SUSTAINABLE RESOURCE DEVELOPMENT**

*Public Lands Act*  
RSA 2000 c.P-40  
Section 96 of the *Public Lands Administration Regulation*  
AR 187/2011

**DIRECTOR'S ORDER**  
DO#01/2013

Whereas pursuant to Licence of Occupation Nos.

1. 111600
2. 111712
3. 111599

(collectively, the "LOC"), Athabasca Oil Sands Corporation (the "Licensee") has possession of a vacant disposition area, which is a road held under a licence, issued for the purpose of an access road (the "LOC Road");

And whereas it is necessary to manage access on the LOC Road for the following purposes:

the closure of public access on the LOC road is necessary to enable Environment and Sustainable Resource Development to establish a sub-regional access plan as contemplated in the Lower Athabasca Regional Plan.

And whereas, pursuant to s. 96 of the *Public Lands Administration Regulation*, the director may require the Licensee to comply with terms and conditions under this order;

I, Jeff Reynolds, Executive Director, Land Management Branch of Environment and Sustainable Resource Development, duly designated director under the *Public Lands Act*, make the following order:

1. The LOC Roads referenced above are closed to all motorized conveyances, as defined in the *Traffic Safety Act*, and in s. 1(c.2) of the *Public Lands Act*, except

- (a) vehicles operated on behalf of the Licensee, on behalf of the Government of Alberta, and any other municipal or federal regulatory authority;
  - (b) vehicles operated on behalf of a commercial user entitled to use the road pursuant to s. 98 of the *Public Lands Administration Regulation*;
  - (c) vehicles operated by employees, contractors or agents of a Government of Alberta, municipal, or federal authority in the course of their work or engagement on behalf of the authority;
  - (d) vehicles operated in connection with an action taken under or in accordance with an enactment or regulatory instrument for the purpose of protecting public health or safety or protecting property; and
  - (e) vehicles operated in connection with an action taken to respond to an emergency.
2. The LOC Road is closed until the LOC is terminated or until this Order is rescinded, or a sub-regional plan is established whichever is earlier. (the "Closure Period").
3. During the Closure Period, this order shall be registered and run with the LOC, as any of the LOC's and this order may be amended or replaced from time to time, and this order applies to and binds the Licensee and permitted successors and assigns.
4. The Licensee shall establish and maintain a physical method to control access on LOC111712 at the location indicated at 'Access Control Point' in schedule A of this order.
5. This access control measure shall be to the satisfaction of the Land and Range Program Manager, director, or any other person duly designated as director for the purposes of s. 96 of the *Public Lands Administration Regulation*.
6. The Licensee shall install and maintain a prominent Road Closure sign, during the Closure Period, at any and all locations where the LOC intersects with any other LOC not covered by this Order.
7. The content, design and location of the Road Closure sign under the preceding clause shall be to the satisfaction of the Land and Range Program Manager, director, or any other person duly designated as director for the purposes of s. 96 of the *Public Lands Administration Regulation*.
8. The Road Closure sign shall contain, at a minimum, the following information and display substantially the following form:

## TAKE NOTICE

This is a “**closed road**” as defined in section 54.01 of the *Public Lands Act*.

Persons bringing motorized conveyance pass this point require prior authorization under the *Public Lands Act* and regulations.

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**BY ORDER** of the director, section 96 of the Public Lands Administration Regulation;  
**Order Number: DO#1/2013**

The road constructed under Licence of Occupation Nos.:

1. 111600;
2. 111712; and
3. 111599

is closed for the purpose of landscape management and sub-regional plan development on public lands in the area.

Motorized conveyances, except vehicles specifically authorized in the order, are prohibited past this point.

Effective **January 14, 2013**, the closure period will continue until the licence of occupation is terminated or the order is rescinded.

Failure to comply with the order could result in enforcement proceedings or prosecution under the *Public Lands Act*.

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If emergency access is needed  
contact:

ESRD Ft. McMurray: 780-743-7120

**If you want to review a copy of the order, or if you have any questions or concerns contact the licence of occupation holder at: (403) 237-8227; or contact your local Environment and Sustainable Resource Development office at the number above (toll free by first calling (780) 310-0000).**

9. The Licensee shall be responsible for obtaining its own professional advice, including legal advice, on the design, installation and adequacy of all signs, gates and information that this order might require from the Licensee.
10. Notwithstanding anything in this order, the Licensee shall obtain all other necessary approvals from any other regulatory agency (federal or provincial) that might be required for the purposes of complying with this order.
11. The Licensee shall report to Environment and Sustainable Resource Development, any observed unauthorized travel on the LOC, and any damage to the gate or other access control structures within 7 business days of making the observation.

TAKE NOTICE that failure to comply with this order may result in any or all of the following:

- enforcement proceedings under the *Public Lands Act*;
- cancellation of LOC 111600, 111712, and/or 111599;
- prosecution under the *Public Lands Act*;
- civil contempt proceedings.

DATED at EDMONTON, in the Province of Alberta, this 14<sup>TH</sup> day of JANUARY, 2013.

Original signed by  
Jeff Reynolds  
Executive Director  
Land Management Branch  
Environment and Sustainable Resource Development  
Director, Public Lands Act

The *Public Lands Act* may provide a right of appeal from this decision to the Public Lands Appeal Board. There may be a strict time limit for filing an appeal. For further information, please contact the:

Public Lands Act Appeals Coordinator  
9<sup>th</sup> Floor Petroleum Plaza South Tower  
9915-108 Street  
Edmonton, Alberta T5K 2G8  
Telephone (780) 638-4189

Schedule A

