



Compensation Hearing Application Form

Before completing this form, please read the [Guidance on Land Related Compensation Disputes on the Canada Energy Regulator \(CER\) website](#) and read the information below.

If you and the other party cannot agree on compensation payable under Part 6 of the *Canadian Energy Regulator Act (CER Act)*, either party can file an application pursuant to section 327 or 334 of the CER Act using this form.

This form and any future documents you file with the CER, including any personal information, will appear in the CER's online public registry, and can be accessed and viewed by the public. Your contact information will be used by parties in the proceeding to contact you or serve documents on you.

Pursuant to section 334 of the CER Act, the Commission may, by order, give directions, including to determine any compensation payable under Part 6 of the CER Act, with respect to pipelines and abandoned pipelines in relation to:

- (a) the acquisition, lease or taking of lands;
- (b) lands whose use is restricted by the operation of section 335 of the CER Act, whether or not the lands were acquired, leased, or taken; and
- (c) damages caused by the activities of the company to any person, provincial government, local authority and government or Indigenous governing body during their planning, construction, operation or abandonment.

Confidential filing

If you wish to file information that you do not want placed on the public online registry or made public, you may request the CER to treat the information as confidential pursuant to sections 60 or 61 of the CER Act.¹ Generally, the CER has held that there is a public interest in an open and accessible process and that confidentiality orders should be the exception.

Alternative dispute resolution

Often issues can be best resolved directly between you and the company. The CER staff is available to help facilitate resolution of a dispute. Alternative dispute resolution (**ADR**) staff can help parties better understand the issues, work through disputes, and find practical solutions. ADR is collaborative, interest-based, and confidential. When ADR is used, parties have more ownership over process and outcomes. Participation in ADR is voluntary and can only take place if all parties involved in the dispute consent.

ADR services are available from the CER to help parties resolve disputes outside of the Commission's hearing processes. ADR is an option to resolve a dispute before considering adjudication by the Commission, but it is not a prerequisite. You can read more about ADR on the CER website (www.cer-rec.gc.ca/adr).

¹ See also [section 1.5](#) of the CER Filing Manual and [section 35](#) of the *National Energy Board Rules of Practice and Procedure, 1995*.



If you do not have all of the information required for this application, or if you are not ready to proceed with a compensation hearing, consider requesting the CER's ADR services to resolve your compensation dispute.

Requesting ADR

To request ADR, you can send a letter to the Secretary of the Commission. This letter must include your contact information, a short summary of your request, and the name of the other party (for example, the name of a company with which you might have a compensation dispute). This letter can be emailed to Secretary@cer-rec.gc.ca, or mailed to the Secretary at

Secretary of the Commission
Canada Energy Regulator
210-517 10 Ave SW
Calgary AB T2R 0A8

It is important that your email or letter include “Request for ADR” in the subject line.

It is important that your application be filled out in detail

Filing this application with the CER means that you are ready to proceed with a compensation hearing. If you do not yet have all of the information for your compensation dispute (e.g., the specific amount of damages you are seeking), or if your application is not complete, your hearing may be delayed.

Completing this form

This form can be completed electronically or you can print a copy and complete it legibly in writing. See Part G below for instructions on how to file your completed form.

You can attach additional pages as necessary (see Part F for more information on providing attachments).

Refer to the CER Act and the CER's website for further information about compensation hearings, including the factors the Commission will consider in making its determinations (www.cer-rec.gc.ca/compensation).

If you have questions about this form, contact the CER's Land Matters Advisory Service toll free at 1 (800) 899-1265 or email at LMAS.SCQF@cer-rec.gc.ca. The CER cannot provide you (or parties) with legal advice.

The form starts on the next page



Compensation Hearing Application Form

Part A – Your information (applicant)

Name:		Title:	
Organization / Company (if applicable):			
Residential Address:			
City / Town:			
Province:		Telephone:	
Postal Code:		Email:	
Preferred method of contact:	Phone	Email	Mail
Preferred official language you wish to participate in:	English	French	

Part B – If you have an authorized representative

If you are allowing someone to file or present information in the compensation hearing on your behalf (i.e., an authorized representative, such as a lawyer), provide their information below. Otherwise leave Part B blank.

Name:		Title:	
Organization:			
Property Address:			
City / Town:			
Province:		Telephone:	
Postal Code:		Email:	

The form continues on the next page



Part C – Information about the other party (respondent)

Provide information about the party with whom you have a dispute.

<p>Who is your dispute with?</p> <p>What is the name of the CER-regulated project related to the dispute (if known)?</p> <p>Contact information of the other party (respondent):</p>

Part D – Description of lands for this application

<p>(a) Legal description of lands related to this application:</p> 									
<p>(b) Describe the nature of your interest in the lands described above:</p> <table><tr><td>Registered owner</td><td>Tenant</td><td>Lease Holder</td></tr><tr><td>Indigenous community</td><td></td><td></td></tr><tr><td>Other user of lands (describe)</td><td></td><td></td></tr></table>	Registered owner	Tenant	Lease Holder	Indigenous community			Other user of lands (describe)		
Registered owner	Tenant	Lease Holder							
Indigenous community									
Other user of lands (describe)									

The form continues on the next page



Part E – Description of your compensation dispute

Provide detailed information about your compensation dispute for each matter for which you are seeking a decision on compensation, as applicable. Refer to sections 319, 327, and 334 of the CER Act as to what compensation matters are applicable.

(a) Identify which of the following applies to your compensation dispute

the acquisition, lease, or taking of land

lands whose use is restricted by the operation of section 335 of the CER Act, whether or not the lands were acquired, leased, or taken

damages caused by the activities of the company during their planning, construction, operation or abandonment

other (describe)

(b) For each item above that you have selected, describe in detail the nature of your dispute.

You can attach additional pages to this form.

The form continues on the next page



Part E – Description of your compensation dispute (continued)

(c) How much compensation are you seeking.

Include details for each item for which you are seeking compensation. For example:

1. \$xx to repair fence
2. \$xx for additional gravel

You can attach additional pages to this form.

Part F – Attachments to this application

If you have any attachments, please itemize them below and file them as attachments to this application:

Example:

1. map of my property
2. photos of damaged fence
3. invoice to repair damaged fence

You can attach additional pages to this form

The form continues on the next page



Part G – Filing your completed compensation hearing application

Below are the options you can use to file your completed compensation hearing application.

1. Preferred method

You can complete this form online, save it on your computer, and e-file it through the CER's e-filing tool (www.cer-rec.gc.ca/submit - then click on "efile" link at the bottom of the page). Step-by-step instructions are provided in the e-filing tool. Documents filed through the e-filing tool must be in PDF format.

2. You can print this form and you can send a copy to the CER by fax at (403) 292-5503 or 1 (877) 288-8803 (toll free).

3. You can mail or courier to the following:

**Secretary of the Commission
Canada Energy Regulator
210 - 517 10 Ave SW
Calgary, AB T2R 0A8**

For any questions about this application or how to file it, please contact the CER toll free at 1 (800) 899-1265.

Once you have completed this form and provided it to the CER, you acknowledge that the information in this form and any attachments will appear on REGDOCS, the CER's online public registry, and can be accessed and viewed by the public.

If you wish to file information that you do not want to place on REGDOCS or to be made public, you may request the CER to treat the information as confidential (see page 1 Confidential Filing).

Print Your Name:
Signature:
Date (DD MM YYYY):