

Subject: **ORDERS UNDER THE PUBLIC UTILITIES BOARD ACT**

## **BACKGROUND**

Pursuant to section 67 of the Public Utilities Board Act, R.S.A. 2000, c. P-45, and pursuant to section 15(1) and (3) of the Alberta Energy and Utilities Board Act, Statutes of Alberta 2000 c. A-17, the Alberta Energy and Utilities Board is empowered to make orders in respect of the payment of any money, costs, expenses or penalty related to a public utility. The order constitutes a lien and charge on any land or interest in land of the person ordered to pay and is registrable at the Land Titles Office. Once the order is registered, the land is bound in the same manner as it would be by the registration of an execution issued after judgment in the Court of King's Bench. The amount ordered to be paid may be realized in the same manner as a writ of enforcement.

## **REGISTRATION PROCEDURE**

1. A copy of the Board Order certified by the Board secretary is registrable when accompanied by a Creditor's Statement of Debtor's Land ([FORM S](#)).
2. It is endorsed in the same manner as a writ of enforcement.

The SPIN2 document type to be used when creating a Document Registration Request (DRR) form is: Order – Endorsement

The code used for registration at Land Titles is: ORDE

3. **Discharge** - A copy of a further Board Order certified by the Board secretary is required to discharge a Board Order.

The SPIN2 document type to be used when creating a Document Registration Request (DRR) form is: Discharge by Order

The code used for registration at Land Titles is: DISO

4. **Fees** - [Tariff items 11\(6\) and 11\(5\)](#) are charged for the registration and the discharge respectively.