



January 9, 2012

Notice re: Employment Opportunity

Position: Legal Counsel,
Market Surveillance Administrator (MSA)

Location: Calgary, Alberta

Start Date: Q1/Q2 2012

About the MSA

The MSA is an independent agency with a broad mandate including surveillance, investigation and enforcement to help ensure the *fair, efficient and openly competitive* operation of the wholesale electricity market and the retail electricity and natural gas markets in Alberta. The MSA also plays a key role in helping to ensure compliance with applicable reliability standards. As part of its mandate the MSA may also establish guidelines relevant to the conduct of persons within its jurisdiction.

The powers and authority of the MSA are set out under the *Electric Utilities Act*, the *Alberta Utilities Commission Act* and related regulations. The work of the agency is done by small group of highly trained analysts, economists, legal and administrative staff. The MSA is led by an individual appointed by the Minister of Energy.

Life at the MSA is busy, the issues challenging and the approach collaborative. The range of legal work includes advice and advocacy regarding competition law, market rules, reliability standards, guideline making, investigations and enforcement. Legal counsel also plays a key role in respect of corporate governance, contractual and employment matters inside the MSA. The fact is that most files within the agency will have some involvement by legal counsel.

The Position

The person hired as Legal Counsel will report directly to Senior Legal Counsel. From a succession planning perspective it is anticipated that the person hired here will ultimately step into the senior role in due course.

The Right Person

In order of priority, the ideal candidate would come with strong skills, knowledge and experience in: (i) investigation and procedure; (ii) competition/anti-trust law; (iii) the applicable legal framework in Alberta and Canada; and (iv) corporate operations, administration and governance.

You must have strong analytical and writing skills. You must be able to work effectively with your colleagues, including MSA staff, external counsel and outside experts, toward timely completion of files. Also critical is the ability to engage on a constructive basis with market participants, government, industry agencies within Alberta and in other jurisdictions, and other stakeholders. Key competencies include problem solving, communications, teamwork and collaboration.

We believe that 5-10 years of relevant legal experience is necessary for this position. You must also be a member in good standing of the Law Society of Alberta and able to meet high level security clearance requirements.

Main Responsibilities

As Legal Counsel, your duties will include the following:

- Leading investigations in an effective and timely manner;
- Providing effective and timely legal advice and support on other investigations;
- Conducting research and providing legal opinions relevant to the MSA mandate;
- Providing advice and assistance with respect the interpretation of relevant legislation, rules and reliability standards;
- Providing training to MSA staff on relevant procedural and other matters;
- Supporting and leading participation in court and regulatory proceedings in which the MSA is a party, including drafting of legal filings and advocacy;
- Negotiating, drafting and reviewing external legal agreements, including contracts and settlement agreements;
- Participating in stakeholder consultations relating to the MSA mandate; and
- Liaising with market participants, outside agencies and industry stakeholders.

Remuneration and Benefits

The MSA seeks to compensate its employees in a manner commensurate with their training and experience, and comparable to similar employers in Alberta.

In addition to their salary, MSA employees are eligible for a comprehensive medical/dental benefits package, as well as matching contributions to a registered retirement savings plan. Vacation, flex days and other entitlements are also included.

How to Apply

The competition for the position of Legal Counsel is open until February 10, 2012. Interested persons should send their resume via email to the attention of Donna Ehrhardt, Office Manager, at donna.ehrhardt@albertamsa.ca. Materials received may, as applicable, be shared with consultants assisting the MSA in recruiting efforts.

We appreciate your interest in working for the MSA, but due to time pressures may only contact those applicants who are selected for interview. We will in any event retain your resume for a period of time in the event that another position becomes available, unless you expressly request otherwise.