

NOTICE OF SPECIFIED PENALTY

Date of Issue: July 29, 2024		Payment Due Date: August 29, 2024	
MSA File Number	RS2024-056	Specified Penalty Amount¹	\$ 12,500
Market Participant Name	Suncor Energy Inc.		
Reliability Standard	EOP-008-AB-1	Self-Report	<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO
Requirement	R4	Accepted Mitigation Plan	<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO
Date of Referral/Self Report	March 28, 2024	Date of Contravention	July 29, 2020 ²

MSA FINDINGS

Suncor Energy Inc. did not implement the applicable requirements of EOP-008-AB-1. This is an ongoing contravention starting on July 1, 2019, when EOP-008-AB-1 came into effect.

EOP-008-AB-1 states, in part:

R4 Each operator of a transmission facility must, when control has been transferred to the backup functionality location, have backup functionality provided either through:

- (a) a facility staffed by operators that are certified in accordance with any applicable reliability standards; or
- (b) contracted services staffed by operators that are certified in accordance with any applicable reliability standards that includes monitoring, control, logging, and alarming sufficient for maintaining compliance with all reliability standards that depend on the operator of a transmission facility's primary control centre functionality.

To avoid requiring tertiary functionality, backup functionality is not required during:

- (i) planned outages of the primary or backup functionality of two (2) weeks or less; or
- (ii) unplanned outages of the primary or backup functionality.

MR4 Evidence of having backup functionality provided either through a facility or contracted services staffed as required in requirement R4 exists. Evidence may include, but is not limited to, documentation identifying that the backup functionality includes monitoring, control, logging, and alarming sufficient for maintaining compliance with all reliability standards that depend on the primary control centre functionality, or other equivalent evidence.

The MSA is satisfied that the conduct was a contravention of Reliability Standard EOP-008-AB-1, requirement R4.

DELIVERY OF PAYMENT

Payment can be made by electronic funds transfer (EFT). Please reach out to compliance@albertamsa.ca for instructions. When submitting the EFT, please send an email to AU.FinOps@gov.ab.ca, compliance@albertamsa.ca and enforcement@auc.ab.ca noting the MSA file #, market participant name, name as appears on bank account, payment amount and the date of the payment. MSA File #. Questions can be directed to compliance@albertamsa.ca.

NOTICE

The Market Surveillance Administrator (MSA) is granted the power and authority under s. 52 of the *Alberta Utilities Commission Act* to issue a Notice of Specified Penalty where the MSA is satisfied that a person has contravened an Alberta Reliability Standard. Specified penalties are set out in AUC Rule 027.

In accordance with the relevant enactments and rules, a dispute regarding the issuance of a Notice of Specified Penalty or failure to pay the specified penalty in accordance with this notice will result in a hearing or other proceeding before the AUC.

In accordance with s. 5.1 of AUC Rule 027 this Notice of Specified Penalty will be made public no earlier than receipt of confirmation of payment from the Commission and no later than 45 days after issuance. The MSA will, if applicable, also post on its website the link to any decision of the AUC respecting the specified penalty.

If your organization disputes the issuance of this Notice of Specified Penalty, or if you have any other questions or comments regarding this matter, please contact the MSA compliance team at compliance@albertamsa.ca.

APPROVED BY

Mark Nesbitt, Director, Enforcement on July 29, 2024

¹ Specified penalty amount conditional on the completion of the accepted Mitigation Plan.

² Alberta Utilities Commission [Rule 027](#), section 3.4(b) four-year period binds.