AUC
Alberta Utilities Commission

February 26, 2026

Gary Tian
Chief Executive Officer
2661707 Alberta Ltd.
#601, 736 Sixth Avenue S.W.
Calgary, Alta. T2P 3T7

Dear Gary Tian:

2661707 Alberta Ltd.
Nine 9.9-Megawatt Natural Gas-Fired Power Plants
Proceeding 30544
Applications 30544-A001 to 30544-A009

Applications containing major deficiencies

1. On January 12, 2026, 2661707 Alberta Ltd. filed nine checklist applications for approval to construct and operate nine different 9.9-megawatt natural gas-fired power plants. The Alberta Utilities Commission considered the timing and the status of the applications and combined the nine applications to be considered jointly in Proceeding 30544. The Commission has closed the applications because they contain major deficiencies, as described below.

2. Section 4.2 of Rule 007: *Facility Applications* states:

> An applicant must file a checklist application using the checklist form if the power plant:
>
> - Is or will be located at a site that will have a total capability of one MW or greater and less than 10 MW, regardless of whether the energy generated is solely for its own use or for export to the Alberta Interconnected Electric System;
> - Does not directly and adversely affect any person;
> - Has no adverse effect on the environment; and
> - Complies with Rule 012: *Noise Control*.

3. Rule 007 outlines that checklist applications will be considered as follows:

> The Commission will assess eligibility for an application to be filed as a checklist application and will issue a decision within five business days of receiving a properly completed checklist application. Applicants may be asked to file supplemental information for applications that are not eligible to be filed as checklist applications.[1]

[1] Rule 007: *Facility Applications*, PDF page 7.

4. As stated in Section 17 of Rule 001: *Rules of Practice*:

> 17.1 The Commission may, at any time during a proceeding,
>
> a) place an application into abeyance and suspend the proceeding; or
>
> b) in the case where the Commission determines that it cannot continue to process an application, dismiss the application with an explanation of the dismissal and close the proceeding.

5. Upon review of the submitted application documents and responses to information requests, the Commission has decided to close the applications without prejudice to 2661707 Alberta Ltd. reapplying in the future. The applications, including the supporting documents, contain numerous deficiencies and do not comply with Rule 007.

6. These deficiencies include, but are not limited to, errors, insufficient or incomplete information, inaccurate information about the project lands and internal inconsistency among the application documents. Collectively, the deficiencies create a significant lack of clarity as to whether application requirements have been met. For example:

- 2661707 Alberta Ltd. confirmed in the checklist forms that there is no Crown land within the notification radius of the power plants. However, according to the government of Alberta's Landscape Analysis Indigenous Relations Tool and 2661707 Alberta Ltd.'s information response, all nine of the proposed power plants are located on Crown land and are surrounded by Crown land.

- 2661707 Alberta Ltd. confirmed in the checklist forms that no person is directly and adversely affected and that there are no outstanding objections. The projects are on and adjacent to Crown land and have the potential to impact Indigenous groups' Section 35 of the *Constitution Act*, 1982 rights. It is unclear if Indigenous groups were notified about the projects, if any concerns were raised and what mitigations were discussed.

- 2661707 Alberta Ltd. confirmed in the checklist forms that there will be no adverse effect on the environment as a result of the projects. However, based on the project areas and 2661707 Alberta Ltd.'s responses to the Commission's information requests, the potential exists for environmental impacts which could require mitigation or regulatory adherence. Moreover, a qualified environmental professional was not retained to appropriately assess whether the potential for adverse effects to the environment were adequately considered given this risk.[2]

- 2661707 Alberta Ltd. acknowledged that *Environmental Protection and Enhancement Act*, *Public Lands Act* and *Water Act* approvals are required for each of the proposed power plants.[3]

---

[2] Exhibit 30544-X0038, For 30544_X0036_AUC information request response, page 3.
[3] Exhibit 30544-X0038, For 30544_X0036_AUC information request response, page 4.

7. Given the apparent attributes of the land on which the projects would be located, the Commission finds that additional information is required to consider the environmental impact of the projects. Consistent with the requirements of Rule 007, the Commission finds the absence of this key information requirement to be a major deficiency.

8. Based on the record of this proceeding, there is insufficient information for the Commission to make the determination that no person is directly and adversely affected and that there will be no adverse effect on the environment as a result of the proposed power plants.

9. The Commission would need to issue a significant volume of information requests to 2661707 Alberta Ltd. to clarify the errors, inconsistencies and insufficient information on the record, simply to assess whether 2661707 Alberta Ltd. has filed complete applications that may be processed and decided. The Commission expects that application materials, when filed, will be clear and consistent, and that the applicant will identify how it has met the requirements in Rule 007 and explain any exceptions for the Commission's consideration.

10. Given the number of deficiencies, proceeding with the current applications would not be efficient for either the Commission or 2661707 Alberta Ltd. The Commission is of the view that it would be more efficient to review the applications within a new proceeding with the most up-to-date information which addresses the deficiencies noted, once 2661707 Alberta Ltd. is prepared to proceed with the projects. Accordingly, the Commission has closed the applications.

11. 2661707 Alberta Ltd. may reapply to the Commission for the power plants, without prejudice, when it is in possession of the information required to satisfy the Rule 007 requirements.

12. Should you have any questions, please contact Mustakimul Hoque at 403-592-4509 or by email at mustakimul.hoque@auc.ab.ca.

Yours truly,

Matthew Oliver, CD
Commission Member