



August 8, 2022

**VIA E-MAIL**

**Mr. Nicholas Crosbie**

Legal Counsel  
Equinor Canada Ltd.  
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St. John's, NL A1C 6J5

[NCR@equinor.com](mailto:NCR@equinor.com)

**Mr. John Hutchings**

AMP Officer  
Canada-Newfoundland and Labrador Offshore Petroleum Board  
240 Waterford Bridge Road  
The Tower Corporate Campus  
Suite 7100  
St. John's, NL A1E 1E2

[JHutchings@cnlopb.ca](mailto:JHutchings@cnlopb.ca)

**Re: Withdrawal of Request for Review Notice of Violation No. AMP-001-2022.**

**Dear Mr. Crosbie and Mr. Hutchings:**

We are writing pursuant to your correspondence to Administrative Monetary Penalty Officer, Mr. John Hutchings, Canada-Newfoundland and Labrador Offshore Petroleum Board, advising that Equinor Canada Limited is withdrawing their Request for Review of Notice of Violation No. AMP-001-2022 effective August 2, 2022.

**Background**

During the period from April 24, 2020 to July 7, 2020, Equinor Canada Ltd. (Equinor) failed to comply with appended Condition 20 of Operations Authorization (OA) No. 25020-020-OA04 in relation to the work/activity at or near the Cappahayden K-67 well within the boundary of Exploration Licence (EL) 1156. Namely, the failure to conduct hourly monitoring in accordance with the Standardized Protocol and the failure to monitor daily for the presence of stranded birds.

On April 13, 2022, the CNLOPB issued a Notice of Violation (NoV), AMP-001-2022 to Equinor. The failure to comply with a condition of authorization constitutes a violation for which an AMP may be issued pursuant to subsection 2(3) of the *Canada-Newfoundland and Labrador Offshore Petroleum Administrative Monetary Penalties Regulation*, SOR / 2016-19 (the AMPs Regulations).

Under subsection 3(2) of the AMPs regulations, the contravention of OA terms or conditions is a Type B violation. The NoV set out a total penalty amount of \$16,000.

On May 13, 2022, Equinor filed a Request for Review pursuant to section 202.2 of the *Canada Newfoundland and Labrador Implementation Act*, S.C 1987 c. 3, (the "Accord Act") in respect to the NoV requesting a review of the penalty amount.

Pursuant to subsection 202.02(2) of the Accord Act, the Board appointed a three-person panel on May 19, 2022 (the Review Committee), each of whom is a member of the Board, to conduct the review.

In accordance with the joint C-NSOPB/C-NLOPB *Administrative Monetary Penalty Guidelines, March 2017*, (the Guidelines), the AMP Officer confirmed on June 13, 2022, that the evidence used to support the NoV had been provided to Equinor and the Review Committee.

On August 2, 2022, Equinor issued a letter formally withdrawing their request for a review of the AMP.

### **Determination**

In accordance with the Guidelines and at any time before the Review Committee issues a decision, the Requestor can request that the review request be withdrawn. Equinor, having done so, the Review Committee hereby accepts the withdrawal of the review request filed on May 13, 2022.

The NoV will therefore stand as issued by the AMP Officer on April 13, 2022, and the total penalty amount to be paid by Equinor is \$16,000.

### **Review Committee**

Original Signed by:

Lori Bevan

Kim Dunphy

Sharon Murphy