



Province of Alberta
Order in Council

O.C. 180/2023

SEP 28 2023

ORDER IN COUNCIL

Approved and ordered:

Lieutenant Governor
or
Administrator

The Lieutenant Governor in Council makes the Prompt Payment and Construction Lien (Prescribed Persons, Entities and Project Agreements) Regulation set out in the attached Appendix.

CHAIR

FILED UNDER
THE REGULATIONS ACT

as ALBERTA REGULATION 122/2023

ON September 28 2023

DEPUTY REGISTRAR OF REGULATIONS

For Information only

Recommended by: Minister of Service Alberta and Red Tape Reduction

Authority: Prompt Payment and Construction Lien Act
(section 70)

APPENDIX

Prompt Payment and Construction Lien Act

PROMPT PAYMENT AND CONSTRUCTION LIEN (PRESCRIBED PERSONS, ENTITIES AND PROJECT AGREEMENTS) REGULATION

Prescribed persons, entities and project agreements

1(1) For the purpose of section 1.1(3) of the Act, subject to subsection (2), the 31-day limitation required under section 32.1(6) of the Act does not apply to

- (a) the person or entity, whether incorporated or not, that enters into a project agreement to finance and undertake an improvement, and
- (b) the project agreements to finance and undertake an improvement

listed in the Schedule.

(2) For the purpose of subsection (1), a project agreement referred to in subsection (1)(a) and (b) must

- (a) be directly connected to the financing or undertaking of an improvement that includes capital expenditures of at least \$5 000 000 000,
- (b) contribute to significant job creation and economic growth, and
- (c) demonstrate
 - (i) the commercialization of technologies that assist in the environmentally sustainable development of oil or natural gas resources, or
 - (ii) the use of technologies that reduce the emission of greenhouse gases in industrial applications

to maintain the economic competitiveness of the Province.

Expiry

2 For the purpose of ensuring that this Regulation is reviewed for ongoing relevancy and necessity, with the option that it may be repassed in its present or an amended form following a review, this Regulation expires on October 31, 2033.



**Schedule
(section 1)**

	Person or Entity	Project Agreement
1	Dow Chemical Canada ULC in relation to the Path2Zero Expansion Project	Any project agreement between Dow Chemical Canada ULC and a contractor for the provision of materials or work done for the construction and installation of Dow Chemical Canada ULC's Path2Zero Expansion Project

