

ASSIGNMENT of SURFACE RIGHTS BOARD ORDER

NOTE: Documents submitted for registration must be accompanied by an electronic on-line Document Registration Request (DRR) form. To Create a DRR, logon to SPIN2, www.spin.gov.ab.ca, click the DRR button on the SPIN2 Menu Bar then select Create DRR, see Create DRR Help files for additional information. The Document Type selected must be Transfer of Instrument.

On June 11, 2020 as part of Bill 22, the *Red Tape Reduction Implementation Act*, four amendments to the Surface Rights Act were introduced to clarify definitions, reduce red tape and reduce delays in processing applications. Section 35 was amended to streamline the process to transfer its licences and permits to another operator once it has received approval from the Alberta Energy Regulator (AER) or the Alberta Utilities Commission (AUC). An operator can now register the change directly with the Registrar of Land Titles in Service Alberta.

Completion/Execution of Document

Before submitting documents to the Land Titles Office, please ensure that you have reviewed the current title(s) affected by the Surface Rights Board Order to determine:

- The current Operators name (ensure you review the entire title for any subsequent Surface Rights Board Amending Orders which may have changed the Operator)
- The Land Titles registration number of the Surface Rights Board Order

Please note: If the current Operator does not agree with the latest Operator indicated on the current title (including any subsequent amending orders), Land Titles will require certified copies of the intervening Surface Rights Board Amending Orders to accompany the Assignment of Surface Rights Board Order. These certified copies must be under the seal of the Surface Rights Board.

The Operator/Assignee that the Surface Rights Board Order is being assigned to must comply with s. 27 of the Land Titles Act (i.e. registered under the *Companies Act, Business Corporations Act, Cooperatives Act...*)

An Officer or Director of the current Operator/Assignor must sign the Assignment and affix their corporate seal. If the company does not have a corporate seal, a witness must sign beside the Officer or Director of the Operator/Assignor. This witness must then complete an Affidavit of Execution in the prescribed [Form 31](#) **and** the Officer or Director must complete an Affidavit Verifying Corporate Signing Authority in the prescribed [Form 31.1](#). Both of these affidavits must be sworn before a Commissioner for Oaths.

Registration Fees

Assignment of Surface Rights Board Order	\$10.00
Extra title(s) affected	\$5.00 per title

Please enclose a cheque or money order payable to the Government of Alberta. Mail the DRR, completed document with original signatures, and appropriate fees to either address:

Land Titles Office
Box 7575
Calgary AB T2P 2R4

or

Land Titles Office
Box 2380
Edmonton AB T5J 3W7

If you have any further questions please contact: (403)297-6511/ltos@gov.ab.ca (Calgary) or (780) 427-2742/lto@gov.ab.ca (Edmonton)

Assignment of Surface Rights Board Order
Surface Rights Act
Section 35.1
(Not more than 7 instruments may be included in the Form)

I, _____ the Operator/Assignor,

hereby Assign operation of Surface Rights Board Order registered at Land Titles as instrument number

_____ to _____ (*Operator/Assignee).

In witness whereof, I have hereto subscribed my name this (date) _____.

(Signature and ** Corporate Seal of Operator)

* Operator/Assignee must comply with s. 27 of the Land Titles Act.

** If a corporate seal is not available, Land Titles will require:

- 1) A witness to sign beside the signatory, and
- 2) Witness must complete an Affidavit of Execution in the Prescribed Form 31, and
- 3) An Affidavit Verifying Corporate Signing Authority in the Prescribed Form 31.1