

National Energy
Board



Office national
de l'énergie

File OF-Tolls-Group1-A159-2012-01 01
14 December 2012

Mr. Brian Troicuk
Manager, Regulatory Affairs
Alliance Pipeline Limited Partnership
Suite 800, 605 5th Avenue S.W.
Calgary, AB T2P 3H5
Facsimile 403-266-4407

Dear Mr. Troicuk:

**Alliance Pipeline Ltd. (Alliance)
Amended Tolls Effective 1 January 2013**

The National Energy Board received Alliance's 31 October 2012 filing for the tolls to be made effective 1 January 2013. The Board is also in receipt of an objection to Alliance's proposed tolls from BP Canada Energy Group (BP Canada), dated 10 December 2012. The Board has received an additional letter objecting to Alliance's filing from ProGas Limited (ProGas) dated 11 December 2012.

BP Canada seeks a determination that the proposed tolls are not just and reasonable because of the inclusion of \$5 million of Demand Charge Credits in tolls related to the Highway 43-32 Pipe Relocation Project. ProGas supports BP Canada's objections.

The Board is now seeking comments from interested parties on the matter raised by BP Canada and the type of process the Board should use to assess BP Canada's objection. After considering the submissions as per the schedule outlined in the next paragraph, the Board may adjudicate the objection or initiate further procedural steps.

All comments from interested persons must be filed with the Board and served on BP Canada and Alliance by noon on 21 December 2012. Alliance may file its comments by noon on 4 January 2013 and BP Canada may file any additional comments by noon on 9 January 2013.

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The Board advises that Alliance's proposed 2013 tolls will be made interim, effective 1 January 2013 and until the day before the effective date of the final decision of the Board in this matter. The Board establishes interim tolls without an extensive examination of substantive issues and a decision to approve interim tolls is, in no way, a ruling by the Board as to the merits of any case presented by an Applicant or by interested parties to set final tolls.

The attached Order TOI-001-2012 gives effect to this decision.

Alliance is directed to serve a copy of this correspondence on Alliance Canada Shippers, the Alliance Shipper Task Force (Policy Group) and the Alliance Service List as well as on all existing shippers, and interested persons by **noon Calgary time on 17 December 2012**.

Yours truly,



Sheri Young
Secretary of the Board

c.c. Ms. Cheryl G. Worthy, BP Canada Energy Company, facsimile 403-233-5667
Mr. Anthony Deakin, ProGas Limited, facsimile 403-233-5655

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ORDER TOI-001-2012

IN THE MATTER OF the *National Energy Board Act* (the Act) and the regulations made thereunder; and

IN THE MATTER OF a filing by Alliance Pipelines Ltd. (Alliance) dated 31 October 2012 for new tolls effective 1 January 2013 pursuant to Part IV of the Act filed with the National Energy Board under File OF-Tolls-Group1-A159-2012-01 01;

BEFORE the Board on 14 December 2012.


WHEREAS on 31 October 2012, Alliance filed for new tolls to be effective 1 January 2013;

AND WHEREAS Alliance sent a copy of its filing to all shippers and interested parties;

AND WHEREAS the Board has received an objection from two shippers: BP Canada Energy Group and ProGas Limited as to the level of the proposed tolls;

IT IS ORDERED, pursuant to subsection 19(2) and section 59 of the Act that Alliance's proposed 2013 tolls are made interim as of 1 January 2013, pending a final order of the Board concerning 2013 tolls.

NATIONAL ENERGY BOARD


for

Sheri Young
Secretary of the Board