



File OF-Tolls-Group1-W102-2010-05 01
18 January 2011

Mr. Garth Johnson
Director, Regulatory Affairs
Spectra Energy Transmission
BC Pipeline and Field Services Divisions
Fifth Avenue Place, East Tower
Suite 2600, 425 – 1st Street SW
Calgary, AB T2P 3L8
Facsimile 403-699-1585

Dear Mr. Johnson:

**Westcoast Energy Inc., carrying on business as Spectra Energy Transmission
(Westcoast) Application for Approval of 2011 to 2013 Transmission Toll Settlement**

The National Energy Board has considered Westcoast's application filed 17 December 2010 pursuant to Part IV of the *National Energy Board Act* and the Board's Revised Guidelines for Negotiated Settlements of Traffic, Tolls and Tariffs, dated 12 June 2002, (the Guidelines) for approval of a three-year toll settlement (the Settlement) and for approval of a methodology for fixing tolls in Zones 3 and 4 for 2011, 2012 and 2013.

Under the Guidelines, the Board considers the views of interested parties in deciding how to proceed in determining whether or not a settlement is in the public interest and if tolls under a settlement are just and reasonable. By letter dated 21 December 2010, the Board invited comments from interested parties on the Settlement and associated tolls. The Board received comments from the Canadian Association of Petroleum Producers (CAPP), Terasen Gas Inc. (TGI) and the Export Users Group (EUG) in support of the 17 December 2010 application and Settlement, and has received no comments or expressions of opposition. After examining the matter, the Board concludes that approval of the Settlement and the methodology for fixing 2011, 2012 and 2013 tolls in Zones 3 and 4 is in the public interest. The attached Order TG-01-2011 gives effect to this decision.

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Westcoast is directed to serve a copy of this letter and the attached Order on Settlement Stakeholders, members of Westcoast's Toll and Tariff Task Force, all shippers on the Westcoast system and any other interested parties to the application.

Yours truly,

A handwritten signature in black ink that reads "AnneMarie Erickson". The signature is written in a cursive, flowing style.

Anne-Marie Erickson
Secretary of the Board

Attachment



ORDER TG-01-2011

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

IN THE MATTER OF an application by Westcoast Energy Inc., carrying on business as Spectra Energy Transmission (Westcoast), dated 17 December 2010 for approval of a three-year negotiated settlement for the period commencing 1 January 2011 (the Settlement) pursuant to Part IV of the Act and the Board's Revised Guidelines for Negotiated Settlements of Traffic, Tolls and Tariffs, dated 12 June 2002 (the Guidelines), filed with the Board under File OF-Tolls-Group1-W102-2010-05 01.

BEFORE the Board on 18 January 2011.

WHEREAS the three-year negotiated toll settlement approved by Order TG-03-2008 dated 4 November 2008 expired 31 December 2010;

AND WHEREAS on 23 November 2010 Westcoast filed an application for approval of 2011 interim tolls for mainline transmission services in Zones 3 and 4;

AND WHEREAS on 7 December 2010 the Board issued Order TGI-02-2010 approving the interim tolls filed with the Board on 23 November 2010 and outlined in TTTF Issue Resolution Sheet 2010-05;

AND WHEREAS on 17 December 2010 Westcoast filed an application for approval of the Settlement and resulting tolls for the period commencing 1 January 2011 pursuant to Part IV of the Act and the Guidelines;

AND WHEREAS on 21 December 2010 the Board invited comments from interested parties on the Settlement and associated tolls, receiving comments from the Canadian Association of Petroleum Producers, Terasen Gas Inc., and the Export Users Group in support of the 17 December 2010 application and Settlement, and has received no comments or expressions of opposition;

AND WHEREAS the Board has considered Westcoast's application dated 17 December 2010 and comments received, with reference to the Guidelines;

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AND WHEREAS the Board has decided that approval of the Settlement and the methodology for fixing the 2011, 2012 and 2013 tolls in Zones 3 and 4 is in the public interest;

IT IS ORDERED pursuant to Part IV of the Act, that:

1. Westcoast shall establish mainline transmission tolls for Zones 3 and 4 for 2011, 2012 and 2013 in accordance with the methodology set out in its application and Settlement;
2. the depreciation rates set out in Appendix D of the Settlement are approved for the term of the Settlement;
3. Westcoast shall maintain, for accounting and toll making purposes, the deferral accounts referred to in the Settlement and which are required to give effect to the Settlement over the term of the Settlement and dispose of the balances in such deferral accounts from time to time in accordance with the terms of the Settlement; and
4. the Settlement is approved as filed.

NATIONAL ENERGY BOARD



Anne-Marie Erickson
Secretary of the Board