



**ORDER AO-3-TGI-01-2009**

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

**IN THE MATTER OF** an application by NOVA Gas Transmission Ltd. (NGTL) pursuant to sections 21(1) and 60(1)(a) of the Act filed with the National Energy Board under File OF-Tolls-Group1-N081-2009-03 01.

**BEFORE** the Board on 8 September 2009.

**WHEREAS** tolls for the Alberta System have been in effect on an interim basis since 29 April 2009 pursuant to Board Order TGI-01-2009 dated 27 April 2009;

**AND WHEREAS** the Board issued Amending Order AO-1-TGI-01-2009 relating to minor toll amendments on 26 June 2009;

**AND WHEREAS** the Board issued Amending Order AO-2-TGI-01-2009 on 30 July 2009 approving, on an interim basis, changes to NGTL's Alberta System Gas Transportation Tariff (Tariff) that are related to Measurement Canada Bulletin G-14 as described in NGTL's Application of 20 July 2009;

**AND WHEREAS** NGTL filed an application with the Board on 17 August 2009 requesting that the Board rescind Amending Order AO-2-TGI-01-2009 and reconsider NGTL's Application of 20 July 2009 under paragraph 60(1)(a) of the Act in order to remove the interim condition from the tariff amendments related to Measurement Canada Bulletin G-14;

**AND WHEREAS** the Board has considered the application, the objective sought by NGTL, and the requirements set out in paragraph 60(1)(a) that tolls charged by a company must be specified in a tariff that has been filed with the Board and is in effect, and has decided instead to further revise Order TGI-01-2009 as amended;

**THEREFORE IT IS ORDERED** pursuant to section 20, subsection 21(1) and paragraph 60(1)(a) of the Act, that:

1. Clause 1 of Amending Order AO-2-TGI-01-2009 that approved the Tariff changes on an interim basis is revoked;

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2. The proposed amendments to the Tariff related to Measurement Canada Bulletin G-14 as filed with the Board on 20 July 2009 are acknowledged by Board as filed pursuant to paragraph 60(1)(a) of the Act; and
3. The tolls to be charged on an interim basis in accordance with TGI-01-2009, as amended, shall remain in effect until replaced by tolls approved by the Board in a subsequent or amending toll Order.

NATIONAL ENERGY BOARD



Anne-Marie Erickson  
Acting Secretary of the Board