



EB-2010-0248

IN THE MATTER OF the *Ontario Energy Board Act, 1998*,
S.O, 1998, c. 15, Schedule B;

AND IN THE MATTER OF cost award eligibility for
interested parties in a consultation process regarding
proposed amendments to the “Affiliate Relationships Code
for Gas Utilities” and the “Natural Gas Reporting and
Record Keeping Requirements: Rule for Gas Utilities”.

BEFORE: Cathy Spoel
Board Member

DECISION ON COST ELIGIBILITY

On July 29, 2010, the Ontario Energy Board (the “Board”) issued a Notice of Proposal to amend the “Affiliate Relationships Code for Gas Utilities” and the “Natural Gas Reporting and Record Keeping Requirements: Rule for Gas Utilities” (the “July Notice”) to keep pace with the fact that the Province’s largest natural gas utilities may now own and operate certain renewable and other generation facilities as well as energy storage facilities.

The July Notice also notified interested parties that cost awards would be available to eligible persons under section 30 of the *Ontario Energy Board Act, 1998* in relation to their participation in this consultation process, and that any costs awarded would be recovered from rate-regulated natural gas utilities based on their respective distribution revenues.

The Board received requests for cost eligibility from the following participants:

- Consumers Council of Canadian
- London Property Management Association
- School Energy Coalition

Rate-regulated natural Gas utilities were given an opportunity to file any objections they might have in relation to the eligibility of the above-noted participants for an award of costs. The Board did not receive any objections from distributors within the time specified for that purpose in the July Notice.

Based on the criteria set out in section 3 of the Board's *Practice Direction on Cost Awards*, the Board has determined that all of the above-mentioned participants are eligible for an award of costs in this consultation process. The Board expects these participants to make every effort to communicate and co-ordinate their participation in this process to the extent that they represent the same interests or class of customer.

ISSUED AT Toronto, September 10, 2010
ONTARIO ENERGY BOARD

Original signed by

Cathy Spoel
Board Member