



**EB-2008-0285**

**IN THE MATTER OF** the *Ontario Energy Board Act*, 1998, S.O. 1998, c.15 (Sched. B)

**AND IN THE MATTER OF** a proceeding initiated by the Ontario Energy Board to determine whether it should order new rates for the provision of natural gas, transmission, distribution and storage services to gas-fired generators (and other qualified customers) and whether the Board should refrain from regulating the rates for storage of gas.

**AND IN THE MATTER OF** Rules 7, 42, 44 and 45.01 of the Board's *Rules of Practice and Procedure*.

## **DECISION**

On August 14, 2008, Enbridge Gas Distribution (“Enbridge”) filed with the Ontario Energy Board (the “Board”) a Motion to vary (the “Motion”) a portion of the *Settlement Proposal for Issues Relating to Enbridge Gas Distribution Inc. in the Natural Gas Electricity Interface Review Proceeding* (the “Settlement Proposal”), dated June 13, 2006.

The relief requested in Enbridge’s Motion is for:

An order varying the Settlement Proposal, dated June 13, 2006 such that the review of new services referred to in section 1.1, paragraph (l) of the Settlement Proposal (the “New Services”) will occur once sufficient operating experience has been gained and in any event no later than March 31, 2010.

At present, the Settlement Proposal requires that Enbridge convene a review of the New Services by March 31, 2009.

Enbridge stated in the Motion that it had contacted the Association of Power Producers of Ontario (“APPrO”), and on behalf of the electricity generators, APPrO supported the relief requested in the Motion. Interested parties were provided the opportunity to make submissions. No submissions were made.

**Board Findings**

The extension requested by Enbridge, to delay the deadline for review until March 31, 2010, will allow for a more meaningful dialogue on the experience and success of the New Services. The Board’s expectation is that Enbridge will convene a meaningful review of the New Services at that time. No party objected to the relief sought, and the Board is satisfied that the relief sought in Enbridge’s Motion does not negatively affect any party.

The Board grants the relief sought in the Enbridge Motion.

**THE BOARD THEREFORE ORDERS THAT:**

1. Enbridge Gas Distribution shall revise the deadline to convene the Power Services Review found at section 1.1, paragraph (l) of Enbridge’s Settlement Proposal from March 31, 2009 to March 31, 2010. All other terms in the Settlement Proposal shall remain in full force and effect.

**ISSUED** at Toronto, October 2, 2008  
**ONTARIO ENERGY BOARD**

*Original signed by*

Kirsten Walli  
Board Secretary