



**EB-2009-0169**

**IN THE MATTER OF** the *Municipal Franchises Act*, R.S.O. 1990, c. M.55, as amended;

**AND IN THE MATTER OF** an application by Union Gas Limited for an order cancelling or superseding parts of existing Certificates of Public Convenience and Necessity for certain geographic areas that now form the Municipality of Strathroy-Caradoc and replacing these with a single Certificate of Public Convenience and Necessity.

**By delegation, before: Neil McKay**

### **AMENDED DECISION AND ORDER**

Union Gas Limited (“Union”) filed an application dated June 3, 2009 with the Ontario Energy Board (the “Board”) under section 8 of the *Municipal Franchises Act*, R.S.O. 1990, c. M.55, as amended (the “Act”), for an order of the Board that cancels or supersedes the parts of the existing Certificates of Public Convenience and Necessity associated with the former municipalities now within the Municipality of Strathroy-Caradoc (the “Municipality”) and establishes a single Certificate of Public Convenience and Necessity (the “Certificate”) for the Municipality.

The Board has assigned File No. EB-2009-0169 to this application. The Board’s Notice of Application and Written Hearing was published as directed by the Board. There were no intervenors.

On July 30, 2009, the Board issued a Decision and Order approving a single Certificate for the Municipality. The Certificate superseded the parts of Union's existing Certificates associated with the former municipalities now within the Municipality of Strathroy-Caradoc.

On September 2, 2009, Union requested an amendment to the Board's July 30, 2009 Decision and Order to correct the file reference number for the existing Certificate of Public Convenience and Necessity for the Town of Strathroy. The July 30, 2009 Decision and Order issued by the Board refers to F.B.C. 111. The correct Certificate number is F.B.C. 112. Pursuant to the Board's powers under Rule 43.02 of its Rules of Practice and Procedure, this Decision and Order and the appended Certificate have been amended to reflect the change noted above.

On January 1, 2001, the former Town of Strathroy and the former Township of Caradoc were amalgamated to form the Municipality. The Applicant currently holds perpetual franchise agreements with the former Town of Strathroy and the former Township of Caradoc. The Applicant also holds Certificates for the former Town of Strathroy (F.B.C. 112) and the former Township of Caradoc (F.B.C. 192). F.B.C. 112 was issued for the former Town of Strathroy on June 25, 1957 and F.B.C. 192 was issued for 29 communities on January 8, 1958.

The Board finds that it is in the public interest to grant the application and that public convenience and necessity requires that approval be given.

**IT IS THEREFORE ORDERED THAT:**

1. The existing Certificate of Public Convenience and Necessity F.B.C. 112 covering the former Town of Strathroy is cancelled and replaced, and the parts of the existing Certificate of Public Convenience and Necessity F.B.C. 192 covering the former Township of Caradoc are superseded by the certificate attached as Appendix A to this Decision and Order.

2. A Certificate of Public Convenience and Necessity, attached as Appendix A to this Decision and Order, is granted to Union Gas Limited to construct works to supply gas in the Municipality of Strathroy-Caradoc.

**DATED** at Toronto, September 08, 2009

ONTARIO ENERGY BOARD

*Original Signed By*

Neil McKay  
Manager, Natural Gas Applications

**APPENDIX A**

**TO BOARD DECISION AND ORDER**

**EB-2009-0169**

**DATED: September 08, 2009**

**Certificate of Public Convenience and Necessity  
for the Municipality of Strathroy-Caradoc**

**EB-2009-0169**

## **Certificate of Public Convenience and Necessity**

The Ontario Energy Board hereby grants

### **Union Gas Limited**

approval under section 8 of the *Municipal Franchises Act*, R.S.O. 1990, c. M.55, as amended, to construct works to supply gas to the

### **Municipality of Strathroy-Caradoc**

This certificate replaces Certificate F.B.C. 112 currently held by Union Gas Limited which is associated with the former Town of Strathroy and the parts of Certificate F.B.C. 192 currently held by Union Gas Limited that are associated with the former Township of Caradoc.

**DATED** at Toronto, September 08, 2009

ONTARIO ENERGY BOARD

*Original Signed By*

Neil McKay  
Manager, Natural Gas Applications