



**EB-2009-0333**

**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 Middlesex Centre and replacing these with a single Certificate of Public Convenience and Necessity.

**By delegation, before:** Neil McKay

## **DECISION AND ORDER**

Union Gas Limited (“Union”) has filed an application dated September 9, 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 Middlesex Centre (the “Municipality”) and establishes a single Certificate of Public Convenience and Necessity (the “Certificate”) for the Municipality.

The Board assigned File No. EB-2009-0333 to this application. The Board’s Notice of Application and Written Hearing was published as directed by the Board. There were no intervenors.

On January 1, 1998, the former Townships of Lobo, London, Delaware, and the former Police Village of Delaware were amalgamated to form the Municipality of Middlesex Centre by Minister’s Order dated May 8, 1997. Union holds Certificates of Public Convenience and Necessity for the former Township of Lobo (P.F.A. 5643 and P.F.M. 580) the former Township of Delaware (P.F.A. 5643 and P.F.M. 582) and the former

Township of London (F.B.C. 270 and F.B.C. 192). The former Police Village of Delaware was administered by the former Township of Delaware.

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 parts of the existing Certificate of Public Convenience and Necessity P.F.A. 5643 covering the former Townships of Lobo and Delaware and the parts of Certificate F.B.C. 192 and F.B.C. 270 covering the former Township of London are superseded by the certificate attached as Appendix A to this Decision and Order.
2. The Certificates of Public Convenience and Necessity, P.F.M. 580 and P.F.M. 582, associated with the former Townships of Lobo and Delaware respectively, are cancelled by the certificate attached as Appendix A to this Decision and Order.
3. 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 Middlesex Centre.

**DATED** at Toronto, December 4, 2009

**ONTARIO ENERGY BOARD**

Original signed by

Neil McKay  
Manager, Natural Gas Applications

**APPENDIX A**

**TO BOARD DECISION AND ORDER**

**EB-2009-0333**

**DATED: December 4, 2009**

**Certificate of Public Convenience and Necessity for  
the Municipality of Middlesex Centre**

**EB-2009-0333**

## **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 Middlesex Centre**

This certificate replaces the parts of Certificate P.F.A. 5643 currently held by Union Gas Limited that are associated with the former Townships of Lobo and Delaware and replaces the parts of Certificate F.B.C 192 and F.B.C. 270 currently held by Union Gas Limited that are associated with the former Township of London, and cancels those Certificates, P.F.M 580 and P.F.M 582, associated with the former townships Of Lobo and Delaware, respectively.

**DATED** at Toronto, December 4, 2009

**ONTARIO ENERGY BOARD**

Original signed by

Neil McKay  
Manager, Natural Gas Applications