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NOTICE OF AMENDMENT TO A CODE

AMENDMENT TO THE STANDARD SUPPLY SERVICE CODE

BOARD FILE NO.: EB-2007-0032

**To: All Licensed Electricity Distributors
All Licensed Electricity Retailers
All Participants in Proceedings RP-2004-0196 and EB-2007-0032
Independent Electricity System Operator
All Other Interested Parties**

Re: Code Amendment for the Smart Metering Initiative Transition Period

The Ontario Energy Board (the "Board") has today issued an amendment to the Standard Supply Service Code (the "SSS Code") under section 70.2 of the *Ontario Energy Board Act, 1998*.

Background

On June 27, 2007, the Board issued a Notice of Proposal (the "June Notice") in which it proposed to amend the SSS Code with respect to the manner in which licensed distributors give notice of their election to implement time-of-use ("TOU") pricing prior to the date on which TOU pricing becomes mandatory for all consumers in the Province that have an eligible time-of-use meter. Specifically, the proposed amendment requires that licensed distributors provide direct notice, either by means of a bill insert or by other direct means (such as a letter, other direct mailing or telephone).

This amendment was proposed at the same time that the Board adopted other amendments to the SSS Code, the Distribution System Code and the Retail Settlement

Code relating to the implementation of the Province's smart metering initiative (the "SMI"), and in particular to the transition period during which smart meters are deployed and enrolled in the meter data management and meter data repository that is currently under development. The Notice of Proposal issued by the Board on May 14, 2007 contains more detailed background information regarding the SMI and transitional issues.

Amendment to the SSS Code as Adopted by the Board

The Board received four submissions on the proposed amendment. A number of interested parties commented on the broader issue of the need for a transition strategy and for coordinated consumer communications in order to facilitate the transition to TOU pricing. The Board notes that issues associated with implementation of the SMI are not wholly within the Board's sole authority or control. The Board will, however, take these concerns into account as it proceeds with the performance of its own SMI-related responsibilities.

None of the stakeholders opposed the proposed amendment. The Board has therefore adopted the amendment to the SSS Code as proposed in the June Notice. The text of the amendment to section 3.5.3 of the SSS Code as adopted by the Board is set out in Attachment A to this Notice.

Coming Into Force

As indicated in the June Notice, the amendment to the SSS Code will come into force on the date on which it is published on the Board's website.

This Notice, including the attached amendment to the SSS Code, is available for public viewing on the Board's website at www.oeb.gov.on.ca and at the office of the Board during normal business hours.

If you have any questions regarding the amendment to the SSS Code, please contact Laurie Reid at 416-440-7623. The Board's toll free number is 1-888-632-6273.

DATED at Toronto, September 17, 2007.

ONTARIO ENERGY BOARD

Original Signed By

Kirsten Walli
Board Secretary

Attachment A: Amendment to the Standard Supply Service Code

Attachment A

Amendment to the Standard Supply Service Code

Section 3.5.3 of the Standard Supply Service Code is amended by deleting paragraphs (a), (b) and (c) and replacing them with the following:

- (a) posting a notice to this effect on its website and including an insert containing a notice to this effect with at least one bill submitted to RPP consumers; or
- (b) such other means as will provide direct notice of the election to RPP consumers within the distributor's licensed service area.