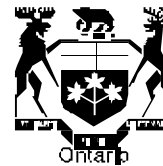


**Ontario Energy Board**  
P.O. Box 2319  
27th Floor  
2300 Yonge Street  
Toronto ON M4P 1E4  
Telephone: 416- 481-1967  
Facsimile: 416- 440-7656  
Toll free: 1-888-632-6273

**Commission de l'énergie de l'Ontario**  
C.P. 2319  
27e étage  
2300, rue Yonge  
Toronto ON M4P 1E4  
Téléphone : 416- 481-1967  
Télécopieur: 416- 440-7656  
Numéro sans frais: 1-888-632-6273



**BY E-MAIL AND WEB POSTING**

January 27, 2010

**NOTICE OF AMENDMENTS TO A RULE**

**AMENDMENTS TO THE NATURAL GAS REPORTING AND  
RECORD KEEPING REQUIREMENTS (RRR)  
RULE FOR GAS UTILITIES  
EB-2009-0162**

**To: All Natural Gas Distributors  
All Participants in Consultation Process EB-2009-0162  
All Other Interested Parties**

---

The Ontario Energy Board (the “Board”) is giving notice under section 45 of the *Ontario Energy Board Act, 1998* of the adoption of amendments to the Natural Gas Reporting and Record Keeping Requirements for Gas Utilities (the “RRR-Gas for Utilities”).

**I. Background**

On September 21, 2009, the Board issued a Notice of Proposed Amendments to a Rule (the “September Notice”) in which it proposed a number of amendments to the RRR-Gas for Utilities (the “September Proposed Amendments”). The September Proposed Amendments were intended to: (a) simplify quarterly reporting by eliminating the need for the reporting of certain information; (b) require quarterly reporting on gas supply deferral accounts; (c) require the reporting of detailed information regarding retail market activity; (d) require reporting on quantities of gas purchase, sold and lost; (e) dispense with the confidential treatment of trial balance information; and (f) update the provisions regarding the purpose of the RRR-Gas for Utilities and regarding confidentiality.

Further to comments received on the September Proposed Amendments, the Board determined that revisions should be proposed to the September Proposed

Amendments. On December 18, 2009, the Board issued a Notice of Revised Proposal to Amend a Rule (the “December Notice”) in which the Board proposed revised amendments to the RRR-Gas for Utilities (the “December Proposed Amendments”). The Board received comments on the December Proposed Amendments from two representatives of ratepayers, one of which supported the comments of the other. These comments are available for viewing on the Board’s website at [www.oeb.gov.on.ca](http://www.oeb.gov.on.ca).

## **II. Summary of Comments and Adoption of Amendments to the RRR-Gas for Utilities**

Under both the September Proposed Amendments and the December Proposed Amendments, the Board proposed that certain retail market information be provided, broken down by low volume and large volume consumers (section 2.1.3). The comments received on the December Proposed Amendments suggested that it would be more useful if the information were disaggregated by rate class. The Board is satisfied that it is sufficient for this information to be broken down by low volume and large volume consumers, as this level of disaggregation will adequately support the Board’s monitoring needs at this time.

The comments received on the December Proposed Amendments also suggested that certain clarifications could usefully be made in relation to the reporting requirement relating to quantities of gas purchased and sold (section 2.1.14). The Board does not believe that any revisions to the December Proposed Amendments are required in this regard, but will ensure that the input forms to be completed in respect of this information are sufficiently clear as to the data to be provided for each category of information identified in section 2.1.14.

The Board has therefore determined that no revisions to the December Proposed Amendments are required, and has adopted the December Proposed Amendments as set out in the December Notice. The amendments to the RRR-Gas for Utilities as adopted by the Board are set out in Attachment A to this Notice.

## **III. Anticipated Costs and Benefits**

The anticipated costs and benefits of the amendments to the RRR-Gas for Utilities as now adopted by the Board were set out in the September Notice and the December

Notice, and interested parties should refer to those Notices for further information in that regard.

**IV. Coming Into Force**

As set out in the December Notice, the amendments to the RRR-Gas for Utilities as set out in Attachment A will come into force on May 1, 2010 and be applicable for all filings due on or after May 1, 2010 (section 1.8).

If you have any questions regarding the amendments to the RRR-Gas for Utilities set out in Attachment A, please contact Anshula Ohri, Project Advisor, Regulatory Audit, at 416-440-7659, or toll-free at 1-888-632-6273.

**DATED** at Toronto, January 27, 2010

**ONTARIO ENERGY BOARD**

*Original signed by*

Kirsten Walli  
Board Secretary

Attachments:          Attachment A          Amendments to the Natural Gas Reporting and  
Record Keeping Requirements (RRR) Rule for  
Gas Utilities

## Attachment A

### Amendments to the Natural Gas Reporting and Record Keeping Requirements for Gas

**Note: The text of the amendments is set out in italics below, for ease of identification only.**

1. Section 1.1 of the Natural Gas Reporting and Record Keeping Requirements for Gas Utilities is deleted and replaced with the following:

*These reporting and record keeping requirements set the minimum reporting and record keeping requirements with which a natural gas utility must comply. Other reporting requirements specific to a natural gas utility may also be contained in rules or regulatory instruments specific to a utility (for example, a rate order).*

2. Section 1.6 of the Natural Gas Reporting and Record Keeping Requirements for Gas Utilities is amended as follows:

- i. by deleting the references to sections 2.1.4, 2.1.7 and 2.3.3;
- ii. by adding to the beginning of the list of section references a reference to sections 2.1.3(b); and
- iii. by deleting the last paragraph of that section and replacing it with the following:

*The Board reserves the right to disclose aggregated information as well as information in a form such that the identity of any individual cannot be determined. The Board cautions that information treated as confidential may still be disclosed in a proceeding before the Board. However, a party to that proceeding would be able to request the Board to hold the document in confidence in that proceeding. The Board further cautions that it is subject to the Freedom of Information and Protection of Privacy Act (Ontario).*

3. Section 1.8 of the Natural Gas Reporting and Record Keeping Requirements for Gas Utilities is amended by adding the following new paragraphs to the end of that section:

*The amendments to sections 1.1, 1.6, 2.1.2, 2.1.3 and 2.1.4 of this Rule, the addition of sections 2.1.14 and 2.1.15 of this Rule and the deletion of section 2.3.3 of this Rule come into force on May 1, 2010 and are applicable to all filings due on or after that date.*

4. Section 2.1.2 of the Natural Gas Reporting and Record Keeping Requirements for Gas Utilities is amended as follows:

- i. by adding the words “*and gas*” immediately before the words “supply deferral accounts”; and
  - ii. by deleting the last sentence of that section.
5. Section 2.1.3 of the Natural Gas Reporting and Record Keeping Requirements for Gas Utilities is deleted and replaced with the following:

*2.1.3 A utility shall provide in the form and manner required by the Board, quarterly, by the last day of the second month following the quarter end for the first three quarters and by the last day of the fourth month following the quarter end for the last quarter, the following market monitoring information:*

- (a) Total number of consumers on system gas (completed enrollments only) for each rate class, broken down by low volume and large volume consumers, measured at the last day of the reporting period;*
- (b) Total number of consumers enrolled with a marketer (completed enrollments only) at the end of the preceding quarter, by marketer and broken down by low volume and large volume consumers;*
- (c) Total number of consumers who switched (completed enrollments only) from system gas to marketers during the preceding quarter, broken down by low volume and large volume consumers;*
- (d) Total number of consumers who switched (completed enrollments only) from marketers to system gas during the preceding quarter, broken down by low volume and large volume consumers; and*
- (e) Total number of consumers enrolled with marketers who switched (completed enrollments only) from one marketer to another marketer during the preceding quarter, broken down by low volume and large volume consumers.*

6. Section 2.1.4 of the Natural Gas Reporting and Record Keeping Requirements for Gas Utilities is deleted.

7. Section 2.1 of the Natural Gas Reporting and Record Keeping Requirements for Gas Utilities is amended by adding the following new provisions immediately after section 2.1.13:

*2.1.14 A utility shall provide in the form and manner required by the Board,*

*quarterly, by the last day of the second month following the quarter end for the first three quarters and the last day of the fourth month following the quarter end for the last quarter, the following information with respect to gas quantities, expressed in million cubic meters:*

- (a) Quantity of gas purchased by the utility for sales service customers in the quarter and year to date;*
- (b) Quantity of gas supplied for the account of direct purchase customers (direct purchase) by such customers or their agents, in the quarter and year to date;*
- (c) Quantity of gas sold to sales service customers in the quarter and year to date, broken down by month, by residential class and the aggregate of all non-residential rate classes. The reported quantity will contain a billed quantity of gas (based on meter read) and an unbilled quantity (estimate);*
- (d) Quantity of gas delivered to direct purchase customers in the quarter and year to date, broken down by month, by residential class and the aggregate of all non-residential rate classes. The reported quantity will contain a billed quantity of gas deliveries (based on meter read) and an unbilled quantity (estimate);*
- (e) Unaccounted for gas for the quarter (optional) and year to date (reported annually);*
- (f) Change in the level of inventory held for the account of sales service customers during the quarter and year to date; and*
- (g) Change in the level of inventory held for the account of direct purchase customers during the quarter and year to date.*

*2.1.15 A utility shall provide in the form and manner required by the Board, annually, by the last day of the fourth month following the last quarter, the uniform system of account balances mapped and reconciled to the audited financial statements.*

8. Section 2.3.3 of the Natural Gas Reporting and Record Keeping Requirements for Gas Utilities is deleted.