

Ontario Energy Board
P.O. Box 2319
2300 Yonge Street
27th Floor
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
2300, rue Yonge
27e étage
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

October 21, 2010

**To: Ontario EBT Standards Working Group for Retail Settlement
GDAR EBT Standards Working Group**

**Re: Implementation of Consumer Protection (Retailer/Marketer) Provisions of
the *Energy Consumer Protection Act, 2010* (EB-2010-0245)**

The Board is in receipt of your letter dated October 6, 2010 in which you reported back to the Board on the progress of discussions relating to potential EBT implications associated with the implementation of the consumer protection (retailer/marketer) provisions of the *Energy Consumer Protection Act, 2010* (the "ECPA").

Since that date, the following developments have occurred:

- i. the ECPA has been proclaimed to come into force on January 1, 2011;
- ii. on October 13, 2010, the government filed final regulations under the ECPA and the *Ontario Energy Board Act, 1998* in support of the implementation of the ECPA; and
- iii. on October 15, 2010, the Board issued for comment revised proposed amendments to its regulatory instruments regarding the implementation of the ECPA.

The final regulations referred to in item (ii) differ in certain respects from the draft regulations that would have been the focus of your earlier discussions, and the same is true of the proposed amendments referred to in item (iii) relative to the amendments as originally proposed on August 12, 2010.

The Board requests that the EBT Standards Working Groups confirm whether any additional issues related to the current EBT processes arise in relation to the implementation of the ECPA, in particular in respect of areas where the final regulations differ from the draft versions and areas where the Board's revised proposed amendments differ from the amendments as originally proposed. The Board would ask that the EBT Standards Working Groups report back to the Board by **November 4, 2010**.

Information about the Board's ECPA implementation work is available at <http://www.oeb.gov.on.ca/OEB/Industry/Regulatory+Proceedings/Policy+Initiatives+and+Consultations/Consumer+Protection+ECPA>.

Please do not hesitate to contact Lou Mustillo at 416-544-5185 or lou.mustillo@oeb.gov.on.ca should you have any questions.

Yours truly,

Original signed by

Kirsten Walli
Board Secretary