



**EB-2010-0319**

**IN THE MATTER OF** the *Ontario Energy Board Act*,  
1998, S.O. 1998, c. 15, Schedule B;

**AND IN THE MATTER OF** an application by Xstrata  
Canada Corporation for an electricity wholesaler  
licence.

By delegation, before: Jennifer Lea

### **INTERIM DECISION AND ORDER**

Xstrata Canada Corporation filed an application on October 20, 2010 with the Ontario Energy Board under section 60 of the *Ontario Energy Board Act, 1998* for an electricity wholesaler licence. The Board has assigned the application file number EB-2010-0319.

The applicant was previously licensed by the Board, and that licence expired on November 17, 2010. In order to purchase electricity in the IESO administered markets to support its operations, the applicant requires an electricity wholesaler licence. By letter to the Board dated November 29, 2010, the applicant requested an interim licence.

Considering the time required to process an application in accordance with the Board's established practice and procedures, and considering the applicant's need for a licence to carry out activities as an electricity wholesaler to support its mining facility operations located in northern Ontario, it has been found to be in the public interest to issue an interim order granting the requested electricity wholesaler licence, pending the final disposition of the matter. The applicant is reminded that this interim decision does not constitute a final decision on the application.

**IT IS THEREFORE ORDERED THAT:**

An electricity wholesaler licence is granted, on an interim basis, on such conditions as are contained in the attached licence. The licence will be valid until March 1, 2011, or until the final determination of the electricity wholesaler licence application, whichever is earlier.

**DATED** at Toronto, December 2, 2010.

ONTARIO ENERGY BOARD

*Original signed by*

Jennifer Lea  
Counsel, Special Projects