

Ontario Energy Board Act, 1998

S.O. 1998, CHAPTER 15 SCHEDULE B

Board objectives, electricity

1. (1) The Board, in carrying out its responsibilities under this or any other Act in relation to electricity, shall be guided by the following objectives:

1. To protect the interests of consumers with respect to prices and the adequacy, reliability and quality of electricity service.
2. To promote economic efficiency and cost effectiveness in the generation, transmission, distribution, sale and demand management of electricity and to facilitate the maintenance of a financially viable electricity industry.
3. To promote electricity conservation and demand management in a manner consistent with the policies of the Government of Ontario, including having regard to the consumer's economic circumstances.
4. To facilitate the implementation of a smart grid in Ontario.
5. To promote the use and generation of electricity from renewable energy sources in a manner consistent with the policies of the Government of Ontario, including the timely expansion or reinforcement of transmission systems and distribution systems to accommodate the connection of renewable energy generation facilities. 2004, c. 23, Sched. B, s. 1; 2009, c. 12, Sched. D, s. 1.

Facilitation of integrated power system plans

(2) In exercising its powers and performing its duties under this or any other Act in relation to electricity, the Board shall facilitate the implementation of all integrated power system plans approved under the *Electricity Act, 1998*. 2004, c. 23, Sched. B, s. 1.

[...]

Definitions

3. In this Act,

“affiliate”, with respect to a corporation, has the same meaning as in the *Business Corporations Act*; (“membre du même groupe”)

“associate”, where used to indicate a relationship with any person, means,

- (a) any body corporate of which the person owns, directly or indirectly, voting securities carrying more than 50 per cent of the voting rights attached to all voting securities of the body corporate for the time being outstanding,
- (b) any partner of that person,
- (c) any trust or estate in which the person has a substantial beneficial interest or as to which the person serves as trustee or in a similar capacity,
- (d) any relative of the person, including the person's spouse as defined in the *Business Corporations Act*, where the relative has the same home as the person, or
- (e) any relative of the spouse, as defined in the *Business Corporations Act*, of the person, where the relative has the same home as the person; ("personne qui a un lien")

"Board" means the Ontario Energy Board; ("Commission")

"construct" means construct, reconstruct, relocate, enlarge or extend; ("construire")

"distribute", with respect to electricity, means to convey electricity at voltages of 50 kilovolts or less; ("distribuer")

"distribution system" means a system for distributing electricity, and includes any structures, equipment or other things used for that purpose; ("réseau de distribution")

"distributor" means a person who owns or operates a distribution system; ("distributeur")

"enforceable provision" means,

- (a) a provision of this Act or the regulations,
- (b) a provision of Part II of the *Energy Consumer Protection Act, 2010* or of the regulations made under it,
- (c) a provision of Part III of the *Energy Consumer Protection Act, 2010* or of the regulations made under it,
- (c.1) a provision of the *Ontario Clean Energy Benefit Act, 2010* or the regulations made under it;
- (d) section 25.33, 25.34, 25.36, 25.37, 26, 27, 28, 28.1, 29, 30.1, 31, 53.11, 53.13, 53.15, 53.16 or 53.18 of the *Electricity Act, 1998*, or any other provision of that Act that is prescribed by the regulations,

- (e) regulations made under clause 114 (1.3) (f) or (h) of the *Electricity Act, 1998*,
- (f) a condition of a licence issued under Part IV, V or V.1,
- (g) a provision of the rules made by the Board under section 44 or a code issued under section 70.1, 70.2 or 70.3,
- (h) a provision of an order of the Board,
- (i) a provision of an assurance of voluntary compliance that is given to the Board under section 112.7 or that was entered into under section 88.8 before that section was repealed, or
- (j) a provision of any other Act or the regulations made under an Act, as may be prescribed by regulation; (“disposition exécutoire”)

“fuel oil” means any liquid hydrocarbon within the meaning from time to time of the Canadian General Standards Board specification CAN/CGSB-3.2-M89 entitled FUEL OIL HEATING, CAN/CGSB-3.3-M89 entitled KEROSENE, CAN/CGSB-3.6-M90 entitled AUTOMOTIVE DIESEL FUEL or, when used for heating, cooking or lighting, within the meaning from time to time of CAN/CGSB-3.27-M89 entitled NAPHTHA FUEL; (“mazout”)

“gas” means natural gas, substitute natural gas, synthetic gas, manufactured gas, propane-air gas or any mixture of any of them; (“gaz”)

“gas distributor” means a person who delivers gas to a consumer and “distribute” and “distribution” have corresponding meanings; (“distributeur de gaz”, “distribuer”, “distribution”)

“gas transmitter” means a person who carries gas by hydrocarbon transmission line, and “transmit” and “transmission” have corresponding meanings; (“transporteur de gaz”, “transporter”, “transport”)

“IESO” means the Independent Electricity System Operator established under the *Electricity Act, 1998*; (“SIERE”)

“land” includes any interest in land; (“bien-fonds”)

“manufactured gas” means any artificially produced fuel gas, except acetylene and any other gas used principally in welding or cutting metals; (“gaz manufacturé”)

“Minister” means the Minister of Energy or such other member of the Executive Council as may be assigned the administration of this Act under the *Executive Council Act*; (“ministre”)

“oil” means crude oil, and includes any hydrocarbon that can be recovered in liquid form from a pool through a well; (“pétrole”)

- “OPA” means the Ontario Power Authority established under the *Electricity Act, 1998*; (“OEO”)
- “pipe line” means a pipe that carries a hydrocarbon and includes every part of the pipe and adjunct thereto; (“pipeline”)
- “pool” means an underground accumulation of oil or natural gas or both, separated or appearing to be separated from any other such underground accumulation; (“gisement”)
- “producer” means a person who has the right to remove gas or oil from a well, and “produce” and “production” have corresponding meanings except when referring to documents or records; (“producteur”, “produire”, “production”)
- “propane” means a hydrocarbon consisting of 95 per cent or more of propane, propylene, butane or butylene, or any blend thereof; (“propane”)
- “rate” means a rate, charge or other consideration and includes a penalty for late payment; (“tarif”)
- “regulations” means the regulations made under this Act; (“règlements”)
- “renewable energy generation facility” has the same meaning as in the *Electricity Act, 1998*; (“installation de production d’énergie renouvelable”)
- “renewable energy source” has the same meaning as in the *Electricity Act, 1998*; (“source d’énergie renouvelable”)
- “smart grid” has the same meaning as in the *Electricity Act, 1998*; (“réseau intelligent”)
- “Smart Metering Entity” means the corporation incorporated, the limited partnership or the partnership formed or the entity designated pursuant to section 53.7 of the *Electricity Act, 1998*; (“Entité responsable des compteurs intelligents”)
- “smart metering initiative” means those policies of the Government of Ontario related to its decision to ensure Ontario electricity consumers are provided, over time, with smart meters; (“initiative des compteurs intelligents”)
- “station” means a compressor station, a metering station, an odorizing station or a regulating station; (“station”)
- “storage company” means a person engaged in the business of storing gas; (“compagnie de stockage”)
- “suite meter” has the same meaning as in Part III of the *Energy Consumer Protection Act, 2010*; (“compteur individuel”)

- “transmission system” means a system for transmitting electricity, and includes any structures, equipment or other things used for that purpose; (“réseau de transport”)
- “transmit”, with respect to electricity, means to convey electricity at voltages of more than 50 kilovolts; (“transporter”)
- “transmitter” means a person who owns or operates a transmission system; (“transporteur”)
- “unit smart metering” has the same meaning as in Part III of the *Energy Consumer Protection Act, 2010*; (“activités liées aux compteurs intelligents d’unité”)
- “unit smart meter provider” has the same meaning as in Part III of the *Energy Consumer Protection Act, 2010*; (“fournisseur de compteurs intelligents d’unité”)
- “unit sub-metering” has the same meaning as in Part III of the *Energy Consumer Protection Act, 2010*; (“activités liées aux compteurs divisionnaires d’unité”)
- “unit sub-meter provider” has the same meaning as in Part III of the *Energy Consumer Protection Act, 2010*; (“fournisseur de compteurs divisionnaires d’unité”)
- “utility line” means a pipe line, a telephone, telegraph, electric power or water line, or any other line that supplies a service or commodity to the public; (“ligne de service public”)
- “voting security” has the same meaning as in the *Business Corporations Act*; (“valeur mobilière avec droit de vote”)
- “well” means a hole drilled into a geological formation of Cambrian or more recent age, except a hole where no gas or oil is encountered that is drilled for the production of fresh water or salt. (“puits”) 1998, c. 15, Sched. B, s. 3; 1999, c. 6, s. 48; 2002, c. 1, Sched. B, s. 1; 2002, c. 23, s. 4 (3); 2003, c. 3, s. 4; 2005, c. 5, s. 51; 2006, c. 3, Sched. C, s. 1; 2009, c. 12, Sched. D, s. 3; 2010, c. 8, s. 38 (1); 2010, c. 26, Sched. 13, s. 17 (1); 2011, c. 9, Sched. 27, s. 34 (1).

Electricity Act, 1998

S.O. 1998, CHAPTER 15 SCHEDULE A

Purposes

- 1.** The purposes of this Act are,
 - (a) to ensure the adequacy, safety, sustainability and reliability of electricity supply in Ontario through responsible planning and management of electricity resources, supply and demand;
 - (b) to encourage electricity conservation and the efficient use of electricity in a manner consistent with the policies of the Government of Ontario;
 - (c) to facilitate load management in a manner consistent with the policies of the Government of Ontario;
 - (d) to promote the use of cleaner energy sources and technologies, including alternative energy sources and renewable energy sources, in a manner consistent with the policies of the Government of Ontario;
 - (e) to provide generators, retailers and consumers with non-discriminatory access to transmission and distribution systems in Ontario;
 - (f) to protect the interests of consumers with respect to prices and the adequacy, reliability and quality of electricity service;
 - (g) to promote economic efficiency and sustainability in the generation, transmission, distribution and sale of electricity;
 - (h) to ensure that Ontario Hydro's debt is repaid in a prudent manner and that the burden of debt repayment is fairly distributed;
 - (i) to facilitate the maintenance of a financially viable electricity industry; and
 - (j) to protect corridor land so that it remains available for uses that benefit the public, while recognizing the primacy of transmission uses. 2004, c. 23, Sched. A, s. 1.