



**EB-2011-0282**

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

**AND IN THE MATTER OF** an application under section 60 of the *Ontario Energy Board Act*, 1998, S.O. 1998, c. 15, (Schedule B) for an electricity transmission licence.

### **BOARD STAFF SUBMISSIONS**

RES Canada Transmission LP ("RES Canada") filed an application with the Ontario Energy Board (the "Board") on July 29, 2011 for an electricity transmission licence, pursuant to section 60 of the *Ontario Energy Board Act, 1998*. RES Canada stated that it is making this application in order to participate in any upcoming Board transmitter designation process for new transmission investment in Ontario.

The Board issued a Notice of Application and Hearing on August 18, 2011. Procedural Order No. 1 was issued on September 7, 2011, providing for interrogatories and submissions.

Board staff and Hydro One Networks Inc. filed interrogatories on September 26, 2011 and RES Canada filed its interrogatory responses on October 11, 2011.

This submission is being provided by Board staff following a review of the application and evidence filed in this proceeding.

### **STAFF SUBMISSION**

The Board's policy entitled *Framework for Transmission Project Development Plans* [EB-2010-0059] and issued on August 26, 2010, contemplates that the Board will evaluate the financial viability and technical capabilities of new entrant transmitters

during the licensing process. In reviewing a licence application and through an interrogatory process, Board staff assesses an applicant's technical capability, financial viability and its conduct. Board staff submits that the evidence provided by RES Canada demonstrates that it has sufficient financial backing to undertake development of transmission projects. The evidence also demonstrates that RES Canada, through its affiliates, has adequate technical capability to reliably operate a transmission system. Moreover, RES Canada's senior management has significant electricity grid experience including, among other things, development and construction of the company's renewable generation projects across North America and transmission development in the Western and Midwestern US.

Based on the evidence provided by RES Canada in its application, Board staff submits that RES Canada meets the technical and financial requirements for a transmission licence.

Board staff notes that in its application for an electricity transmission licence RES Canada acknowledged (in section D of the application form) that, as a licensed transmitter, it is required to comply with all licence conditions including the provisions of the Board's Codes, and with legislation, regulations and market rules. RES Canada further confirmed in its response to Board Staff Interrogatory 3 that it will comply with the requirements of the *Affiliate Relationships Code for Electricity Distributors and Transmitters* as of the date it is licensed.

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All of which is respectfully submitted.

October 25, 2011