



EB-2013-0004

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

AND IN THE MATTER OF cost award eligibility for
interested stakeholders in relation to a consultation on the
Development of a Standby Rates Policy for Load
Displacement Generation.

BEFORE: Marika Hare
Presiding Member

Cathy Spoel
Member

DECISION AND ORDER ON COST ELIGIBILITY
Dated: March 4, 2013

In the consultation commencement [letter](#) (the “Board Letter”) dated January 24, 2013, the Ontario Energy Board (the “Board”) notified stakeholders that cost awards will be available to eligible persons under section 30 of the *Ontario Energy Board Act, 1998* (the “Act”) for their participation in the Load Displacement Generation Working Group (“LGDWG”) and/or in relation to the broader consultation process, as applicable. The Board noted that any costs awarded will be recovered from all rate-regulated licensed electricity distributors based on their respective distribution revenues. In the Board Letter, the Board set out a timetable for the filing of cost eligibility requests and for the filing of objections to the cost eligibility requests.

In accordance with the Board Letter, the Board received requests for cost award eligibility from the following stakeholders:

1. [Association of Major Power Consumers in Ontario](#) (AMPCO)
2. [Association of Power Producers of Ontario](#) (APPPrO)
3. [Building Owners and Managers Association of Greater Toronto](#) (BOMA)
4. [Canadian Solar Industries Association](#) (CANSIA)
5. [London Property Management Association](#) (LPMA)
6. [Ontario Association of Physical Plant Administrators](#) (OAPPA)
7. [Ontario Sustainable Energy Association](#) (OSEA)
8. [Vulnerable Energy Consumers Coalition](#) (VECC)

No objections to the cost eligibility requests were received.

Of the parties that requested cost eligibility, AMPCO, APPPrO, BOMA, CANSIA, OAPPA, and VECC have been selected for membership in the LDGWWG.

Based on the criteria set out in section 3.03 of the Board's *Practice Direction on Cost Awards* (the "Practice Direction"), the Board finds that AMPCO, BOMA, LPMA, OAPPA, and VECC are eligible for an award of costs. AMPCO, BOMA, OAPPA, and VECC will be eligible for an award of costs in relation to their participation in the LDGWWG and in the commenting process which will be established at a later date. As LPMA was not selected for membership in the LDGWWG, LPMA will only be eligible for costs related to its participation in the commenting process.

The Board finds that APPPrO, CANSIA and OSEA are not eligible for an award of costs as they do not fall within the criteria set out in Section 3.03 of the Practice Direction. However, the Board welcomes the participation of these groups in the consultation process irrespective of their ineligibility for an award of costs.

The Board notes that it will allow a maximum of 11 hours for preparation, attendance, and reporting time for each of the days that the working group meets. The Board will provide participants with further details regarding maximum hours with respect to any commenting process at a later date.

THE BOARD ORDERS THAT:

1. AMPCO, BOMA, LPMA, OAPPA and VECC are eligible for an award of costs for their participation in the EB-2013-0004 consultation. The Board notes that LPMA is only eligible for cost awards with respect to its participation in the commenting process that will be established at a future date.
2. APPrO, CANSIA and OSEA are not eligible for an award of costs for their participation in the EB-2013-0004 consultation.
3. A maximum of 11 hours in cost awards will be made available for preparation, attendance, and reporting time for each of the days that the LDGWG meets.

DATED at Toronto, March 4, 2013

ONTARIO ENERGY BOARD

Original signed by

Kirsten Walli
Board Secretary