



September 9, 2013

Ms. Kirsten Walli
Board Secretary
Ontario Energy Board
P.O. Box 2319
2300 Yonge Street, Suite 2700
Toronto, ON M4P 1E4

via RESS and courier

Dear Ms. Walli:

**Re: Notice of Proposal to Amend a Code – Supplementary Proposed Amendment to the Transmission System Code (“TSC”)
Board File No.: EB-2011-0043**

These are the comments of the Coalition of Large Distributors (the “CLD”) in response to the Ontario Energy Board’s (“OEB” or the “Board”) August 26, 2013 Notice of Supplementary Proposed Amendment to the Transmission System Code (“Notice”). The CLD comprises Enersource Hydro Mississauga Inc., Horizon Utilities Corporation, Hydro Ottawa Limited, PowerStream Inc., Toronto Hydro-Electric System Limited and Veridian Connections Inc.

The CLD commends the Board for addressing the cost responsibility issue and supports the proposed enabling amendment.

The CLD endorses the submissions of the EDA in this matter, specifically with respect to:

- the appropriateness that the load customer whose needs trigger the project should not bear the total cost, but rather, bear the cost only to the extent that the load customer benefits from the construction of transmission connection facilities; and
- the assertion that the individual roles of both the OPA and IESO should be recognized in this section to enable either or both to contribute to an assessment, as needed.

The CLD suggests that clarification be provided for two cases:

1. Where the transmitter already has plans to construct transmission facilities, and it is subsequently determined through the Regional Planning Process that those transmission facilities are required, then the LDC should not be required to contribute any costs to the network assets; and
2. If, within the Regional Infrastructure Plans, it is determined that transmission connection assets can be deferred with a distribution solution, whether there will be a mechanism for cost sharing with the transmitter based on avoided costs for the transmitter.

In addition to the EDA's request that the Board clarify the process for the transmitter to apply to the Board for approval of attribution of costs between the triggering load customers and the transmitter and the time that it is expected to take for the Board to approve, the CLD respectfully requests that the Board also contemplate the proposal set out below.

Proposed section 6.3.8B is silent on the governing process related to the attribution of costs. The CLD believes that there are benefits to be realized from defining this process. If the timing for the determination of the cost allocation and the amounts of the cost allocation can be defined within the new Regional Infrastructure Planning process, greater certainty will be established for all parties and the ability to integrate the funding requirements within the parties' rate cycles will be enhanced.

In its Notice, the Board has stated its intent "for the PPWG to remain in place, as the Regional Planning Standing Committee, to consider the need for revisions to the regional planning process and to update the PPWG Report from time to time as required."¹ The CLD recommends that the Board establish a stakeholder working group under the auspices of the Regional Planning Standing Committee with representatives from the IESO, OPA, Transmitters and LDCs to clarify how the costs are to be allocated, when in the process they will be determined and to define the OEB costs attribution approval process.

Yours truly,

[Original signed on behalf of the group]

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