



Ontario Energy Board Commission de l'énergie de l'Ontario

DECISION AND ORDER

EB-2015-0264

2472883 ONTARIO LIMITED ON BEHALF OF WATAYNIKANEYAP POWER LP

Application for an Electricity Transmission Licence

BY DELEGATION, BEFORE: Peter Fraser
Vice President,
Industry Operations & Performance

November 19, 2015

BACKGROUND

2472883 Ontario Limited on behalf of Wataynikaneyap Power LP (Wataynikaneyap) filed an application dated September 8, 2015 with the Ontario Energy Board (OEB) under section 60 of the *Ontario Energy Board Act, 1998* (OEB Act) for an electricity transmission licence.

Wataynikaneyap has no existing transmission assets in Ontario. However, it intends to construct, own and operate a new transmission system in northwestern Ontario. The planned transmission system is described in the application.

While Wataynikaneyap must apply for and receive OEB permission to construct the planned transmission system, the current application concerns an electricity transmission licence only. It does not concern the construction of the planned transmission system.

I have considered this licence application without holding a hearing pursuant to section 6(4) of the OEB Act.

CONFIDENTIAL FILING

On October 30, 2015, Wataynikaneyap filed supplemental information in support of its application. The information included Wataynikaneyap's pro forma financial statements (Schedule E). Schedule E was filed in accordance with the OEB's *Practice Direction on Confidential Filings*. Wataynikaneyap stated that the information is commercially sensitive and its disclosure on the public record has the potential to adversely affect the applicant.

I accept the applicant's request for confidential treatment of its pro forma financial statements.

FINDINGS

The key areas reviewed by the OEB in any licence application are the financial position, technical capability and conduct of an applicant. Furthermore, the OEB's decision in proceeding EB-2009-0164 identified two threshold tests for transmission licence applications:

1. Whether there is a specific project which underpins the application.

2. In the absence of a specific project, whether the applicant is engaged in transmission activity elsewhere and whether it has the necessary technical and financial expertise to undertake transmission activity in Ontario.

While Wataynikaneyap has no existing transmission assets in Ontario, a specific transmission project underpins its application for a transmission licence.

Wataynikaneyap has also provided sufficient information on its technical and financial expertise to qualify for such licence. I will therefore grant an electricity transmission licence to Wataynikaneyap for a period of five years. The licence shall not take effect, however, until the date upon which the OEB is satisfied that Wataynikaneyap has been selected by appropriate authorities as a developer of transmission assets in Ontario, or the date upon which the OEB, on the application of Wataynikaneyap, amends schedule 1 of the licence to specify the transmission facilities to be owned and/or operated by Wataynikaneyap, whichever is earlier.

The licence will be reissued to reflect an actual date when one of the two triggering events occurs.

IT IS ORDERED THAT:

1. The application is granted, on such conditions as are contained in the attached licence.

DATED at Toronto November 19, 2015

ONTARIO ENERGY BOARD

Original signed by

Peter Fraser
Vice President, Industry Operations & Performance