

Proposed Amendments to the Distribution System Code

London Hydro's Comments

London Hydro was a participant in the preparation of the submission with respect to this subject prepared by the EDA and supports all comments made in that document.

Further, London Hydro herein again reiterates our overarching general concern previously discussed in our November 2017 submission in respect to the proposed amendments to the OEB's Distribution System Code.

London Hydro is concerned that generalized inputting of the word "shall" in place of "may" can be inferred as requiring all connections, contributions and expansions be handled in the same manner. London Hydro has exercised over the years the application of connections, contributions and expansions and in support of efficiency and materiality introduced threshold tests or limits. London Hydro would recommend that distributors should have the ability to set a minimum threshold befitting their experiences.

More specifically London Hydro is concerned that this simple wording change could lead to unnecessary disagreements with customers and/or the OEB audit or compliance staff syntactic interpretation of requirements. London Hydro would suggest that through years of experience with customers, OEB Compliance and OEB Audit interactions, much of the disagreements on application of OEB code has been the result of the syntactic application of specific words or phrases used in the code. Too often it is specific words that become contentious; eroding what may have been the original spirit and intent of the application.

London Hydro wishes to avoid this and therefore suggests the OEB remove the wording "shall" in favour of more liberal terminology. The OEB may wish to consider inputting "shall, within reason," as an alternative.