



**Enbridge Gas Inc.**

**2021 Federal Carbon Pricing Program Application**

**DECISION ON CONFIDENTIALITY AND PROCEDURAL ORDER NO. 2**

**December 11, 2020**

Enbridge Gas Inc. (Enbridge Gas) applied to the OEB for approval under section 36(1) of the *Ontario Energy Board Act, 1998* (OEB Act) to increase rates effective April 1, 2021 to recover costs associated with meeting its obligations under the federal *Greenhouse Gas Pollution Pricing Act* (GGPPA).

The GGPPA established a Federal Carbon Pricing Program (FCPP) under which a natural gas utility in Ontario, such as Enbridge Gas, is required to pay a carbon charge to the Government of Canada for emissions from the natural gas that it delivers to its customers, and also incurs obligations for emissions from the operation of Enbridge Gas's natural gas distribution system. The carbon charge under the GGPPA came into effect on April 1, 2019, increased on April 1, 2020, and will increase again on April 1, 2021.

A Notice of Hearing was issued on October 14, 2020.

Procedural Order No. 1, issued November 10, 2020, addressed requests for intervenor status and cost eligibility, and established dates for written interrogatories and responses.

A Decision on Scope of Proceeding, issued November 20, 2020, provided direction to parties on the scope of proceeding.

On December 8, 2020, Enbridge Gas filed written responses to interrogatories in which it requested confidential treatment of one interrogatory response, pursuant to the OEB's *Rules of Practice and Procedure* and the *Practice Direction on Confidential Filings*.

## Decision on Confidentiality Request

Enbridge Gas filed a response to one interrogatory (EP.3) in both redacted and un-redacted formats.

Enbridge Gas indicated that Attachment 5 to this interrogatory response contains a commercially sensitive forecast of customer-specific consumption volumes for customers who are exempted from the Federal Carbon Charge which, if disclosed, could be prejudicial to these customers as it would give competitors knowledge about their operations and operating costs in 2021.

Enbridge Gas requested that the un-redacted information in the evidence be maintained in confidence pursuant to the OEB's *Rules of Practice and Procedure* and the OEB's *Practice Direction on Confidential Filings*.

The OEB has reviewed Enbridge Gas's confidentiality request for the forecast 2021 volumes for customers exempt from the Federal Carbon Charge. The OEB agrees that the information, which contains customer-specific names and volumes, is commercially sensitive. The OEB is granting Enbridge Gas's request for confidentiality.

Parties that wish to review the confidential information should sign a copy of the OEB's Declaration and Undertaking, and file it with the OEB.

Having reviewed the application and interrogatory responses, the OEB finds that the evidence is sufficient given the largely mechanistic nature of this proceeding. The OEB has decided to proceed by way of written hearing and has established dates for submissions on Enbridge Gas's 2021 FCPP application.

### THE ONTARIO ENERGY BOARD ORDERS THAT:

1. OEB staff and intervenors that wish to make written submissions on Enbridge Gas's 2021 Federal Carbon Pricing Program application shall file those submissions with the OEB and deliver them to Enbridge Gas and all intervenors by **January 11, 2021**.
2. Enbridge Gas may file a reply to the written submissions of OEB staff and intervenors with the OEB and deliver the response to all parties by **January 18, 2021**.

Parties are responsible for ensuring that any documents they file with the OEB do not include any personal information (as that phrase is defined in the *Freedom of Information and Protection of Privacy Act*), unless filed in accordance with rule 9A of the OEB's *Rules of Practice and Procedure*.

All materials filed with the OEB must quote the file number, **EB-2020-0212**, and be submitted in a searchable/unrestricted PDF format with a digital signature through the OEB's web portal at <https://pes.ontarioenergyboard.ca/eservice>. Filings must clearly state the sender's name, postal address, telephone number, fax number and e-mail address. Parties must use the document naming conventions and document submission standards outlined in the [Regulatory Electronic Submission System \(RESS\) Document Guidelines](#) found at [www.oeb.ca/industry](http://www.oeb.ca/industry). We encourage the use of RESS; however, parties who have not yet [set up an account](#), may email their documents to [registrar@oeb.ca](mailto:registrar@oeb.ca).

All communications should be directed to the attention of the Registrar at the address below and be received no later than 4:45 p.m. on the required date.

With respect to distribution lists for all electronic correspondence and materials related to this proceeding, parties must include the Case Manager, Michael Parkes at [michael.parkes@oeb.ca](mailto:michael.parkes@oeb.ca) and OEB Counsel, Lawren Murray at [Lawren.murray@oeb.ca](mailto:Lawren.murray@oeb.ca).

Email: [registrar@oeb.ca](mailto:registrar@oeb.ca)  
Tel: 1-888-632-6273 (Toll free)  
Fax: 416-440-7656

**DATED** at Toronto, **December 11, 2020**

**ONTARIO ENERGY BOARD**

*Original Signed By*

Christine E. Long  
Registrar