



Generic Uniform Transmission Rates Hearing

Export Transmission Service Rate Issues List

DECISION ON ISSUES LIST

January 28, 2022

The Ontario Energy Board (OEB) is holding a public hearing on its own motion under sections 19, 21 and 78 of the OEB Act to consider various issues related to Ontario's Uniform Transmission Rates (UTR). The first phase of the hearing will focus on reviewing and setting the Export Transmission Service (ETS) rate. Other UTR-related issues will be considered in a subsequent phase or phases of the hearing.

A Notice of Hearing was issued on October 15, 2021. Procedural Order No. 1, dated November 30, 2021, established a list of parties to this proceeding and a draft Issues List prepared by OEB staff.

Pollution Probe, the IESO, and Mr. Naren Pattani filed submissions on the draft Issues List. On January 20, 2022, OEB staff and Hydro One Networks Inc. filed comments on the draft Issues List, in reply to the submissions of other parties. The IESO supported the proposed Issues List and the range of competing considerations, and Pollution Probe had no proposed edits.

Findings

The OEB agrees that the draft Issues List provided by staff provides a comprehensive list of considerations that are in scope in this proceeding.

Mr. Pattani proposed that the OEB add issues on whether adjoining jurisdictions have transmission tariffs applicable to exports, and whether export and wheel-through transactions attract any Intertie Congestion Pricing (ICP) charges if there is no transmission congestion. The OEB is interested in hearing about both of these matters, but agrees with OEB staff that these questions do not need to be identified specifically on the Issues List. These matters may be addressed under Issue 1 of the OEB-approved Issues List in Appendix A, below.

Hydro One Networks Inc. proposed that the 2021 Charles River Associates Jurisdictional Review be identified as a consideration under draft Issue #4. The OEB agrees that this report is in scope of this proceeding and should be considered in making a determination on the ETS rate. This matter may be addressed under Issue 2 of the OEB-approved Issues List in Appendix A, below.

In establishing an Issues List, the OEB typically identifies the matters for which it will make a determination in a proceeding. While the OEB agrees that the considerations included in the draft Issues List are relevant and in scope in this proceeding, they are considerations, not necessarily matters requiring a determination of the OEB.

At its most fundamental, this proceeding will determine whether there will continue to be an ETS rate, given the presence of the ICP charges in the market, and if so, how and when that ETS rate would be set. On that basis, the OEB sees overlap between the proposed Issues 1 and 2, and between the proposed Issues 3 and 4. The OEB is therefore amending the Issues List to eliminate this overlap.

No party has raised concerns about any matters being out of scope, and the OEB agrees that all of the considerations raised by OEB staff, Mr. Pattani and Hydro One are in scope in this proceeding. Parties may be guided by all of these considerations in examining the issues.

The OEB has reviewed the submissions and comments on the draft Issues List and approves the revised Issues List for the purposes of this proceeding. A copy of the approved issues list is attached to this Decision as Schedule A.

DATED at Toronto, **January 28, 2022**

ONTARIO ENERGY BOARD

Nancy Marconi
Acting Registrar

SCHEDULE A
ISSUES LIST
GENERIC UTR HEARING
EXPORT TRANSMISSION SERVICE RATE
EB-2021-0243
January 28, 2022

Schedule A

Generic UTR Issues Hearing - Export Transmission Service Rate Approved Issues List

1. Is it appropriate to continue to rely on an Export Transmission Service (ETS) rate and on Intertie Congestion Pricing (ICP) to charge for export service?
2. If an ETS rate were to continue to exist alongside ICP, what approach should be used to set the ETS rate?
 21. If a cost-based approach is used to set the ETS rate, what methodology should be used?
 22. Should a settlement-based approach be permitted?
 23. What other methods for setting the ETS rate should be considered?
 24. How often should the ETS rate be set?
3. Are there other key issues the OEB should consider related to the ETS rate?