

DECISION AND ORDER

EB-2022-0179

SWIFT RIVER LIMITED PARTNERSHIP

**Application for an Electricity Generation Licence Transfer
and Licence Amendment**

BY DELEGATION,

BEFORE: **Brian Hewson**
Vice President,
Consumer Protection & Industry Performance

August 18, 2022

DECISION AND ORDER

Swift River Limited Partnership (SRLP) filed an application on June 3, 2022, with the Ontario Energy Board (OEB) pursuant to section 18(2) of the *Ontario Energy Board Act, 1998* (OEB Act), to transfer electricity generation licence EG-2018-0258 from SRLP to Swift River Energy Limited (SREL) as general partner for SPLP. The applicant also requested an amendment to the licence, pursuant to section 74 of the OEB Act, to add authority to operate a facility under Schedule 1 of the licence.

This Decision and Order is being issued by the Delegated Authority without holding a hearing pursuant to section 6(4) of the OEB Act.

An electricity generation licence EG-2018-0258 was issued to SRLP to own the 4.7MW Bala Falls Small Hydro Project located at 3105 Highway 169, Bala, Ontario. The facility is operated by Swift River Operations Limited (SROL), affiliate of the applicant. SROL is licensed to operate the facility under electricity generation licence EG-2019-0092. The generation output of the facility is sold to the Independent Electricity System Operator (IESO) under a Feed-in Tariff (FIT) contract.

SRLP stated that it has been decided to consolidate the ownership and operation of the facility within SREL, the general partner of SRLP, and is therefore requesting the transfer and amendment of its licence EG-2018-0258. As SREL is also intended to take on the operation of the facility, SROL requested the cancellation of SROL's licence EG-2019-0092. SRLP stated in the application that the proposed change in the ownership and operation of the facility is administrative in nature, and there will be no change to the ultimate control, ownership, and operation of the Bala Falls Small Hydro facility. The applicant stated that since the FIT contract was originally executed by SREL on behalf of SRLP, no transfer of the contract is required.

Based on the evidence, the OEB finds it to be in the public interest to transfer the electricity generation licence EG-2018-0258 from SRLP to SREL. The OEB also approves the application to amend Schedule 1 of the licence to include the operation of the Bala Falls Small Hydro facility.

IT IS ORDERED THAT:

1. The application to transfer electricity generator licence EG-2018-0258 from Swift River Limited Partnership to Swift River Energy Limited as general partner for Swift River Limited Partnership is granted.

2. The application to amend Schedule 1 of an electricity generation licence EG-2018-0258 is granted.
3. Licence EG-2019-0092 issued in the name of Swift River Operations Limited is cancelled.

DATED at Toronto, August 18, 2022

ONTARIO ENERGY BOARD

Brian Hewson
Vice President, Consumer Protection & Industry Performance