

# NOTICE OF A HEARING

## Application by NQS Generation Group to Review Market Rule Amendments made by the Independent Electricity System Operator

On November 8, 2024, Capital Power Corporation, Thorold CoGen L.P., Portlands Energy Centre L.P. doing business as Atura Power, St. Clair Power L.P., TransAlta (SC) L.P. (the “NQS Generation Group”) jointly filed with the Ontario Energy Board (OEB) an application under section 33 of the *Electricity Act, 1998* requesting that the OEB review a set of market rule amendments made by the Independent Electricity System Operator (IESO). The OEB has assigned file number EB-2024-0331 to the application.

The market rule amendments were published by the IESO on October 18, 2024, and have an effective date of November 11, 2024.

The market rule amendments are identified as MR-00481-R00 to - R013 (“Market Renewal Program - Final Alignment”) and deal with a comprehensive set of changes to the IESO - Administered Markets that are required to operationalize the IESO Market Renewal Program to evolve Ontario’s electricity market.

The applicant, NQS Generation Group, represents a class of market participants that operate gas-fired generation facilities in Ontario pursuant to the IESO Market Rules and various forms of contractual agreements.

NQS Generation Group requests that the OEB revoke the market rule amendments and refer them back to the IESO for further consideration.

Section 33(9) of the *Electricity Act, 1998* provides that, if the OEB finds that an amendment to a market rule is inconsistent with the purposes of the Act or unjustly discriminates against or in favour of a market participant or class of market participants, the OEB shall make an order revoking the amendment on a date specified by the OEB and referring the amendment back to the IESO for further consideration.

The OEB is required by section 33(6) of the *Electricity Act, 1998* to issue an order that embodies its final decision in this matter within 120 days of the date of receipt of the application.

## THE ONTARIO ENERGY BOARD IS HOLDING A PUBLIC HEARING

The OEB will hold a public hearing to consider NQS Generation Group's application, which is available on the OEB's website. Visit <https://www.oeb.ca/applications/applications-oeb> and use file number **EB-2024-0331**.

Interested parties may participate in this proceeding in one of two ways:

- File a letter of comment. A copy of your letter of comment will be provided to the parties to the proceeding and to the hearing panel.
- Request to be an intervenor if you have a substantial interest in the proceeding. If you wish to be an intervenor, the OEB must receive your request by **November 20, 2024** or the hearing will go ahead without you and you will not receive any further notice of the proceeding.

The OEB may order cost awards in this proceeding. You must indicate in your intervention request whether you expect to seek costs and the grounds for your eligibility for costs in accordance with the OEB's *Practice Direction on Cost Awards*.

## PRIVACY

If you write a letter of comment, your name and the content of your letter will be put on the public record and the OEB website. If you are a business or if you apply to become an intervenor, all the information you file will be on the OEB website.

## LEARN MORE

### Ontario Energy Board

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TTY: 1-877-632-2727


 Monday - Friday

8:30 AM - 5:00 PM

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### NQS Generation Group

c/o Borden Ladner Gervais  
LLP

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### IESO

 (905) 403-6900

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