



Enbridge Gas Inc.

**Application for exemption from leave to construct
natural gas pipeline and associated facilities in the
Municipality of Tweed**

PROCEDURAL ORDER NO. 2

April 21, 2025

Enbridge Gas Inc. (Enbridge Gas) applied to the Ontario Energy Board (OEB) on November 29, 2024, under subsection 95 (2) of the *Ontario Energy Board Act, 1998*, (OEB Act) for an order exempting Enbridge Gas from the requirement to obtain leave to construct natural gas pipelines and facilities in the Municipality of Tweed in the County of Hastings. The proposed project consists of 5.3 kilometres (km) of Nominal Pipe Size (NPS) 2-inch polyethylene (PE) natural gas pipeline (Project). The Project is expected to cost \$4.4 million and serve approximately 41 customers in the Municipality of Tweed.

Enbridge Gas relies on section 3.0.1 (1) of O. Reg. 328/03 for its application. This regulation authorizes the OEB to make an order under subsection 95 (2) of the OEB Act that exempts a person from the requirement to obtain leave from the OEB under subsection 90 (1). The exemption is available if:

- a) Leave is required only by virtue of clause 90 (1) (b) of the OEB Act;
- b) The proposed hydrocarbon line is projected to cost more than the amount specified (\$2 million) in section 3 for the purposes of that clause but not more than \$10 million; and
- c) The OEB decides that the Crown's duty to consult, if it applies in respect of the application, has been adequately discharged.

Procedural Order No. 1 was issued on March 6, 2025. In order to assist the OEB in making a determination on whether the Crown's duty to consult has been sufficiently discharged with respect to the Project, Enbridge Gas was directed in Procedural Order No. 1 to file an updated Indigenous Consultation Report (ICR) and correspondence from the Ministry of Energy and Electrification (now the Ministry of Energy and Mines) on Enbridge Gas's consultation activities. Enbridge Gas filed the updated ICR and Ministry of Energy and Mines correspondence on March 19, 2025. Procedural Order No.1 also set the schedule for written discovery on Enbridge Gas's evidence. OEB staff filed

interrogatories on April 1, 2025 and Enbridge Gas filed interrogatory responses on April 10, 2025, each in accordance with the dates set in Procedural Order No. 1.

By way of this procedural order, the OEB will provide a schedule for submissions from OEB staff, as well as for a reply submission from Enbridge Gas.

Further procedural orders may be issued by the OEB.

IT IS THEREFORE ORDERED THAT:

1. OEB staff shall file its written submission with the OEB and serve it on Enbridge Gas by **May 5, 2025**.
2. Enbridge Gas shall file a written reply submission, if any, with the OEB, by **May 20, 2025**.

Parties are responsible for ensuring that any documents they file with the OEB, such as applicant and intervenor evidence, interrogatories and responses to interrogatories or any other type of document, **do not include 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](#).

Please quote file number, **EB-2024-0303** for all materials filed and submit them in searchable/unrestricted PDF format with a digital signature through the [OEB's online filing portal](#).

- Filings should clearly state the sender's name, postal address, telephone number and e-mail address.
- Please use the document naming conventions and document submission standards outlined in the [Regulatory Electronic Submission System \(RESS\) Document Guidelines](#) found at the [File documents online page](#) on the OEB's website.
- Parties are encouraged to use RESS. Those who have not yet [set up an account](#), or require assistance using the online filing portal can contact registrar@oeb.ca for assistance.

All communications should be directed to the attention of the Registrar and be received by end of business, 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, Catherine Nguyen at Catherine.Nguyen@oeb.ca and OEB Counsel, Lawren Murray at Lawren.Murray@oeb.ca.

Email: registrar@oeb.ca

Tel: 1-877-632-2727 (Toll free)

DATED at Toronto, **April 21, 2025**

ONTARIO ENERGY BOARD

Nancy Marconi
Registrar