



**EB-2008-0321**

**IN THE MATTER OF** the *Ontario Energy Board Act, 1998*, S.O.1998, c.15, Schedule B;

**AND IN THE MATTER OF** an application by Great Lakes Power Transmission Inc. on behalf of Great Lakes Power Transmission LP pursuant to section 74 of the Ontario Energy Board Act, 1998 for an amendment to transmission licence ET-2007-0649.

By delegation, before: Jennifer Lea

### **DECISION AND ORDER**

Great Lakes Power Transmission Inc. on behalf of Great Lakes Power Transmission LP has applied to the Board for a change to the cover page of its electricity transmission licence to properly indicate the effective date of the licence. This application arises from a series of transactions involving Great Lakes Power Limited ("GLPL") and the Great Lakes Power Transmission Inc. on behalf of Great Lakes Power Transmission LP ("GLPT").

On June 4, 2007, GLPL and GLPT applied to the Ontario Energy Board for the following:

- Leave of the Board for GLPL to sell its transmission system to GLPT;
- Leave of the Board to transfer the GLPL transmission rate order and a leave to construct order to GLPT;
- A transmission licence for GLPT; and
- An amendment to the transmission licence of GLPL.

The Board granted all of these requests in a decision and order dated December 24, 2008.

As part of the decision and order, the Board issued a transmission licence to GLPT to be effective as of the date of the transfer of GLPL's ownership of the transmission facilities to GLPT. To establish the effective date of the licence, GLPT was to notify the Board of the date of the transfer. The decision and order also provided that GLPT was to apply to have the licence amended to expressly set out the date of the transfer as the effective date of the licence.

On March 14, 2008 GLPT notified the Board that the transfer had occurred on March 12, 2008. The effective date of the licence is therefore March 12, 2008.

By correspondence dated October 1, 2008 and October 14, 2008, GLPT requested that the Board change the cover page of its transmission licence to read "Effective Date: March 12, 2008 – Date the Commercial Transaction Closed (as defined in section 1 of this licence)". The licence presently reads: "Effective Date: Date the Commercial Transaction Closes (as defined in section 1 of this licence)".

The applicants have requested that the Board dispose of this matter without a hearing under section 21(4)(b) of the *Ontario Energy Board Act, 1998* as no person will be adversely affected in a material way by the outcome of this proceeding.

I find that no person will be adversely affected in a material way by the outcome of this proceeding, and therefore have disposed of this matter without a hearing.

The amendment is granted. The cover page of the licence will now include the following words: "Effective Date: March 12, 2008", and "Valid Until March 11, 2028". In addition, the definition of "commercial transaction" will be removed from section 1 of the licence, as its only purpose was to define the term that formerly appeared on the cover page of the licence. A minor consequent change to section 15 regarding the term of the licence has also been made.

**IT IS THEREFORE ORDERED THAT** the transmission licence of Great Lakes Power Transmission Inc. on behalf of Great Lakes Power Transmission LP (ET-2007-0649) is amended in accordance with the revised licence attached as Appendix A to this decision and order.

**DATED** at Toronto, November 19, 2008.

ONTARIO ENERGY BOARD

*Original signed by*

Jennifer Lea  
Counsel, Special Projects

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Appendix A

To

Decision and Order

EB-2008-0321

Great Lakes Power Transmission Inc. on behalf of Great Lakes Power  
Transmission LP (ET-2007-0649)

November 12, 2008