



Enbridge Gas Inc.

Application for exemption from leave to construct natural gas pipeline and associated facilities in the City of Port Colborne

**PROCEDURAL ORDER NO. 3
March 12, 2026**

Enbridge Gas Inc. (Enbridge Gas) applied to the Ontario Energy Board (OEB) on November 7, 2025, under sections 95(2) of the *Ontario Energy Board Act, 1998*, for an order granting an exemption from the requirement to obtain leave to construct natural gas pipelines to serve an industrial customer in the City of Port Colborne. The Project involves the construction of approximately 2.65 km of natural gas distribution pipeline and ancillary facilities.

On November 27, 2025 the OEB issued a Notice of Hearing followed by a corrected Notice of Hearing on December 2, 2025 to the following Indigenous communities:

- Haudenosaunee Confederacy Chiefs Council
- Mississaugas of the Credit First Nation
- Six Nations of the Grand River (Six Nations)

The OEB served each potentially impacted community a Notice of Hearing on December 2, 2025. The Notice of Hearing provided each potentially impacted Indigenous community until December 15, 2025 to become an intervenor, comment or ask to follow the hearing as a monitor.

On December 8, 2025 Six Nations requested intervenor status and on December 12, 2025 requested to be approved for cost award eligibility in the proceeding.

On January 9, 2026, the OEB issued Procedural Order No. 1 which granted intervenor status and cost award eligibility to Six Nations. Procedural Order No. 1 set out a schedule for written discovery on Enbridge Gas's application and for written submissions by OEB staff, Six Nations and Enbridge Gas.

On January 12, 2026 Six Nations, by the way of a letter, asked for an extension of the timeline set in Procedural Order No. 1. The OEB approved the extension request by Six Nations. The extended schedule was set by Corrected Procedural Order No. 2 on January 28, 2026.

OEB staff and Six Nations filed their interrogatories to Enbridge Gas on February 17, 2026. Enbridge Gas filed the responses to the interrogatories on March 2, 2026.

Written submissions by OEB staff and Six Nations are due by March 17, 2026. The last step in the current procedural schedule is for Enbridge Gas to file a written reply submission by March 31, 2026.

Six Nations of the Grand River Filing on March 10, 2026

On March 10, 2026 Six Nations filed a letter and an unsworn affidavit with attachments, with the OEB. In the letter, Six Nations sought leave to file the brief as evidence in the proceeding pursuant to Rule 13.02 of the OEB's [Rules of Practice and Procedure](#).

Six Nations indicated that they expected to deliver a sworn copy of the affidavit as soon as the affiant is available to swear it. Six Nations stated that the affidavit provides important evidence regarding consultation meetings between Enbridge Gas and Six Nations, and that Six Nations intends to rely on this evidence in its forthcoming written submissions.

In order to consider processing the filing by Six Nations, the OEB will suspend the dates for upcoming written submissions set in the Corrected Procedural Order No. 2. The OEB will set a revised procedural schedule in the near future.

The OEB is making provision for the following related to this proceeding. Further procedural orders may be issued by the OEB.

THE ONTARIO ENERGY BOARD ORDERS THAT:

1. The OEB suspends the following procedural dates until further notice:
 - **March 17, 2026**, written submissions from OEB staff and Six Nations
 - **March 31, 2026**, written reply submissions from Enbridge Gas

Direction for preparing materials

- 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](#).
- Filings should clearly state the filing date and the sender's name, postal address, telephone number and e-mail address.
- Other than for applications or as otherwise required or directed by the OEB, parties are not required to submit a cover letter for materials that are self-evident (e.g., interrogatories, submissions) unless the cover letter includes a request or additional information not included in the materials themselves.
- Parties are strongly encouraged to use bookmarks in their filings to aid in navigation.
- Parties should not append to their evidence entire OEB documents (e.g., decisions, policy documents, guidelines). Rather, parties should provide citations to the documents and a clear and concise summary of the relevant part(s) of the document. Parties are encouraged to use hyperlinks for complete, permanent, and publicly available versions of the documents, when possible.
- Parties should refrain from quoting material from documents unless it is essential to support their interrogatories or arguments.
- Parties are not required to provide a summary of the procedural history of a proceeding but may refer to that history where and to the extent needed for context to orient an issue or discussion.
- Parties must: (a) disclose where generative artificial intelligence was used to generate content included in a filing and (b) confirm that the accuracy of the portion of the filing generated by generative artificial intelligence has been verified by the party or its representative without the assistance of generative artificial intelligence.

How to file documents with the OEB

- Parties are required to quote file number (i.e., **EB-2025-0301**) for all materials filed and submit them in **searchable/unrestricted PDF format** (i.e., no printing or copying restrictions) with a digital signature through the [OEB's online filing portal](#).
- Parties should 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.
- Cost claims are filed through the OEB's online filing portal. Parties are encouraged to visit the [File documents online page](#) of the OEB's website for more information. Parties that are eligible for a cost award and that do not currently have an account in the cost claim portal should create an account as soon as their cost award eligibility has been confirmed by the OEB. All parties shall download a copy of their submitted cost claim for the purposes of service on the party(ies) paying cost awards as per the [Practice Direction on Cost Awards](#).
- All communications should be directed to the attention of the Registrar and be received by **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, Zora Crnojacki at Zora.Crnojacki@oeb.ca.

Email: registrar@oeb.ca

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

DATED at Toronto, **March 12, 2026**

ONTARIO ENERGY BOARD

Ritchie Murray
Acting Registrar