

Posting Template with Regulatory Registry as Source

ENGLISH SECTION:

Posting Source: ☒ Regulatory Registry ☐ Environmental Registry

Posting Stage: ☒ For Consultation ☐ As An Approved Regulation

Exemption Obtained: ☐ Yes ☒ No

Title*:

Proposed amendments to O. Reg. 429/04 (Adjustments Re: Section 25.33 of the Act) and O. Reg. 280/14 (IESO Eligible Investments and Borrowing) made under the *Electricity Act, 1998* and proposed regulations under the *Ontario Fair Hydro Plan Act, 2017* (OFHPA), if passed.

Description*:

Energy has proposed legislation to refinance a portion of the Global Adjustment (GA) component of electricity costs for specified consumers as defined in the *Ontario Fair Hydro Plan Act, 2017* (OFHPA). Creation of new regulations under the proposed OFHPA would provide criteria and detail to support key aspects of the OFHPA, and provide for the implementation of the required calculations related to the refinancing of GA. Amendments to existing regulations (O. Reg. 429/04 and O. Reg. 280/14) would provide the Independent Electricity System Operator (IESO) and Local Distribution Companies (LDC) with the necessary authority related to their OFHPA activities.

Ministry Contact Email (n.b. the registry will not include the name of the contact): ☒

Additional Contact Email: ☒

Ministry Contact Address:

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M7A 2C1

Instrument Type: ☐ Act ☐ Information ☐ Proposal ☒ Regulation – LGIC
☒ Regulation – Minister ☐ Regulation – Other

Category: ☐ Environmental ☒ General ☐ Safety, Health and Labour

Regulation Number: O. Reg. 429/04, O. Reg. 280/14

Bill or Act: *Electricity Act, 1998; Ontario Fair Hydro Plan Act, 2017*

This is a new regulation: x

Summary of Proposal*:

As outlined in the proposed OFHPA, a portion of the GA would be refinanced in accordance with Ontario's Fair Hydro Plan.

ENERGY proposes to create a new regulation under the OFHPA, if passed, which would provide criteria and detail to support key aspects of the OFHPA. Another new regulation would provide for the implementation of the required calculations related to the refinancing of GA. Proposed amendments to O. Reg. 429/04 would ensure that IESO has the authority it needs to make the appropriate adjustments in the amounts it collects from local distributors and others, and that those distributors and others reflect those adjustments in the amounts they collect from consumers. Proposed amendments to O. Reg. 280/14 would enable IESO to collect amounts from specified consumers as defined under the proposed OFHPA.

Commented [DS1]: USMPs will not be covered in 429/04.

Regulation (New) to be made under the proposed Ontario Fair Hydro Plan Act, 2017

The Government intends to bring forward a general regulation under the proposed OFHPA which would provide for the implementation of the roles and responsibilities of the Financial Services Manager and IESO in relation to the refinancing of GA, including defining key terms and further criteria in relation to key terms defined under the OFHPA.

The Regulation would provide criteria and detail, as necessary, to support key aspects of the proposed OFHPA, including IESO deferral and the establishment and transfer of portions of the regulatory asset (e.g. the amount that needs to be refinanced on a monthly basis by IESO), as well as the establishment of the related variance account designed to track such amounts as portions of the regulatory asset are transferred to finance the deferral.

The regulation may also provide for any further principles that have to be taken into account by the Minister in the calculation of the Fair Allocation amount, as well as providing further criteria (principals and assumptions) that have to be taken into account in the development and implementation of the Financing Plan by the Financial Services Manager.

Regulation (new) to be made under Part II of the proposed Ontario Fair Hydro Plan Act, 2017

The Government intends to bring forward a regulation under Part II of the proposed OFHPA. The Regulation would support the required calculations related to the refinancing of GA, including:

- The required rate reductions under the OFHPA for regulated rate consumers;
- The adjustments to be made in respect of specified consumers as defined in the OFHPA who are not regulated rate consumers; and
- The methodology for determining electricity rates and adjustments to GA costs after April 30, 2018.
- The flow-through of rates and adjustments in circumstances involving unit sub-metering.

Amendment to O. Reg. 429/04 (Adjustments Re: Section 25.33 of the Act) under the Electricity Act, 1998

Currently, O. Reg. 429/04 requires that IESO, distributors and others who issue invoices to specified consumers as defined in the proposed OFHPA to collect the full amount of GA each month.

In order to accomplish the refinancing of GA, in a manner which is consistent with the proposed OFHPA, the Government intends to amend O. Reg. 429/04 to ensure that IESO has the authority it needs to make the appropriate adjustments in the amounts it collects from local distributors and others, and that those distributors and others reflect those adjustments in the amounts they collect from consumers.

The proposed regulation would work with other regulations to be established under the proposed OFHPA to enable the Ontario Energy Board (OEB), IESO, distributors and others to appropriately carry out their respective responsibilities in establishing rates in respect of, making adjustments on behalf of, and invoicing, respectively, specified consumers.

Amendment to O. Reg. 280/14 (IESO Eligible Investments and Borrowing) to be made under the Electricity Act, 1998

The Government intends to amend O. Reg. 280/14 to enable IESO to collect amounts from specified consumers as defined under the proposed OFHPA. The Government would also amend O. Reg. 280/14 in a manner which would provide IESO with the necessary authority related to its OFHPA activities including the funding, borrowing and financial arrangements contemplated under the proposed OFHPA. IESO would be expected to amend its Statement of Borrowing in a manner consistent with the amended regulation, once approved.

Subject Keywords

Posting Date: May 12, 2017

Comments Due Date: June 10, 2017

Additional Info 1

[placeholder for link to OFHP leg intro NR/BGs]

FRENCH SECTION:

Title*:

Description*:

Ministry Contact Address:

Regulation Number:

Bill or Act:

Summary of Proposal*:

Additional Info 1

Link Text:

Link Address:

File to Download:

OR

The following fields will appear in the online template if the Posting Status is “As an Approved Regulation” or after the Comments Due Date has passed:
(complete in both English and French)

Decision: ☐ Proposal ☐ Update ☐ Approved ☐ Rejected

Proposal Status:

Summary of Decision:

Effective Date: (DD/MM/YY)

Subject Key Words: The list of key words beginning on the next page will likely be out of date as key words are added regularly. Check online for the most up to date listing.

aboriginal business
accessibility
aggregate operations
aggregates
agriculture
air
alcohol
Alcohol and Gaming
 Commission
alternative fuels
Ambulance
anglers
AODA
archaeological
fieldwork
archaeology
beginner driver
education
beverage alcohol
bicycle
Blood donor
Blue Box
boxing
Brownfields
bullying
burial sites
business
business impacts
business sector
caisse populaires
cancellation rights
Cancer
Cancer Care Ontario
capital
capital gains
capital regulation
Car beds
cemeteries
certification
Child car seats
claim staking
Clinic
collection practices
commercial vehicle
 inspection
Community health

compassionate care
 benefits
competitiveness
compliance
compliance
information
Confined space
conservation
construction
consultations
consumer protection
contracts
credit union
crematoriums
Crown charges
CSA, Canadian
 Standards
Association
customer service
Dead Animal Disposal
 Act
dead animals
Dentist
deposit insurance
developmental
disability
disability
disclosure of
information
Doctor
domestic violence
drinking water
driving contest
driving instructor
driving school
E-bike
education
requirements
electric bicycle
electric low-speed
vehicle
electric vehicle
electrical contractors
electrical safety
electricity
Emergency

employment contract
employment
standards
engineering drawings
entry
environmental policy
exemptions
exposure
exposure limit
exposure limits
EZ-On vests
family medical leave
farmers
farms
fees
financial sector
regulation
financial services
fish and wildlife
food safety
Food Safety and
Quality
 Act, 2001
forest companies
forest operations
forest sector
forests
forms
free standing meat
plants
fuel
funeral service
graduated licensing
ground water
guardrail system
hand-held
hands-free
hazard
Hazardous
atmosphere
hazardous chemical
hazardous chemicals
health
health care
Healthy work
 environment

Highway Traffic Act
Home care
hospital
hours of service
hours of work
household hazardous
waste
ice huts
illness
incineration
Independent health
facility
independent operator
industrial
industries
industry
information sharing
injury
insurance
Integrated seats
interest rate
laboratories
land
land use planning
law
legislation
lending
licence applications
licensing
life income fund
lifejacket
limits
livestock
locates
locked-in accounts
long-term care homes
low-speed vehicle
LSVs
manufacturing
marine safety
master electricians
meat
medical officers of
health
mine
mining

mining claims
monitoring
mortgage
mortgage
administrators
mortgage agents
mortgage brokerages
mortgage brokers
mortgage lenders
motor tricycle
motorcycle
municipal hazardous
waste
needle
noise
novice drivers
nutrient management
Nutrient Management
Act, 2002
occupational
occupational
exposure
limit
occupational
exposure
limits
Occupational Health
and
Safety Act
OEL
OELs
Ontario Perinatal
Surveillance
System
Ontario Tumour Bank
paper burden
parks
payday lending
payday loans
penalties
pension plan
personal health
information
pesticides
Physician

power-assisted
bicycle
prevention
principal broker
project
promoters
propane
protected areas
protection
psychiatric facilities
public comments
Public health
quality assurance
real estate broker
recommendations
recreational fisheries
refund period
registration
requirements registry
Regulated health
professional
regulations
regulatory
replacement fuel
reporting
Restraints for infants
with
special needs
Restraints for persons
with disabilities
road safety
rural affairs
safety
safety-engineered
salesperson
School
school bus
severance pay
site rehabilitation
slaughter plants
small business
Small Business
Agency
social inclusion
solicitation
space heaters

special waste
specimen collection
centres
standard
standards of practice
Stewardship Ontario
stilts
street race
teasing
temporary agencies
temporary agency
temporary employees
temporary
employment
temporary help
temporary work
temporary workers
termination
timber management
tourism
Tourism Act
transfer service
travel
treatment plants
trip inspection
underground services
used oil
violations
war graves
waste
waste diversion
program
waste management
waste recycling
water
wells
work refusal
worker
workplace exposure
workplace exposures
Workplace Safety and
Insurance Act
Workplace Safety and
Insurance Board
workplace violence
WSIB

young entrepreneurs