

RE: Con Law risk re: bill presentment

From: "Teliszewsky, Andrew (ENERGY)" </o=govon/ou=exchange administrative group (fydibohf23spdlt)/cn=recipients/cn=teliszewsky, andrew (energy)4fe">
To: "Schlaepfer, Martin (ENERGY)" <martin.schlaepfer@ontario.ca>
Date: Tue, 12 Dec 2017 16:38:25 -0500

Okay.

Andrew Teliszewsky
(416) 327 - 3550

From: Schlaepfer, Martin (ENERGY) <Martin.Schlaepfer@ontario.ca>
Date: Tuesday, Dec 12, 2017, 4:27 PM
To: Teliszewsky, Andrew (ENERGY) <Andrew.Teliszewsky@ontario.ca>
Cc: Imbrogno, Serge (ENERGY) <Serge.Imbrogno@ontario.ca>, Whittington, Matt (ENERGY) <Matt.Whittington@ontario.ca>, Chatterjee, Jeet (ENERGY) <Jeet.Chatterjee@ontario.ca>, Armstrong, Hillary (ENERGY) <Hillary.Armstrong@ontario.ca>, Baker, Carys (ENERGY) <Carys.Baker@ontario.ca>
Subject: FW: Con Law risk re: bill presentment

Hi Andrew,

CO/PO reached out to us on this matter yesterday as per the email below on the background to the legal risk assessment that came up during LRC yesterday, as per a PO request. Below is staff's response (LSB has worked closely on this) and the opinion is attached.

Let us know if we can share with CO.

- As a practice, MAG briefing notes are prepared on matters that are going before LRC or Cabinet committee, which have legal risks or MAG impacts.
- Due to the legal risks that have been identified in relation to the Ontario Fair Hydro Plan (OFHP), ENERGY sought an opinion from CLB on the entire OFHP earlier in 2017.
 - At the time, CLB did not identify any other concerns.
- As a result of previous CLB advice, ENERGY came back to CLB when the specifics of the bill presentment proposal were fleshed out.
 - At this stage, CLB identified a new concern regarding a potential constitutional law risk that had not previously been outlined.

From: Moore, Karen (CAB)
Sent: December 11, 2017 4:19 PM
To: Schlaepfer, Martin (ENERGY) <Martin.Schlaepfer@ontario.ca>
Cc: Hindmarch-Watson, Tim (CAB) <Tim.Hindmarch-Watson2@ontario.ca>
Subject: Con Law risk re: bill presentment
Importance: High

Hi Martin,

Following the discussion at LRC today, could you please share a copy of the legal risk assessment and a brief summary of the events that led to the receipt of the legal opinion? In particular, PO is interested to know when it was requested and received and whether a similar opinion was received when the addition of the 25% line to the bill was directed by Cabinet.

Please send ASAP today.

Thanks,
Karen

Karen Moore
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