

Ministry of Energy

<i>Fair Hydro Act, 2017</i>
Regulations

Profile at a Glance

Priority: Key**Public Interest:** Very High**Key Stakeholder Interest:** High**New Costs/Burdens:** Yes for Government, Yes for Stakeholders**New Savings/Opportunities:** Yes for Stakeholders; No for Government

Proposed Items for Review**A. GA Refinancing**

1. Creating a new Regulation to be made under Part II of the *Ontario Fair Hydro Plan Act, 2017*, which is Part II of Schedule 1 of the *Fair Hydro Act, 2017*; and
2. Amendment to O. Reg. 280/14 (IESO Eligible Investments and Borrowing) to be made under the *Electricity Act, 1998*.

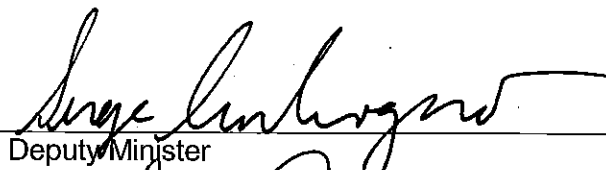
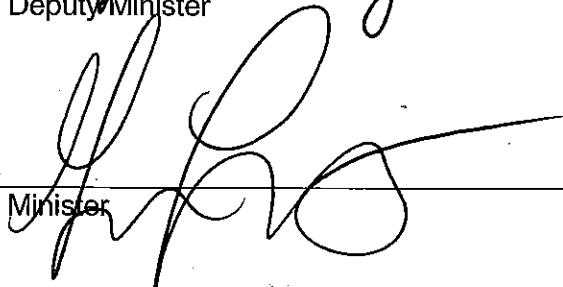
B. Social Programs

1. Creating a new Invoicing Regulation to be made under the *Ontario Fair Hydro Plan Act, 2017*;
2. Creating a new Regulation (First Nation Delivery Credit) to be made under the *Ontario Energy Board Act, 1998* (OEBA);
3. Creating a new Regulation (Distribution Rate Protection) to be made under the OEBA;
4. Amending O. Reg. 442/01 (*Rural or Remote Electricity Rate Protection*) to be made under the OEBA;

5. Amendments to the O. Reg 363/16 (General) to be made under the *Ontario Rebate for Electricity Consumers Act, 2016*. (ORECA); and
6. Amendments to O. Reg. 275/04 (Information on Invoices to Certain Classes of Consumers of Electricity) to be made under the OEBA.

Approvals required prior to LRC

	Committee and date	Cabinet Date
Policy	Cabinet approval received May 10	
TB/MBC	TB/MBC approval received May 9	


Deputy MinisterJUNE 13, 2017
Date
MinisterJUNE 13, 2017
Date

s. 1 **Proposal and Context**

Supporting Electricity Rate Mitigation under the Fair Hydro Act

- On May 11, 2017, the government introduced Bill 132, the *Fair Hydro Act, 2017* (FHA) which is comprised of two Schedules: Schedule 1 is the *Ontario Fair Hydro Plan Act, 2017* (OFHPA) and related amendments to the *Electricity Act, 1998* and the *Ontario Energy Board Act, 1998* (OEBA); Schedule 2 includes the electricity social program-related amendments to the OEBA. On May 31, 2017 the *FHA* passed third reading and received Royal Assent on June 1, 2017.
- Under the *OFHPA*, a portion of the GA would be refinanced in order to more fairly allocate costs across present and future generations of electricity consumers with respect to investments made to decarbonize (i.e., phase-out coal) and modernize Ontario's electricity system (i.e., build and maintain a reliable electricity system).
- Today's electricity consumers have been bearing disproportionate cost responsibility for the investments in developing the clean, modern and reliable electricity system that Ontario has today and that will continue to provide benefit to future generations. The legislation recognizes the long-term benefit of clean energy investments into the future and to more appropriately allocate costs into the future to account for long-term benefits.
- Refinancing a portion of GA would provide significant and immediate rate relief to electricity consumers that have been burdened with the costs of the necessary investments that have been made to decarbonize and modernize the province's electricity infrastructure, by spreading the cost of electricity investments so that they are shared proportionately by future consumers who cause a need for or benefit from the province's multi-billion dollar investments in electricity infrastructure.
- Under Schedule 1 of the *FHA* which enables GA Refinancing, electricity bills of typical residential consumers would be reduced by 25 per cent starting in summer 2017. In addition, further increases to electricity bills for typical consumers would be held to the rate of inflation to be set out in the proposed regulation to be made under Part II of the *OFHPA*. Up to 500,000 small businesses and farms would also benefit.
- Provisions under Schedule 2 of the *FHA* enable amendments to the OEBA and the creation of new programs targeted at more vulnerable electricity consumers, including funding these programs from the tax base rather than the electricity rate base.
- *FHA* is part of a significant system restructuring that will address long-standing policy challenges and ensure greater fairness.

- The proposed regulatory amendments and new regulation contained in this package are needed to implement Ontario's Fair Hydro Plan (*OFHP*), as enacted under the *FHA*.

A. GA Refinancing

1. Creating a new Regulation made Under Part II of the *OFHPA*, which is Schedule 1 of the Fair Hydro Act, 2017

- The Ministry of Energy is seeking approval to create a new Regulation under the *OFHPA* to support the required calculations and determinations to be made by the Ontario Energy Board under Part II of that Act (sections 6-12).
- The proposed regulation outlines the methodology that the OEB would use in applying the *OFHPA* reductions to eligible consumers who participate in the OEB's Regulated Rate Plan (RPP) and non-regulated consumers who are eligible for GA refinancing under *OFHPA*.
- The proposed regulation sets out the near-term reductions (i.e., the reductions that will be applied by the OEB from July 1, 2017 to April 30, 2018) as well as the reductions from April 30, 2018 to April 30, 2019. The further adjustments to be made for future periods beginning May 1, 2019 would be set out in further amendments to the Part II regulation.
- In addition, the proposed regulation also sets out that customers of unit sub-meter providers (USMPs) would receive a proportionate share of near-term *OFHPA* reductions.
- If the regulation is approved, the OEB intends to release new RPP rates effective July 1, 2017 that will include the full impact of *OFHP* as determined under the Part II adjustments.
- For consumers eligible for GA Refinancing that are not on the RPP, adjustments would be made on their electricity bills based on their consumption from July 1, 2017 onwards as necessary. Note: Consumers not paying RPP would also receive GA refinancing if they meet the other criteria defined within the *OFHPA* under the term "specified consumers". These include consumers that have opted-out of RPP to sign contracts with electricity retailers or become wholesale consumers and those who are eligible for the *Ontario Rebate for Electricity Consumers Act, 2016* (ORECA) but not RPP, such as long-term care homes.
- In accordance with the *OFHPA* and the proposed Part II regulation, if approved, the OEB would determine the adjustment to be made to the GA charge on eligible non-RPP consumers' bills, effective July 1st. Electricity vendors would be expected to ensure the adjustment is reflected on their customers' bills as soon as possible, and to make retroactive payments where necessary.

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

- The Ministry of Energy is seeking to amend O.Reg. 280/14 in response to the *OFHPA* and related regulations.
- The proposed amendments would provide the Independent Electricity System Operator (IESO) with the necessary authority related to its *OFHPA* activities, including the funding, borrowing and financial arrangements contemplated under the *OFHPA*. The IESO would be responsible for selling specified portions of the regulatory asset to OPG's financing entities, and to fund IESO monthly deferrals which are to commence July 1, 2017, as provided for under section 23 of the *OFHPA*.
- The additional authority set out under the proposed amendments to O. Reg. 280/14 would enable IESO to borrow amounts to fund the above-noted deferrals related to GA refinancing.
- IESO would be expected to amend its Statement of Borrowing in a manner consistent with the amended regulation, once approved.

B. Social Programs**1. Creating a new Invoicing Regulation made under the *Fair Hydro Act, 2017***

- The Ministry of Energy is seeking to create a new Regulation under the FHA related to electricity invoicing to communicate Ontario's Fair Hydro Plan (OFHP), and its associated bill impacts, to consumers.
- The proposed regulation would require electricity vendors and unit sub-meter providers (USMPs), as defined in the FHA, to include on-bill messaging about OFHP, as well as accompany paper invoices with a descriptive OFHP bill insert once every quarter for a 12-month period.
- The new regulation would specify the messaging electricity vendors and unit submeter providers (USMPs) would be required to display on invoices, as well as the bill insert. These messaging requirements would apply to French invoices as well.
- In advance of these new OFHP messaging requirements, the Ministry has removed outdated "8% provincial rebate" messaging requirements from invoices and envelopes under Minister's O. Reg. 364/16. Local Distribution Companies (LDCs) were in favor of removing these requirements, indicating they had no additional space on invoices to include new messaging.

2. Creating a new Regulation (First Nation Delivery Credit) to be made under the *Ontario Energy Board Act, 1998*

- The Ministry of Energy is proposing a new regulation to be made under the OEBA to establish a First Nations Delivery Credit.
- The proposed new regulation would provide customers a credit for the full amount of the monthly delivery charge currently imposed by the LDC. The regulation would define eligibility for the credit to include all on-reserve residential customers who are members of a band as defined in the federal *Indian Act* who are accountholders served by a licensed LDC.
- The regulation would address circumstances where certain LDCs charge a bundled rate rather than a monthly delivery charge; this includes Hydro One Remotes Communities Inc. and Cat Lake Indian Reserve No. 63 C's monthly service charge and Cornwall Street Railway Light and Power Company Limited's minimum monthly charge.
- The regulation proposes that the program is to be delivered commencing July 1st, 2017 but it would provide for a three month period for LDCs to adapt their billing systems to deliver the credit. For LDCs requiring this additional time the entitlement accumulated commencing July 1st would be payable to eligible consumers as a lump sum no later than October 1st.
- The regulation would also contain a requirement for all LDCs to show the First Nations Delivery Credit on the bill as a line item appearing directly below the delivery charge line item. The regulation would also allow for an exemption if, for technical reasons, an LDC is unable to comply with the bill presentment requirements.
- The regulation would contain several provisions requiring information to be shared with IESO, requiring the OEB to report to ENERGY on annual projected costs of the program and tracking the funds for reimbursement purposes.
- The regulation would stipulate two (2) different limitation periods; a 2-year limitation period for customers who failed to receive the benefit to collect the credit retroactively and a 6-month limitation period for LDCs to collect any outstanding amounts owed by way of reimbursement.

3. Creating a new Regulation (Distribution Rate Protection) to be made under the *Ontario Energy Board Act, 1998*

- The Ministry of Energy is seeking to create a new Regulation to be made under the OEBA to enable the provision of enhanced distribution rate protection to full-time residential customers of prescribed LDCs.
- The proposed prescribed distributors are
 - Atikokan Hydro Inc.

- InnPower Corporation
 - Chapeau Public Utilities Corporation
 - Sioux Lookout Hydro Inc.
 - Northern Ontario Wires Inc.
 - Lakeland Power Distribution Ltd. (Parry Sound Rate Zone)
 - Algoma Power Inc. (residential)
 - Hydro One Networks Inc. (Low & medium density classified customers)
 - The proposed new regulation would establish a mechanism for the OEB to calculate maximum monthly distribution charge for prescribed consumers. This charge would be established by calculating the fully-fixed base distribution rates, using approved 2017 rates for the prescribed residential rate classes of a prescribed group of distributors, having regards to costs.
 - Additionally, the regulation would enable payment flows to prescribed LDCs to allow recovery of rate protection provided to customers. Planned payment flows would follow the same reimbursement process under the *ORECA*, including requirements to provide information for reimbursement purposes, duty to provide information, records, invoicing requirements.
- 4. Amending O. Reg. 442/01(Rural or Remote Electricity Rate Protection) to be made under the *Ontario Energy Board Act, 1998***
- The Ministry of Energy is seeking to amend O. Reg. 442/01 (Rural or Remote Rate Protection) to be made under the OEBA to enable tax-based funds to support the provision of RRRP to Hydro One's low-density residential classified customers (R2).
 - Under O. Reg. 442/01, the amount of rural or remote electricity rate protection (RRRP) available to Hydro One's R2 customers is capped at a fixed annual amount of \$241.8 million – which amounts to a monthly subsidy of \$60.50 for R2 customers.
 - Proposed amendments would provide for a fixed monthly credit (\$60.50), replacing the existing prescribed annual amount and would remove the escalating factor, as provisions under the new section 79.3 under the OEBA provides benefits in addition to RRRP, making the escalating factor unnecessary.
 - New benefits provided for under 79.3 of the OEBA, together with the proposed regulations, would hold R2 customers to a maximum monthly base distribution charge – in addition to the \$60.50 monthly RRRP benefit.
 - Proposed amendments would enable payment flows to Hydro One to allow recovery of RRRP payments made to its customers.
 - Current funding for the RRRP program is paid for by all electricity customers across the province. Removing \$241.8 million from the global RRRP, as provided for in the proposed regulation, would lower the monthly cost for an average residential customer by ~\$1.30.

5. Amendments to O. Reg 363/16 (General) to be made under the *Ontario Rebate for Electricity Consumers Act, 2016* (ORECA)

- The Ministry of Energy is seeking to make a consequential amendment to O. Reg. 363/16 (General) to be made under the ORECA, in order to provide clarity on how the proposed First Nations Delivery Credit should be treated with respect to the calculation of the 8% provincial rebate.
- The proposed amendments to O. Reg 363/16 would clarify that the First Nations Delivery Credit should be included in the base amount used to calculate the 8% rebate.
- This proposed consequential amendment aligns with the existing policy treatment for credits received under the Ontario Electricity Support Program (OESP).

6. Amending O. Reg. 275/04 (Information on Invoices to Certain Classes of Consumers of Electricity) to be made under the *Ontario Energy Board Act, 1998*

- The Ministry of Energy is seeking to amend O. Reg. 275/04 made under the OEBA to remove the requirement for electricity vendors and USMPs to include informational messaging about the Debt Retirement Charge (DRC) in order to create more space on invoices for new OFHP messaging.
- The requirement to include a DRC line item on electricity invoices would remain.
- In addition, the Ministry is proposing to exempt Hydro One from the application of this regulation. This exemption would allow Hydro One to proceed with its planned bill redesign, unconstrained by regulation, for fall 2017.

Approach and
s. 2 **Intended Outcomes**

A. GA Refinancing**1. Creating a new regulation made Under Part II of the *OFHPA of the Ontario Fair Hydro Plan Act, 2017***

- The proposed regulation sets out in detail the methodology that the Ontario Energy Board would, if this regulation is approved, use to make determinations under the OFHPA including:
 - Defining the "hypothetical" regulated rate consumer upon which the OFHPA calculations to achieve the initial 25% reductions would be based;
 - The methodology that the OEB is to apply in order to provide the initial OFHPA-related reduction for RPP consumers;
 - The methodology that the OEB is to use in order to determine the initial adjustment to be made in respect of consumers eligible for Global Adjustment (GA) refinancing who are not RPP consumers;

- The roles of Local Distribution Companies (LDCs) and retailers regarding the application of the *OFHPA* adjustments to electricity consumers;
 - The methodology for determining *OFHPA*-related adjustments for the year beginning May 1, 2018; and
 - Enabling the flow-through of *OFHPA*-related adjustments for electricity consumers of USMPs.
- In addition, the proposed amendments would set out the requirements on the OEB, LDCs/Retailers and USMPs for the near term adjustments to be made under the *OFHPA*.
 - The proposed regulation sets out the near-term reductions (i.e., the reductions that will be applied by the OEB from July 1, 2017 to April 30, 2018) as well as the reductions from May 1, 2018 to April 30, 2019. Further adjustments to be made for future periods beginning May 1, 2019 would be set out in further amendments to the Part II regulation which would be brought forward at a future date.

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

- The proposed amendments would provide IESO with the necessary authority related to its *OFHPA* activities including the funding, borrowing and financial arrangements contemplated under the *OFHPA*.
- IESO would be expected to amend its Statement of Borrowing in a manner consistent with the amended regulation, once approved.
- The additional authority set out in the proposed amendments would enable IESO to borrow amounts to fund the deferrals related to GA refinancing, which is a key element in Government's approach to GA refinancing. Specified portions of the Regulatory Asset would be sold by IESO as investment interests to the financing entity (ies) to be established by Ontario Power Generation as Financial Services Manager.

B. Social Programs

1. Creating a new Invoicing Regulation made under the *Fair Hydro Act, 2017*

- The proposed invoicing regulation would require electricity vendors and USMPs to include prescribed on-bill messaging about OFHP in a location where conservation or other utility messages to consumers are usually placed. This message would serve to inform consumers about OFHP and the resultant bill impacts.
- Electricity vendors and USMPs would also be required to accompany paper invoices with a descriptive OFHP bill insert quarterly for a 12-month period, beginning with the first invoice issued on or after July 1, 2017 until the first invoice issued on or after July 1, 2018. These inserts would only be required semiannually for seasonal bill customers.

- The proposed regulation would allow electricity vendors and USMPs to seek an exemption, or alternative arrangement, from the Minister of Energy (by way of a Minister's letter) if they are unable to comply with the requirements due to technical reasons or operational difficulties.
- In anticipation of these new OFHP invoicing requirements, the government has already revoked outdated "8% provincial rebate" messaging requirements from O. Reg. 364/16 (Invoicing Requirements) to free-up space on the bill and avoid confusion amongst consumers.
- O. Reg. 364/16 is a Minister's regulation under *the Ontario Rebate for Electricity Consumer Act, 2016* (ORECA) that does not require approval by Lieutenant Governor-in-Council. As a result of these amendments, electricity vendors and USMPs are no longer required to provide 8% provincial rebate on-bill messaging or issue envelopes that are marked with 8% provincial rebate. However, the requirement to include an "8% Provincial Rebate" line item remains.
- These amendments also removed spent provisions from O. Reg. 364/16 that formerly directed the distribution of 8% rebate bill inserts (already delivered), as well as outdated transitional and revocation periods.

2. Creating a new Regulation (First Nation Delivery Credit) to be made under the *Ontario Energy Board Act, 1998*

- In recognition of the long-standing contribution made by First Nations people to the development of the province's electricity infrastructure the government has delivered on its commitment to work with the Chiefs of Ontario (COO) in pursuing reconciliation.
- The *OFHA*, or Bill 132, introduced section 79.4 which establishes the authority, through regulation, to prescribe certain customers and classes of customers as being eligible to receive a 100% rebate on the delivery line on their bills. The rebate would be funded entirely through money appropriated from the legislature for that purpose.
- The regulation limits eligibility to all residential rate class First Nations customers living on reserve served by the 11 affected LDCs. The 11 affected LDCs serving on-reserve consumers identified by the OEB in its report include: Algoma Power Inc., Attawapiskat Power Corporation, Bluewater Power Distribution Corporation, Cat Lake Power Utility Ltd., Cornwall Electric Distribution, Hydro One Networks Inc. Hydro One Remote Communities Inc., PUC Distribution Inc., and Thunder Bay Hydro Electricity Distribution; Fort Albany Power Corporation; and Kashechewan Power Corporation.
- The credit will automatically apply to the bills of those customers who have already registered with their LDC as HST exempt. Customers who have yet to register with their LDC will need to identify themselves to their LDC in order to receive the benefit.
 - The Ministry of Energy, in collaboration with the Chiefs of Ontario (COO), has crafted the policy in a manner which best reflects the needs and wishes of Ontario's many varied indigenous communities.

- COO has also developed a Communiqué to send out to all First Nation Chiefs to encourage them to make sure their members are receiving the HST exemption from their LDC
 - COO will finalize the Communiqué and release in June.
-
- Under the proposed new regulation created pursuant to section 79.4 under the OEBA, ENERGY proposes eligibility for the program to include all on-reserve First Nations residential customers. The regulation proposes that for LDCs who charge either, a bundled minimum monthly charge or a monthly service charge, that those charges would be credited instead of a delivery charge.
 - The regulation would also prescribe a new "First Nations Delivery Credit" line item which would appear directly below the delivery charge. It also would provide for LDCs to gain an exemption from this requirement from the Minister of Energy by way of a Minister's Letter.
 - The regulation would include a provision which contemplates customers who have moved and the customer failed to receive the benefit in the period leading up to their moving off reserve and it would create an entitlement for back-pay for that period spanning July 1st up to the point where they moved off-reserve.
 - The proposed new regulation establishes a 2-year limitation period for consumers for past entitlements and a 6-month limitation period for LDCs for reimbursement.
-
- As the First Nations Delivery Credit involves the expenditure of tax money to fund the entire program costs, the Ministry of Finance (MOF) and Treasury Board Secretariat (TBS) require that such money be tracked and accounted for throughout the process. Provisions in the legislation and the regulation would enable appropriate auditing and information to ensure appropriate oversight of public funds.
-
- 3. Creating a new Regulation (Distribution Rate Protection) to be made under the *Ontario Energy Board Act, 1998***
- As part of the Fair Hydro Plan, Energy made a commitment to expand rate protection beyond the existing RRRP eligibility.
 - While the RRRP helps mitigate some of the higher distribution costs for customers residing in low-density rural areas and/or remote areas, recent amendments to the OEBA, enacted through Bill 132, expand distribution rate relief beyond RRRP to include consumers in higher-distribution cost LDCs
 - The new Section 79.3 of the OEBA enables the Minister to provide distribution rate protection to residential-class consumers, having regard to the costs of distributing electricity to those consumers. This relief would be financed from the tax base.
 - In order to deliver the rate protection enabled under Section 79.3, the proposed new regulation under the OEBA is needed to prescribe the following matters: the relevant LDCs; the classes of consumers or consumers designated as

distribution rate protected consumers; the maximum amount of the monthly base distribution charge; limitation periods; and the type of information required by the OEB and Ministry to implement and administer the program, including information related to the relevant financial transactions.

- Under the new regulation, Energy proposes to prescribe the following LDCs for the purposes of the provision of distribution rate protection:
 - Atikokan Hydro Inc.
 - InnPower Corporation
 - Chapleau Public Utilities Corporation
 - Sioux Lookout Hydro Inc.
 - Northern Ontario Wires Inc.
 - Lakeland Power Distribution Ltd. (Parry Sound Rate Zone)
 - Algoma Power Inc. (residential)
 - Hydro One Networks Inc. (Low & medium density classified customers)
 - Distribution rate-protected residential consumers would be residential-class customers of the prescribed LDCs. In the case of Lakeland Power Distribution Ltd., the rate protection would be limited to customers subject to Parry Sound Rate Zone residential class rates. In the case of Algoma Power Inc., the rate protection would be limited to residential customers residing in a dwelling and for Hydro One Networks Inc., the rate protection would be extended to the R1 (medium density) and R2 (low-density) rate classes.
 - Section 79.3 (3) enables the setting of a maximum monthly charge for prescribed distributors. Under the proposed new regulation, by July 1, 2017, the OEB would determine the maximum monthly charge, using the approved 2017 base distribution rates for prescribed LDCs, as expressed as a fixed monthly charge. The lowest fixed monthly charge among prescribed LDCs would be used to establish the maximum monthly charge prescribed LDCs would charge distribution rate protected residential consumers.
 - The proposed new regulation establishes a 2-year limitation period for consumers for past entitlements and a 6-month limitation period for LDCs for reimbursement.
 - The proposed new regulation establishes payment flows to reimburse LDCs for lost revenue associated with charging distribution rate protected residential customers that maximum monthly charge, as established by the OEB, rather than the full amount owing to them, as provided for through OEB-approved distribution rates.
 - As the distribution rate protection involves the expenditure of tax money to fund the entire program costs, provisions in the regulation would enable the collection of necessary information to ensure appropriate oversight of public funds.
4. ***Amending O. Reg. 442/01 (Rural or Remote Electricity Rate Protection) made under the Ontario Energy Board Act, 1998***

- RRRP is an existing program currently funded by ratepayers through the regulatory line of the electricity bill. The program currently costs \$1.58/month for a 750kWh consumer.
 - Recent amendments to Section 79 of the OEBA, as enacted under Schedule 2 of the Fair Hydro Act, 2017, enables the government to pay the costs of providing prescribed customers with RRRP from funds appropriated from the legislature.
 - The majority of the current RRRP costs are directed to Hydro One customers classified into the "R2" residential rate class, who receive a monthly benefit of \$60.50.
 - There are approximately 330,000 customers of Hydro One, classified as R2, who receive RRRP benefits. These consumers have some of the highest distribution costs in the Province.
 - Proposed amendments to O. Reg 442/01 would establish that Hydro One would be reimbursed, for the provision of RRRP to its eligible customers, from money provided for through a legislative appropriation.
 - Proposed amendments to O. Reg 442/01 would remove the annual fixed amount of RRRP funding for Hydro One's R2 consumers, including the escalating factor and would replace it with a monthly amount of \$60.50 per customer.
 - The escalating factor is an unnecessary provision, in light of the additional rate protection provided under Section 79.3 of the OEBA
 - Proposed amendments to enable a customer monthly benefit maintains the current level of benefit for consumers and simplifies the reconciliation process.
 - The proposed amendments are consistent with policy direction to move the costs of RRRP from the rate base to the tax base, as the provision of RRRP to Hydro One's R2 customers represents approximately 85% of the program costs.
 - The proposed new regulation would also establish payment flows to reimburse Hydro One for the provision of RRRP to its eligible customers.
 - As the provision of RRRP involves the expenditure of tax money to fund the majority of the program costs, provisions in the regulation would enable the collection of necessary information to ensure appropriate oversight of public funds.
- 5. Amending the O. Reg 363/16 (General) under the *Ontario Rebate for Electricity Consumers Act, 2016***
- Proposed amendments to O. Reg 363/16 (General) under the ORECA, would provide clarity on how the First Nations Delivery Credit, provided for under Section 79.4 of the OEBA should be treated with respect to the calculation of the 8% provincial rebate.
 - The proposed amendments to O. Reg 363/16 would clarify that the First Nations Delivery Credit should be included in the base amount used to calculate the 8% rebate.
 - This proposed consequential amendment aligns the existing policy treatment for credits received under the Ontario Electricity Support Program (OESP).

6. Amending O. Reg. 275/04 (*Information on Invoices to Certain Classes of Consumers of Electricity*) made under the *Ontario Energy Board Act, 1998*

- The proposed amendment to O. Reg. 275/04 would remove invoicing requirements related to the DRC exemption message, per s. 8.2. Electricity vendors and USMPs would no longer have to include informational messaging about the DRC on or with invoices. However, the requirement to include a DRC line item on electricity invoices would remain (even for charges of \$00.00).
- These proposed amendments would also exempt Hydro One from the application of this regulation, allowing them to move forward with their planned bill redesign in Fall 2017.
- Hydro One has recently been investigating ways to improve the appearance and comprehension of its bill. As part of this undertaking, they have enlisted the services of a behavioural research firm, engaged an online panel of 4,000 customers, held in-person research sessions and consulted with the OEB and IESO.
- This proposed regulatory exemption would allow Hydro One to focus efforts on developing its "ideal" revised bill. However, Hydro One would be required to issue the quarterly OFHP bill inserts under the proposed OFHPA invoicing regulation, and would include on-bill OFHP messaging.
- The Ministry is also proposing to amend the regulation by adding the French version.

s. 3 Direction and Urgency

A. GA Refinancing

- The direction for the creation and implementation of GA Refinancing programs is found in the March 1, 2017 Cabinet Minute and subsequent public commitments.
- The reductions related to GA Refinancing have been announced to commence as of July 1, 2017.
- This timeline is now set out in legislation under the *OFHPA* which has received Royal Assent on June 1, 2017.
- The proposed regulatory amendments and new regulation are necessary to implement Ontario's Fair Hydro Plan as legislated in the *OFHPA* by July 1, 2017.

B. Social Programs

- The direction for the creation and implementation of the social programs is found in a variety of sources including the Cabinet Minute, throne speech given on the government's efforts to mitigate the high price of electricity in Ontario, government news releases and public commitments made by the Minister and other key government spokespeople.

- The program has been announced to commence as of July 1, 2017. This includes both local announcements and organized speeches and press conferences.
- The proposed "Social Program" regulatory amendments & new regulations are necessary to implement the Fair Hydro plan by July 1, 2017.

Impact Assessment
s. 4 and Costs

A. GA Refinancing*Government Impact*

- The proposed regulation and amendment to existing regulations do not involve a direct impact on the province.
- In order to finance the incurrence of funding obligations necessary to refinance the GA, OPG would require monthly "equity injections" from the Province but would be fiscally neutral as OPG would issue new shares to the Province in exchange for any equity injections it received from the Province.

Stakeholder Impact

- The proposed regulation and amendment would impact LDCs, USMPs and retailers, in relation to the reductions that they would apply to their customers' invoices.

Agency Impact

- The OEB would be impacted in terms of the requirements to apply the methodology set out in the proposed Part II Regulation.
- IESO would be expected to amend its Statement of Borrowing in a manner consistent with the amended regulation 280/14, if approved.
- In addition to the other activities that IESO must undertake to provide for the IESO monthly deferrals, IESO would be expected to record any reduction in amounts resulting from the Part II adjustments in a variance account, which will form part of the regulatory asset that IESO is expected to create.
- OPG and/or a financing entity created by OPG as Financial Services Manager under the *OFHPA* would be expected to purchase specified portions of IESO's regulatory asset. The initial purchase of the regulatory asset by OPG as Financial Services Manager through its financing entity(ies) would then become the investment asset and subsequently investment interests to be added to that asset which are key to securitization central to the refinancing of the GA.

B. Social Programs
i. Social Programs
Government Impact

- As approved in the TB/MBC submission of March 1st, 2017 and confirmed in Vote-Item 2905-1, the financial impacts on Government of the social programs for the period July 1, 2017- March 31, 2018 are anticipated to be as follows:

Program	2017-18 Budget
Rural or Remote Rate Protection	344,000,000
Ontario Electricity Support Program	140,000,000
On-Reserve First Nations Delivery Credit	15,000,000

- ENERGY will report back to TB/MBC in fall 2017-18 with an update on out-year projections following analysis on rate applications before the Ontario Energy Board.

Stakeholder Impact

- The *Fair Hydro Act* social programs would impact Local Distribution Companies and their consumers.
 - For example, the Distribution Rate Protection program would involve 8 LDCs, the First Nations On-Reserve Delivery Credit would involve 11 LDCs and the only impacted LDC from the changes to the legacy RRRP program would be to Hydro One Networks Inc. (the R2 rate class).
 - There may be modest impacts on unit sub-meter providers and retailers, due to the requirement to flow financial assistance through to consumers served by such entities and/or invoicing requirements.
- The compliance costs for LDCs would involve the expenditure of money to alter their billing systems in order to carry out the program. This includes costs to alter the bill presentment and to include a new line on the bill that would highlight the First Nations On-Reserve Delivery Credit.

Agency Impact

- The OEB would have a role in setting the harmonized monthly base distribution charge for the purposes of the Distribution Rate Protection Program as well as setting the residual charge under RRRP.
- The IESO would be responsible for flowing the funds used to reimburse/compensate LDCs for the costs of delivering the social programs from the money appropriated for such purposes from the legislature. This would require the IESO to monitor program

specific information portal and flow the amounts necessary to compensate LDCs for the costs incurred in carrying out the programs.

- The proposal advances the government's overarching goal of reducing the cost of electricity paid by residential customers, especially those facing the highest costs of delivery.

s. 5 Implementation

A. GA Refinancing

- On April 20, 2017, the Ontario Energy Board (OEB) announced new RPP rates effective May 1, 2017, that included a portion of the bill reduction proposed under the OFHP.
- The *OFHPA* requires the OEB to make a further rate adjustment no later than fifteen business days after the legislation receives Royal Assent for RPP consumers to achieve the full 25% for a typical consumer.
- The full reduction from the *OFHPA* would then be addressed through an RPP rate adjustment to be made in accordance with the proposed Part II *OFHPA* Regulation, if approved, that would impact rates from July 1, 2017.
- Non-regulated consumers would be impacted on the basis of their electricity consumption as of July 1, 2017.
- In addition, the proposed regulation would set out the requirements on the LDCs, Retailers and USMPs for the near term adjustments to be made under the *OFHPA*.
- The regulations referenced in this package are needed to come into force in time for OEB to make the necessary determinations for a July 1st, 2017, implementation.

B. Social Programs

- The social programs would be implemented through the proposed new regulations and amending regulations contained in this package
- The proposed regulations are needed to come into force in time for a July 1st program implementation.
- The efforts required to implement the programs would primarily fall upon the impacted LDCs who would need to adjust their billing systems in order to carry out the program.
- For the high-cost distribution rate protection and the on-reserve credit, there are more limited transitional provisions that would provide distributors with a prescribed time, that being October 1st 2017, by which they must have adapted

their billing systems while maintaining program eligibility for the rate assistance being provided.

s. 6	Delivery and Results Tracking
------	--

A. GA Refinancing

- The proposed new regulation, if approved, would set out the methodology OEB would use, in applying the *OFHPA* reductions to regulated rate consumers (i.e., electricity consumers who receive Regulated Rate Plan (RPP) pricing) and non-regulated rate consumers who are eligible to receive reductions under *OFHPA*.
- Detail related to these calculations may be further referenced in the OEB documents related to its RPP announcements which already set out in detail the forecasting and methodologies involved in determining RPP supply cost and rates.

B. Social Programs

- In addition to the proposed regulatory package, the IESO would establish an information portal that would facilitate the oversight of the social programs and allow for appropriate tracking of information and forecasting of costs associated with the social programs.
- The amendments to the OEBA contained provisions granting the Minister of Finance certain prescribed powers, expanded upon through regulation, which would enable the Minister of Finance to track, audit, inspect and collect records and information related to the expenditure of tax-funds.

s.7	Stakeholder Consultations
-----	--------------------------------------

A. GA Refinancing

- The development of the proposed regulations was preceded by extensive consultation with representatives from the Ontario Energy Board (OEB), IESO, Ontario Power Generation (OPG) and LDCs.
- As appropriate, other Ministries were provided with drafts of the regulation and amendments and consulted on particular issues.

- Legislative counsel was involved on a daily basis and produced multiple versions of the regulation and amendments.
- A steering committee chaired by the Deputy Minister met and were briefed weekly on the status of the regulations (i.e., the "Rate Mitigation Implementation Group" consisting of senior executives of the Ministry of Energy, Cabinet Office, Ministry of Finance, Treasury Board Secretariat, OFA, OPCD, OPG, OEB and IESO.

Working Groups:

- The Ministry held working groups with all affected LDCs:
 - The consultations occurred in person and by teleconference.
- The Ministry also convened an LDC Working Group to consult on the proposed OFHP invoicing requirements. Feedback was sought on what could be accomplished from a billing perspective within the compressed OFHP timelines.
- The feedback from the OEB helped to shape the estimates for the program costs of the proposed On-Reserve First Nations Delivery Credit as well as implementation timelines for the aforementioned program.

Regulatory Registry:

- On May 15, 2017, the Ministry of Energy posted multiple proposals for comment on the Regulatory Registry to provide stakeholders with the opportunity to comment on the electricity mitigation initiative.
- The posting included proposed changes to O. Reg. 280/14 and O. Reg. 429/04 and new regulations needed to support the implementation of GA Refinancing.
- To date, the Ministry has received a one comment through the regulatory posting.
 - The comment was sent by "Planet Energy" – a natural gas and electricity retailer – who wish to ensure that retail customers and RPP customers are treated equally in terms of the benefits of GA Refinancing.
 - While the precise impact on electricity consumers will vary across the province, the legislation and the supporting Part II regulation sets out the methodology the OEB will use to determine the OFHPA adjustments that would apply to RPP and non-RPP consumers (i.e., consumers on retail contracts) who are eligible for GA refinancing.
- The posting closes on June 10, 2017.

B. Social Programs

- The Ministry engaged with stakeholders in a number of ways in developing the proposed regulations and regulatory amendments needed to support Ontario's Fair Hydro Plan.

Agencies and Government:

- The Ministry has consulted with Energy agencies such as the Ontario Energy Board (OEB) and the Independent Electricity System Operator (IESO) on their respective roles and responsibilities.
- Energy consulted with Ministries such as the Ministry of Finance (MOF) and Treasury Board Secretariat (TBS) as their will be a role for them to play in overseeing the implementation of the program funding. The Ministry of Community and Social Services was consulted regarding streamlining OESP sign-up.

The Chiefs of Ontario (COO)

- ENERGY has held multiple working group sessions with COO to discuss implementation. COO has publicly supported the introduction of the First Nations Delivery Credit.

Working Groups:

- The Ministry held working groups with all affected LDCs:
 - The Ministry received several quantitative data submissions from LDCs to help support the program and to buttress the implementation issues flagged by the utilities.
 - The consultations occurred in person and over teleconference.
- The consultations respecting the RRRP, the DRP and the On-Reserve First Nations Delivery Credit revealed concerns from LDCs over the costs of implementation and the timelines and obstacles to implementing the billing system changes.
- The Ministry also convened an LDC Working Group to consult on the proposed OFHP invoicing requirements. Feedback was sought on what could be accomplished from a billing perspective within the compressed OFHP timelines.
- The feedback from the OEB helped to shape the estimates for the program costs of the proposed On-Reserve First Nations Delivery Credit as well as implementation timelines for the aforementioned program.

Regulatory Registry:

- On May 12, 2017, the Ministry of Energy posted multiple proposals for comment on the Regulatory Registry to provide stakeholders with the opportunity to comment on the electricity mitigation initiative.
- The posting included proposed changes to RRRP, new regulations needed to support the social programs, and changes to invoicing requirements.
- To date, the Ministry has received a number of comments through the regulatory posting.
- The posting closes on June 10, 2017.

Standing Committee of Justice – Public Hearings for Bill 132:

- On May 23-25, 2017, the following organizations made presentations to the legislative committee and spoke to provisions under Schedule 2 (social programs):
 - **The Ontario Energy Association:** Expressed support for social programs
 - **United Way Bruce Grey:** Supported all the social programs a means to assist customers with their bills.
 - **Low Income Energy Network:** Supported all the social programs a means to assist customers with their bills.
 - **The Chiefs of Ontario (COO):** Supported the First Nations Delivery Credit.

Other Jurisdictions
s.8 **and Harmonization**

A. GA Refinancing

- GA Refinancing will not have an impact upon any other jurisdiction.
- GA refinancing does not harmonize Ontario rules with other jurisdictions and are not comparable to other Canadian jurisdictions.

B. Social Programs

- The program would not impact upon any other jurisdiction.
- The social programs do not harmonize Ontario rules with other jurisdictions and are not comparable to other Canadian jurisdictions.

s. 9 Communications

- Energy has prepared a Communications Snapshot which summarizes the approach outlined in this document to communications.
- In respect of the First Nations On-Reserve Delivery Credit, the LDCs will work in collaboration with the Chiefs of Ontario and the Ministry to promote and advertise the availability of the credit to all eligible on-reserve customers.

Contacts and
s. 10 **Appendices**

Contacts

	Name	Phone Number
Ministry Policy/Program	Tim Christie/Sunita Chander	5-6708/5-6594
Ministry Legal	Carolyn Calwell	2-8392
Ministry Communications	Karen Evans	7-6541
Assistant or Deputy Minister's Office	Martin Schlaepfer	6-7688
Cabinet Office Policy	Tim Hindmarch-Watson	5-4618

Appendices

Appendix A: Regulation Comparison Chart

Appendix B: Draft Regulations

Appendix C: Communications Snapshot

AMENDMENTS TO O. REG. 280/14 IESO: ELIGIBLE INVESTMENTS AND BORROWING

1. Amend the IESO: Eligible Investments and Borrowing regulation under the *Electricity Act, 1998*, O. Reg. 280/14. The amendment will come into force on July 1st, 2017.

Current Regulation	Proposed Amendment	Rationale for Change
3(2) Without limiting the generality of subsection (1), the IESO may borrow for the following purposes: 1. To fund the payment of amounts payable by the IESO under section 25.33 of the Act and any amounts payable under the regulations. 2. To provide such funds as may be necessary for the management of any variance account established and maintained under the Act by the IESO. 3. To provide such funds as may be necessary for the IESO to manage timing differences between the receipt of amounts and the payment of costs and expenses incurred by the IESO in exercising its rights and performing its duties under the Act. 4. To provide such funds as may be necessary for the IESO to manage timing differences between the receipt of payments in respect of procurement contracts that the IESO has entered into pursuant to Part II.2 of the Act and the payment of such amounts by the	5. To provide such funds as may be required for the purposes of the <i>Ontario Fair Hydro Plan Act, 2017</i>, including borrowing, i. to fund IESO deferrals under section 23 of that Act, and ii. to fund the activities in which the IESO is authorized or required to engage under that Act.	To authorize the IESO's borrowing and financing activities as required under the <i>Ontario Fair Hydro Plan Act, 2017</i>

Current Regulation	Proposed Amendment	Rationale for Change
IESO under the procurement contracts referred to in that Part. O. Reg. 162/15, s. 3.		

2. This Regulation comes into force on the later of July 1, 2017 and the day it is filed.

AMENDMENTS TO O. REG. 442/01 RURAL OR REMOTE RATE PROTECTION TO ALTER FUNDING SCHEME

1. Amend O. Reg. 442/01 (Rural or Remote Rate Protection) under the *Ontario Energy Board Act, 1998*. The amendment will come into force on July 1st, 2017.

Current Regulation	Proposed Amendment	Rationale for Change
S.1(1) “base distribution rate” consists of the monthly fixed distribution charge and the distribution volumetric rate, excluding any fixed or variable rate riders or adders;	Revoke the definition of “base distribution rate”	The definition of “base distribution rate” was necessary for the purposes of creating an escalating factor under S. 4 (1.1). That subsection is being revoked and the definition is no longer relevant.
S. 4 (1) The total amount of rate protection available for eligible consumers in 2017 and for each year thereafter shall not exceed the sum of, (a) \$243.4 million, plus any annual adjustments calculated under subsection (1.1) for the year and for any previous years; and (b) the amounts calculated under subsections (2) and (3.1) based on the amount of rate protection provided by the distributor to eligible consumers for the previous year. (1.1) For 2018 and for each year thereafter, the Board shall calculate the total amount referred to in clause (1) (a) for the year by, (a) calculating the simple arithmetic average of the percentage changes to the base distribution rates for residential	Revoke sections 4(1) and (1.1).	The new section 6 provides a monthly customer entitlement of \$60.50 and replaces the annualized RRRP entitlement under the current regulation. Subsection 4 (1.1) directs the Ontario Energy Board (OEB) to adjust the annual subsidy in 2018 and thereafter by the average percentage change in base distribution rates. The new rate protection provisions, provided under the new section 79.3 of the OEBA, create additional rate protection entitlements for the consumers.

Current Regulation	Proposed Amendment	Rationale for Change
consumers, and for non-residential consumers with an average monthly maximum demand of less than 50 kW, that were approved by the Board for all distributors for the previous year; and (b) increasing or decreasing the total amount calculated for the previous year by that percentage.		
N/A	ss. 4 (1) This section and section 5 apply to rate protection for consumers in a remote area referred to in subsection 79 (2) of the Act and consumers referred to in paragraphs 3 to 5 of section 2 of this Regulation.	A new ss. 4(1) is proposed to clarify which sections of the regulation apply to consumers who's rate protection is paid for by the ratebase.
S. 4 (4) For each year, the Board shall calculate the amount of rate protection for individual consumers referred to in subsection 79 (2) of the Act and in section 2 of this Regulation in a manner that ensures that the total amount of rate protection for those consumers is equal to the total amount of rate protection available for the year under subsection (1) or (1.1), according to the following rules:	S. 4 (4) For each year, the Board shall calculate the amount of rate protection for individual consumers to whom this section applies in a manner that ensures that the total amount of rate protection for those consumers is equal to the total amount of rate protection available for the year, according to the following rules:	The amendment is consequential and meant to align the wording with the changes made to section 4 and the addition of a new section 6.
s. 4(4) 4. After paragraphs 2 and 3 are complied with, the Board shall take reasonable steps to ensure that the remainder of the total amount of rate protection available under subsections (1) and (2) is used to provide rate protection	Revoke paragraph 4 of section 4(4).	

Current Regulation	Proposed Amendment	Rationale for Change
to, i. the persons described in subsection 79 (2) of the Act, and ii. the consumers who are in the class described by paragraph 2 of section 2.		
s. 5(12) If the amount collected under subsection (5) in a year exceeds the total amount of rate protection available for eligible consumers under subsection 4 (1) for that year plus any rate protection interest costs incurred in that year, the excess shall be applied against the amount necessary to compensate distributors who are entitled to compensation under subsection 79 (3) of the Act for the following year. (13) If the amount collected under subsection (5) in a year is less than the total amount of rate protection available for eligible consumers under subsection 4 (1) for that year plus any rate protection interest costs incurred in that year, the difference shall be added to the amount necessary to compensate distributors who are entitled to compensation under subsection 79 (3) of the Act for the following year.	(12) If the amount collected under subsection (5) in a year exceeds the total amount of rate protection available for eligible consumers under section 4 for that year plus any rate protection interest costs incurred in that year, the excess shall be applied against the amount necessary to compensate distributors who are entitled to compensation under subsection 79 (3) of the Act for the following year. (13) If the amount collected under subsection (5) in a year is less than the total amount of rate protection available for eligible consumers under section 4 for that year plus any rate protection interest costs incurred in that year, the difference shall be added to the amount necessary to compensate distributors who are entitled to compensation under subsection 79 (3) of the Act for the following year.	Consequential amendments required to subsections (12) and (13) to remove reference to ss. 4 (1) whenever it appears and replace with s. 4.
(14) Hydro One Networks Inc. shall transfer the charges it received from the IESO under this section that are held by it on the day Ontario Regulation 52/16 comes into force back to the IESO. O.	Revoke subsections 5 (14) to (16).	The amendment revokes section 5(14) to (16). These provisions are spent and are no longer necessary.

Current Regulation	Proposed Amendment	Rationale for Change
Reg. 52/16, s. 1 (4). (15) The IESO may not use charges for the purposes of subsection (8) until it pays to Hydro One Networks Inc. an amount necessary to meet the deficit, if any, between the amounts Hydro One Networks Inc. received under this section and the amounts paid by Hydro One Networks Inc. to distributors under this section, as of the day referred to in subsection (14). O. Reg. 52/16, s. 1 (4). (16) For the purposes of subsections (14) and (15), a reference to this section is a reference to this section as it read immediately before Ontario Regulation 52/16 came into force. O. Reg. 52/16, s. 1 (4).		
N/A	s. 5(14) Hydro One Networks Inc. is entitled to compensation under subsection 79 (3) of the Act for amounts it paid for rate protection for electricity consumed before the day Ontario Regulation [Insert O. Reg. number of REG2017.0247] came into force, but invoiced on or after January 1, 2017, including for amounts Hydro One Networks Inc. paid to consumers for electricity consumed in December 2016 but invoiced on or after January 1, 2017. (15) If the amounts Hydro One Networks Inc. receives from the IESO under this section for electricity consumed before the	Transitional provisions to enable the transition from payments from rate payers to compensate Hydro One for provision of RRRP to payments from appropriated funds.

Current Regulation	Proposed Amendment	Rationale for Change
	day Ontario Regulation [Insert O. Reg. number of REG2017.0247] came into force are not sufficient to compensate Hydro One Networks Inc. under subsection (14), the IESO shall transfer to Hydro One Networks Inc. the difference between the amounts Hydro One Networks Inc. received under this section and the amounts it paid for rate protection. (16) If the amounts Hydro One Networks Inc. receives from the IESO under this section for electricity consumed before the day Ontario Regulation [Insert O. Reg. number of REG2017.0247] came into force exceed the amounts required to compensate Hydro One Networks Inc. under subsection (14), Hydro One Networks Inc. shall transfer to the IESO the difference between the amounts it received under this section and the amounts it paid for rate protection. (17) The first time the Board calculates the amount of the charge to be collected by the IESO under subsection (1) in respect of electricity consumed on or after July 1, 2017, the Board shall take into account the amounts referred to in subsections (14) to (16) and shall rely on any information provided by Hydro One Networks Inc. regarding those amounts. (18) For the purposes of payments required under subsections (14) to (16),	

Current Regulation	Proposed Amendment	Rationale for Change
	the IESO shall rely on any information provided by Hydro One Networks Inc. regarding those amounts. (19) Payments required under this section by the IESO to Hydro One Networks Inc. or by Hydro One Networks Inc. to the IESO and any subsequent adjustments may be made, at the option of the IESO, by way of set-off in the accounts maintained by the IESO.	
Invoice statement 6. (1) Consumers who are described by paragraph 2 of section 2 are prescribed as a class for the purposes of section 79.17 of the Act: (2) Subject to subsection (3), an invoice that a distributor issues to a consumer referred to in subsection (1) shall include the statement "Your delivery charge is reduced through Rural or Remote Rate Protection by", followed by the amount of monthly rate protection approved by the Board for the year, followed by "per month". (3) Where the invoice is presented in French, the requirement in subsection (2) may be met by using the equivalent wording in French. (4) Subject to subsection (5), if a distributor is required to send a bill insert	Revoke Sections 6 to 8	The amendment revokes sections 6 to 8. These provisions are spent and are no longer necessary.

Current Regulation	Proposed Amendment	Rationale for Change
referred to in paragraph 6 of subsection 2 (1) of Ontario Regulation 364/16 (Invoicing Requirements) along with the invoice of a consumer referred to in subsection (1) of this section, the distributor shall add the following statement to the insert: You will also receive additional relief that will decrease total electricity bills by an average of \$540 a year or \$45 a month, including your 8% rebate. This decrease will be reflected in the delivery charge, as a result of the enhanced Rural or Remote Rate Protection (RRRP). (5) Where the bill insert is presented in French, the requirement in subsection (4) shall be met by using the equivalent wording in French. 7. Omitted (revokes other Regulations). 8. Omitted (provides for coming into force of provisions of this Regulation).		
N/A	Amount of rate protection – from appropriations 6. (1) This section and sections 7 to 11 apply to rate protection for consumers in a rural area referred to in subsection 79 (2) of the Act and consumers referred to in paragraph 2 of section 2 of this Regulation. (2) Beginning on July 1, 2017, consumers	Subsection 6(1) sets out that the remaining sections of the regulation apply to the rate protection for consumers whose RRRP is provided for through appropriated funds Subsection 6(2) sets out that beginning on July 1, 2017, the amount of the rate protection under RRRP would be \$60.50 per month.

Current Regulation	Proposed Amendment	Rationale for Change
	in a rural area referred to in subsection 79 (2) of the Act and consumers referred to in paragraph 2 of section 2 of this Regulation will receive \$60.50 per month for rate protection for electricity consumed on or after July 1, 2017. (3) Compensation to Hydro One Networks Inc. for rate protection described in subsection (2) shall be paid for out of the money appropriated by the Legislature in accordance with subsection 79 (4.2) of the Act.	Subsection 6(3) outlines that the amount of the credit is to be paid for out of money appropriated for such purposes out of the legislature.
	Duty of the Board to provide information 7. (1) The Board shall provide to the Ministry of Energy the information specified by the Minister respecting, (a) the projected number of consumers entitled to receive rate protection under section 6; and (b) the projected amount of rate protection to be provided to those consumers. (2) Information under subsection (1) shall be provided in the format and at the times specified by the Minister. Duty to provide information for compliance purposes 8. (1) Hydro One Networks Inc. shall, on receipt of a request from the Ministry of	The new proposed sections incorporate necessary financial tracking provisions to monitor the expenditure of tax-payer money. • Section 7 delineates the types of information that the Board shall submit to the Minister, upon request, for the provision of the program. • Section 8 requires Hydro One Networks Inc. to provide information to the Board, IESO and Minister upon request, and in the form and manner as provided for in the request. • Section 9 requires Hydro One to provide information to the IESO for purposes of reimbursing the utility for the provision of the RRRP credit with tax-payer money.

Current Regulation	Proposed Amendment	Rationale for Change
	Energy, the IESO or the Board, provide the information relating to the Act and this Regulation that is specified in the request within the time period specified in the request, for the purpose of administering and monitoring compliance with section 79 of the Act and this Regulation. (2) Without restricting the generality of subsection (1), examples of information that may be requested under that subsection are, (a) the amount of rate protection provided by Hydro One Networks Inc. under section 6; and (b) the number and location of accounts receiving the rate protection. Duty to provide information for reimbursement purposes 9. (1) Hydro One Networks Inc. shall provide to the IESO, in the format and at the times specified by the IESO, information respecting the amount of rate protection under section 6 to which eligible consumers who have accounts with Hydro One Networks Inc. are entitled for the last month ending before the day the information is to be provided, and any adjustments to be made in respect of earlier months. (2) The IESO shall provide to the Ministry	• Section 10 requires the Minister to reimburse the IESO for the payments it makes to Hydro One. • Section 11 states that the information provided to the IESO and the Minister for the purposes of administering the program will be relied upon for its accuracy.

Current Regulation	Proposed Amendment	Rationale for Change
	of Energy, in the format and at the times specified by the Minister, information respecting the amount of rate protection under section 6 to which eligible consumers who have accounts with Hydro One Networks Inc. are entitled for the last month ending before the day the information is to be provided, and any adjustments to be made in respect of earlier months. (3) For the purposes of this section, Hydro One Networks Inc. may estimate the amount of rate protection to which consumers who have accounts are entitled for a month. (4) If Hydro One Networks Inc. estimates the amount of rate protection under subsection (3), it must include an adjustment for any difference between the estimate and the actual amount that consumers were entitled to with the information required under subsection (1) as soon as possible after the actual amount becomes known. Reimbursement to Hydro One Networks Inc. 10. (1) Based on the information provided by the IESO under section 9, the Minister shall reimburse Hydro One Networks Inc. for rate protection it provides in accordance with section 6 to consumers entitled to receive the rate protection.	

Current Regulation	Proposed Amendment	Rationale for Change
	(2) Based on the information Hydro One Networks Inc. provides under section 9, (a) the Minister shall pay to the IESO, in keeping with the IESO timeline for invoice payments, sufficient amounts to reimburse Hydro One Networks Inc. for the rate protection under section 6 to which consumers are entitled for a month, subject to any adjustments to be made in respect of earlier months; and (b) the IESO shall, after receiving the information required for a month from Hydro One Networks Inc., pay to Hydro One Networks Inc. a sufficient amount to reimburse it for the rate protection under section 6 to which consumers who have accounts with Hydro One Networks Inc. are entitled for the month, subject to any adjustments to be made in respect of earlier months. (3) Despite subsection (2), the amount of reimbursement to which Hydro One Networks Inc. is entitled is subject to such adjustments as may be required by reason of, (a) the provision to the Ministry of Energy or the IESO of additional information; or (b) a determination made by an inspector who conducts an inspection or inquiry	

Current Regulation	Proposed Amendment	Rationale for Change
	under section 79.8 of the Act that relates to Hydro One Networks Inc. (4) Despite subsections (2) and (3), no amount is payable as a reimbursement to Hydro One Networks Inc. if it fails, without reasonable cause, to provide any information required to be provided under this Regulation within the time it is required to be provided. (5) Payments required under this section by the IESO to Hydro One Networks Inc. and any subsequent adjustments may be made, at the option of the IESO, by way of set-off in the accounts maintained by the IESO. Reliance on information 11. For the purposes of the reimbursements required under section 10, the Minister and the IESO shall rely on the information provided as required under this Regulation.	

2. This Regulation comes into force on the later of July 1, 2017 and the day it is filed.

THE TEXT OF THE POSPOSED AMENDMENTS IS IN THE DRAFT FORM – SUBJECT TO CHANGE UPON FURTHER REVIEW

AMENDMENTS TO O. REG. 363/16 GENERAL

1. Amend O. Reg. 363/16 (General) under the *Ontario Rebate for Electricity Consumers Act, 2016*. The amendment will come into force on July 1st, 2017.

Current Regulation	Proposed Amendment	Rationale for Change
N/A	S. 2 (4.1) The amount of any delivery credit provided under section 79.4 of the <i>Ontario Energy Board Act, 1998</i> for the billing period shall be included in the base invoice amount for a billing period as a credit.	Section 2 is amended by adding subsection (4.1). Subsection (4.1) requires LDCs to include the First Nations Delivery Credit (under section 79.4 of the OEBA) in the base invoice amount as part of the calculation of the 8% ORECA delivery credit. The 8% charge is to be applied to the customer's bill only after first applying the FNDC.

2. This Regulation comes into force on the later of July 1, 2017 or the day that it was filed.

THE TEXT OF THE POSPOSED AMENDMENTS IS IN THE DRAFT FORM – SUBJECT TO CHANGE UPON FURTHER REVIEW

AMENDMENTS TO O. REG. 275/04 INFORMATION ON INVOICES TO CERTAIN CLASSES OF CONSUMERS OF ELECTRICITY

1. Amend the Information on Invoices to Certain Classes of Consumers of Electricity regulation under the *Ontario Energy Board Act, 1998*, O. Reg. 275/04. The amendment will come into force on July 1st, 2017.

Current Regulation	Proposed Amendment	Rationale for Change
S. 0.1 “invoice”, except in sections 7.1, 8.2 and 8.3, means an invoice described in subsection 1 (1);	S. 0.1 “invoice”, except in sections 7.1, and 8.3, means an invoice described in subsection 1 (1);	Consequential amendment to remove the reference to section 8.2 (Debt Retirement Charge) from the definition of invoice.
N/A	Non-application 0.1.1 This Regulation does not apply to invoices issued by Hydro One Inc.	The regulation is amended by adding the new section 0.1.1 which exempts Hydro One Networks Inc. from the invoicing requirements contained in the regulation.
Debt retirement charge exemption message 8.2 (1) When the Minister provides an informational message concerning the debt retirement charge or an exemption under section 5.1, 5.2 or 5.3 of the debt retirement charge regulation, the message must be included on or with the invoice referred to in section 5 or 7.1 of this Regulation, as required by the Minister. O. Reg. 161/15, s. 6. (2) Without limiting the generality of subsection (1), the Minister may require that the informational message, (a) specify the amount of the debt retirement charge that would have been payable for the period covered by the invoice but for the exemption provided in the debt retirement charge regulation; (b) describe in reasonable detail how the exempted amount was calculated; (c) be in the form required by the Minister;	N/A	The amendment removes section 8.2 and the requirements to include information relating to the Debt Retirement Charge on consumers invoices.

Current Regulation	Proposed Amendment	Rationale for Change
and (d) appear in a particular location on the invoice. O. Reg. 161/15, s. 6. (3) This section applies to invoices issued after December 31, 2015 with respect to electricity consumed after December 31, 2015. O. Reg. 161/15, s. 6.		

2. This Regulation comes into force on the later of July 1, 2017 and the day it is filed.



Ontario

Executive Council
Conseil exécutif

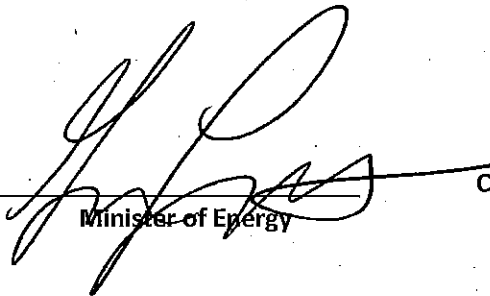
Order in Council Décret

On the recommendation of the undersigned, the
Lieutenant Governor, by and with the advice and
concurrence of the Executive Council, orders that:

Sur la recommandation de la personne soussignée,
la lieutenant-gouverneure, sur l'avis et avec le
consentement du Conseil exécutif, décrète ce
qui suit :

the appended Regulation be made under the
Ontario Fair Hydro Plan Act, 2017.

Recommended



Minister of Energy

Concurred

Chair of Cabinet

Approved and Ordered

Date

Lieutenant Governor

R.O.C./Décret (R)

Date : June 9, 2017

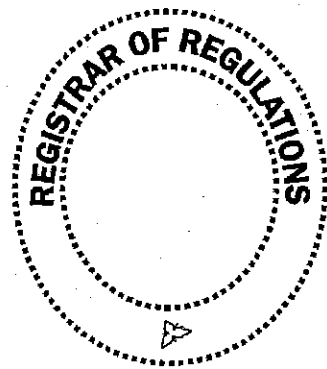
Re : ENE

Proposed regulation under the Ontario Fair Hydro Plan Act, 2017

FAIR ADJUSTMENT UNDER PART II OF THE ACT

Reg2017.0246.e09

This appended regulation has been sealed under the authority of the Registrar of Regulations.



Authority Verified
Compétence vérifiée

James P. A. Retich

Recommended by the
Management Board of Cabinet on
Recommandé par le Conseil de
gestion du gouvernement le _____

Please print name
Nom en lettres
moulées s.v.p.

James P. A. Retich

Secretary
Secrétaire _____

Telephone
Téléphone *(416) 325-6676*

CONFIDENTIAL
Until filed with the
Registrar of Regulations

REG2017.0246.e
9-TP

ONTARIO REGULATION
made under the
ONTARIO FAIR HYDRO PLAN ACT, 2017
FAIR ADJUSTMENT UNDER PART II OF THE ACT

Interpretation

1. (1) In this Regulation,

“billing period” means a period of time in respect of which an invoice for electricity is issued by an electricity vendor, a specified consumer or a unit sub-meter provider providing unit sub-metering for a specified consumer;

“Ontario Consumer Price Index” means, for a 12-month period, the Consumer Price Index for Ontario (All-Items) as reported monthly by Statistics Canada under the authority of the *Statistics Act* (Canada), averaged over the 12-month period;

“Toronto Hydro” means Toronto Hydro-Electric System Limited;

“Total Invoice Amount A” means the total invoice amount described in subsection (2);

“Total Invoice Amount B” means the total invoice amount described in subsection (3);

“Total Invoice Amount C” means the total invoice amount described in subsection (4).

(2) Total Invoice Amount A consists of the following types of amounts that would be invoiced in respect of a billing period to a hypothetical regulated rate consumer who meets the criteria set out in section 2:

1. The commodity price of the electricity, as determined under the comparison rates described in subsection 7 (3) of the Act.

2. The rates and charges as of May 1, 2017 as set out in the applicable rate order issued by the Board under subsection 78 (3) of the *Ontario Energy Board Act, 1998*, except for the rates and charges related to any rural or remote rate protection compensation required under subsection 79 (4) of the *Ontario Energy Board Act, 1998* or any compensation required under subsection 79.2 (10) of that Act.
3. The rates and charges as of April 30, 2017 as set out in the applicable rate order issued by the Board under subsection 78 (3) of the *Ontario Energy Board Act, 1998*, related to any rural or remote rate protection compensation required under subsection 79 (4) of the *Ontario Energy Board Act, 1998* or any compensation required under subsection 79.2 (10) of that Act.
4. The amount of any harmonized sales tax payable by the consumer under Part IX of the *Excise Tax Act* (Canada) in respect of the amounts mentioned in paragraphs 1, 2 and 3.

(3) Total Invoice Amount B consists of the following types of amounts that would be invoiced in respect of a billing period to a hypothetical regulated rate consumer who meets the criteria set out in section 2:

1. The commodity price of the electricity, as determined under the rates determined in accordance with section 3.
2. The rates and charges as of May 1, 2017 as set out in the applicable rate order issued by the Board under subsection 78 (3) of the *Ontario Energy Board Act, 1998*, except for the rates and charges related to any rural or remote rate protection compensation required under subsection 79 (4) of that Act.
3. The rates and charges as of July 1, 2017 as set out in the applicable rate order issued by the Board under subsection 78 (3) of the *Ontario Energy Board Act, 1998*, related to any rural or remote rate protection compensation required under subsection 79 (4) of that Act.
4. The amount of any harmonized sales tax payable by the consumer under Part IX of the *Excise Tax Act* (Canada) in respect of the amounts mentioned in paragraphs 1, 2 and 3.

(4) Total Invoice Amount C consists of the following types of amounts that would be invoiced in respect of a billing period to a hypothetical regulated rate consumer who meets the criteria set out in section 2:

1. The commodity price of the electricity, as determined under the rates determined in accordance with subsection 5 (1).

2. The rates and charges as of May 1, 2018 as set out in the applicable rate order issued by the Board under subsection 78 (3) of the *Ontario Energy Board Act, 1998*.
3. The amount of any harmonized sales tax payable by the consumer under Part IX of the *Excise Tax Act* (Canada) in respect of the amounts mentioned in paragraphs 1 and 2.

(5) The following types of amounts shall be excluded from Total Invoice Amount A, Total Invoice Amount B and Total Invoice Amount C:

1. The balance of any amounts carried forward from previous invoices in respect of previous invoice periods.
2. Penalties or interest.
3. Charges that do not relate to the consumption of electricity.
4. Any of the following charges that may be set out in the applicable rate order issued by the Board under subsection 78 (3) of the *Ontario Energy Board Act, 1998*:
 - i. A fixed monthly service charge payable by a generation facility within the meaning of section 56 of the *Ontario Energy Board Act, 1998* and classified as "microFIT".
 - ii. A charge labelled as a "specific service charge" or "retail service charge".
5. The amount of any harmonized sales tax payable by the consumer under Part IX of the *Excise Tax Act* (Canada) in respect of the amounts mentioned in paragraphs 1, 2, 3 and 4.

(6) The Board shall take into account any financial assistance under the *Ontario Rebate for Electricity Consumers Act, 2016* when determining Total Invoice Amount B and Total Invoice Amount C, but shall not do so when determining Total Invoice Amount A.

(7) For the purposes of making a determination under clause 11 (1) (a) of the Act, the rate of inflation is the percentage change between,

- (a) the value of the Ontario Consumer Price Index for the 12-month period immediately preceding the 12-month period described in clause (b), and
- (b) the value of the Ontario Consumer Price Index for the 12-month period ending on the last day of February immediately preceding the day on which the determination of the Board under clause 11 (1) (a) of the Act takes effect.

Hypothetical regulated rate consumer

2. For the purposes of subsection 7 (2) of the Act, a hypothetical regulated rate consumer meets the following criteria:

1. The consumer purchases electricity directly from Toronto Hydro.
2. The consumer has an account with Toronto Hydro that falls within the residential-service rate classification as specified in a rate order made by the Board under section 78 of the *Ontario Energy Board Act, 1998*.
3. The consumer's billing period is 30 days.
4. The consumer is not invoiced by Toronto Hydro for electricity on an equal monthly payment plan, an equal billing plan or a net metered basis.
5. The consumer is not a rate-assisted consumer within the meaning of section 79.2 of the *Ontario Energy Board Act, 1998*.
6. The consumer uses 750 kilowatt hours of electricity in each billing period.
7. The consumer's time-of-use consumption profile in each billing period is described as follows:
 - i. 65 per cent of the consumer's usage occurs during off-peak periods associated with the regulated price referred to as $RPEM_{OFF}$ in section 3.4 of the "Standard Supply Service Code for Electricity Distributors" issued by the Board.
 - ii. 17 per cent of the consumer's usage occurs during mid-peak periods associated with the regulated price referred to as $RPEM_{MID}$ in section 3.4 of the "Standard Supply Service Code for Electricity Distributors" issued by the Board.
 - iii. 18 per cent of the consumer's usage occurs during on-peak periods associated with the regulated price referred to as $RPEM_{ON}$ in section 3.4 of the "Standard Supply Service Code for Electricity Distributors" issued by the Board.

Regulated rate consumers, first fair adjustment under s. 7 of the Act

3. For the purposes of section 7 of the Act, the Board shall determine the rates that would, when applied for the purposes of determining the commodity price of the electricity included in Total Invoice Amount B, result in Total Invoice Amount B being 25 per cent less than Total Invoice Amount A.

Other specified consumers, first fair adjustment under s. 8 of the Act

4. (1) For the purposes of section 8 of the Act, the Board shall determine a dollar per megawatt hour amount that represents the difference between the following:

1. The comparison rates described in subsection 7 (3) of the Act.
2. The rates determined by the Board under section 3 of this Regulation.

(2) The adjustment to be applied by electricity vendors in respect of each billing period with respect to specified consumers who are not regulated rate consumers shall be determined as follows:

1. The electricity vendor shall multiply the dollar per megawatt hour amount determined by the Board under subsection (1) by the total volume of electricity consumed by the specified consumer during the billing period.
2. The electricity vendor shall deduct the amount determined under paragraph 1 from the amount otherwise payable by the specified consumer in respect of the billing period for adjustments made under section 25.33 of the *Electricity Act, 1998*.

(3) For the purposes of paragraph 1 of subsection (2), the total volume of electricity consumed by a specified consumer in a billing period shall be,

- (a) in the case of a specified consumer that is a market participant as defined in the *Electricity Act, 1998*, the net volume of electricity withdrawn from the IESO-controlled grid by the specified consumer during the billing period, as determined in accordance with the market rules made under section 32 of that Act; or
- (b) in any other case, the volume of electricity distributed to the specified consumer during the billing period by the electricity vendor, adjusted for total losses as defined in and in accordance with the Retail Settlement Code, issued by the Board under the *Ontario Energy Board Act, 1998*.

(4) For greater certainty, if the amount determined under paragraph 2 of subsection (2) in respect of a billing period is a negative amount, that amount shall be a credit for the specified consumer for that billing period.

Subsequent adjustments, regulated rate consumers, s. 11 (1) (a) of the Act

5. (1) For the purpose of determining the electricity rates payable by regulated rate consumers for the period beginning on May 1, 2018 and ending on April 30, 2019, the Board shall,

- (a) if the rate of inflation is a negative amount or is zero, determine electricity rates for regulated rate consumers in accordance with subsection (2); or

- (b) in any other case, determine electricity rates for regulated rate consumers in accordance with subsection (3).

(2) For the purposes of clause (1) (a), the Board shall determine the rates that would, when applied for the purposes of determining the commodity price of the electricity included in Total Invoice Amount C, result in Total Invoice Amount C being equal to Total Invoice Amount B.

(3) For the purposes of clause (1) (b), the Board shall determine the rates that would, when applied for the purposes of determining the commodity price of the electricity included in Total Invoice Amount C, result in Total Invoice Amount C being greater than Total Invoice Amount B by the rate of inflation.

Subsequent adjustments, other specified consumers, s. 11 (1) (b) of the Act

6. (1) For the purpose of determining adjustments to be applied in respect of specified consumers who are not regulated rate consumers for the period beginning on May 1, 2018 and ending on April 30, 2019, the Board shall determine a dollar per megawatt hour amount that represents the difference between the following:

1. The rates mentioned in subsection (4).
2. The rates determined by the Board under subsection 5 (1).

(2) The adjustment to be applied by electricity vendors in respect of each billing period for the period beginning on May 1, 2018 and ending on April 30, 2019 with respect to specified consumers who are not regulated rate consumers shall be determined as follows:

1. The electricity vendor shall multiply the dollar per megawatt hour amount determined by the Board under subsection (1) by the total volume of electricity consumed by the specified consumer during the billing period.
2. The electricity vendor shall deduct the amount determined under paragraph 1 from the amount otherwise payable by the specified consumer in respect of a billing period for adjustments made under section 25.33 of the *Electricity Act, 1998*.

(3) For the purposes of paragraph 1 of subsection (2), the total volume of the electricity consumed by a specified consumer in a billing period shall be,

- (a) in the case of a specified consumer that is a market participant as defined in the *Electricity Act, 1998*, the net volume of electricity withdrawn from the IESO-controlled grid by the specified consumer during the billing period, as determined in accordance with the market rules made under section 32 of that Act; or

- (b) in any other case, the volume of electricity distributed to the specified consumer during the billing period by the electricity vendor, adjusted for total losses as defined in and in accordance with the Retail Settlement Code issued by the Board under the *Ontario Energy Board Act, 1998*.

(4) The rates referred to in paragraph 1 of subsection (1) are the rates that would have been effective May 1, 2018 if they had been determined by the Board using the method prescribed by regulations made under clause 79.16 (1) (b) of the *Ontario Energy Board Act, 1998*, without taking into account any forecasted impact of any provision of the Act.

(5) For greater certainty, if the amount determined under paragraph 2 of subsection (2) in respect of a billing period is a negative amount, that amount shall be a credit for the specified consumer for that billing period.

Sub-metering

7. For the purposes of subsection 12 (2) of the Act, the amount payable for the electricity by the person who is liable to pay the invoice shall, in respect of each billing period, reflect the person's proportionate share of any determination of the Board under section 9 or 11 of the Act that applies to the invoice for electricity payable by the specified consumer.

Commencement

8. This Regulation comes into force on the day it is filed.



Ontario

Executive Council
Conseil exécutif

Order in Council Décret

On the recommendation of the undersigned, the Lieutenant Governor, by and with the advice and concurrence of the Executive Council, orders that:

Sur la recommandation de la personne soussignée, la lieutenant-gouverneure, sur l'avis et avec le consentement du Conseil exécutif, décrète ce qui suit :

the appended Regulation be made under the
Electricity Act, 1998.

Recommended

Minister of Energy

Concurred

Chair of Cabinet

Approved and Ordered

Date

Lieutenant Governor

R.O.C./Décret (R)

Date : June 5, 2017

Re : ENE

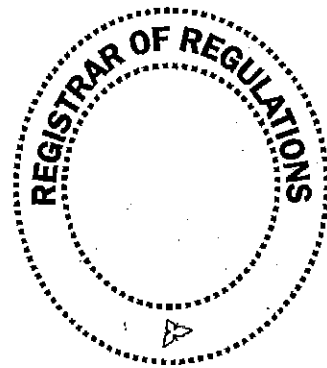
Proposed regulation under the Electricity Act, 1998

Amending - O. Reg. 280/14

IESO: ELIGIBLE INVESTMENTS AND BORROWING

Reg2017.0295.e03.

This appended regulation has been sealed under the authority of the Registrar of Regulations.



Authority Verified
Compétence vérifiée

A handwritten signature in dark ink, appearing to read "James P. H. Rehder".

Please print name

Nom en lettres

moulées s.v.p.

James P. H. Rehder

Recommended by the
Management Board of Cabinet on
Recommandé par le Conseil de
gestion du gouvernement le _____

Secretary

Secrétaire _____

Telephone

Téléphone

(416) 325-6676

CONFIDENTIAL
Until filed with the
Registrar of Regulations

REG2017.0295.e
3-TK

ONTARIO REGULATION

made under the

ELECTRICITY ACT, 1998

Amending O. Reg. 280/14

(IESO: ELIGIBLE INVESTMENTS AND BORROWING)

1. Subsection 3 (2) of Ontario Regulation 280/14 is amended by adding the following paragraph:

5. To provide such funds as may be required for the purposes of the *Ontario Fair Hydro Plan Act, 2017*, including borrowing,
 - i. to fund IESO deferrals under section 23 of that Act, and
 - ii. to fund the activities in which the IESO is authorized or required to engage under that Act.

Commencement

- 2. This Regulation comes into force on the later of July 1, 2017 and the day it is filed.**



Ontario
Executive Council
Conseil exécutif

Order in Council Décret

On the recommendation of the undersigned, the Lieutenant Governor, by and with the advice and concurrence of the Executive Council, orders that:

the appended Regulation be made under the
Ontario Fair Hydro Plan Act, 2017.

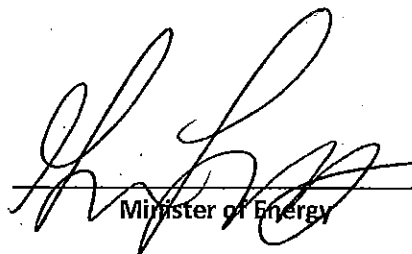
Sur la recommandation de la personne soussignée, la lieutenant-gouverneure, sur l'avis et avec le consentement du Conseil exécutif, décrète ce qui suit :

Le règlement ci-annexé est pris en vertu de la *Loi de 2017 sur le Plan ontarien pour des frais d'électricité équitables.*

Recommandé par : Le ministre de l'Énergie,

Appuyé par : La présidente du Conseil des ministres,

Recommended


Minister of Energy

Concurred

Chair of Cabinet

Approuvé et décrété le

La lieutenant-gouverneure,

Approved and Ordered

Date

Lieutenant Governor

R.O.C./Décret (R)

Date : June 7, 2017

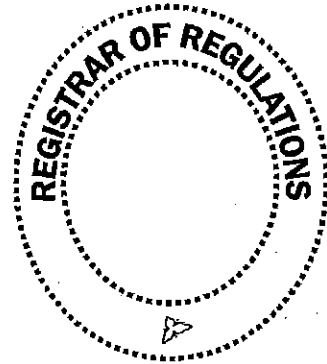
Re : ENE

Proposed regulation under the Ontario Fair Hydro Plan Act, 2017

INVOICING REQUIREMENTS

Reg2017.0269.e06

This appended regulation has been sealed under the authority of the Registrar of Regulations.



Authority Verified
Compétence vérifiée

A. Lebourneau

Recommended by the
Management Board of Cabinet on
Recommandé par le Conseil de
gestion du gouvernement le _____

Please print name

Nom en lettres

moulées s.v.p.

Amanda Lebourneau

Secretary

Secrétaire _____

Telephone

Téléphone

(416) 325-7304

CONFIDENTIAL
Until filed with the
Registrar of Regulations

REG2017.0269.e
6-TK

ONTARIO REGULATION
made under the
ONTARIO FAIR HYDRO PLAN ACT, 2017
INVOICING REQUIREMENTS

Information to be included on invoices

1. Invoices issued to a specified consumer by an electricity vendor, other than Hydro One Inc., or a unit sub-meter provider must set out, in a location where conservation or other utility messages to consumers are usually placed, the following statement: "Ontario's Fair Hydro Plan substantially lowers electricity bills for typical residential consumers. This includes the eight per cent rebate introduced in January 2017, and builds on previous initiatives to deliver broad-based relief on all electricity bills."

Information to be included with invoices

2. (1) This section applies to invoices issued in paper form to a specified consumer by an electricity vendor or a unit sub-meter provider.

(2) During the 12-month period beginning with the first invoice issued to the specified consumer on or after July 1, 2017 and ending with the first invoice issued to the specified consumer on or after July 1, 2018, an invoice must, with the frequency set out in subsection (3), be accompanied by a bill insert that meets the following requirements:

1. The Ontario government trillium logo must appear in a reasonably prominent place on the face of the bill insert.
2. The words "Ontario's Fair Hydro Plan" and "Bringing electricity bills down" must appear in a reasonably prominent location on the face of the bill insert.
3. The insert must contain the following wording:

Ontario's Fair Hydro Plan

Electricity bills will be lowered by 25 per cent on average for residential consumers

Rate increases will be held to inflation for four years

As many as half a million small businesses and farms will also benefit from this reduction

Lower-income Ontarians and those living in eligible rural communities will receive even greater reductions, as much as a 40 to 50 per cent cut

The benefit will vary for individual consumers depending on electricity usage and service territory. These measures include the eight per cent rebate introduced in January 2017 and build on previous initiatives to deliver broad-based relief on all electricity bills.

To find out more, visit ontario.ca/FairHydroPlan.

- (3) The bill insert shall be included with an invoice,
 - (a) once every quarter, in the case of specified consumers who are billed on a monthly basis; and
 - (b) twice during the period, in the case of specified consumers who are billed on a seasonal basis.

Alternatives authorized by Minister

3. (1) If the Minister is satisfied that, for technical or operational reasons, it would be impossible, impractical or unreasonably difficult for an electricity vendor or a unit sub-meter provider to use on its invoices the wording required by this Regulation or to follow an invoicing process required by this Regulation, and if the Minister is satisfied that using different wording specified by the Minister or following a different invoicing process specified by the Minister would also promote the purposes of the requirement, the Minister may give the electricity vendor or unit sub-meter provider a written notice so stating.

(2) If an electricity vendor or unit sub-meter provider receives a notice from the Minister under subsection (1), it shall use on its invoices the wording specified in the Minister's notice and shall follow the invoicing process specified in the Minister's notice instead of the wording or invoicing process otherwise required under this Regulation.

Commencement

4. This Regulation comes into force on the later of July 1, 2017 and the day it is filed.

CONFIDENTIEL
jusqu'au dépôt auprès du
registrateur des règlements

Reg2017.0269.f06.EDI
6-TK

RÈGLEMENT DE L'ONTARIO

pris en vertu de la

LOI DE 2017 SUR LE PLAN ONTARIEN POUR DES FRAIS D'ÉLECTRICITÉ ÉQUITABLES

EXIGENCES EN MATIÈRE DE FACTURATION

Renseignements à inscrire sur les factures

1. Les factures émises à un consommateur déterminé par un vendeur d'électricité, à part Hydro One Inc., ou par un fournisseur de compteurs divisionnaires d'unité doivent prévoir, à un endroit où sont habituellement placés les messages destinés aux consommateurs à propos de la conservation ou d'autres services publics, l'énoncé suivant : «Le Plan ontarien pour des frais d'électricité équitables réduit considérablement les factures d'électricité du consommateur résidentiel moyen. Il inclut la remise de 8 % instaurée en janvier 2017 et mise sur les initiatives antérieures visant à alléger globalement toutes les factures d'électricité.»

Renseignements à joindre aux factures

2. (1) Le présent article s'applique aux factures imprimées émises aux consommateurs déterminés par les vendeurs d'électricité ou les fournisseurs de compteurs divisionnaires d'unité.

(2) Au cours de la période de 12 mois qui commence lors de l'émission de la première facture au consommateur déterminé le 1^{er} juillet 2017 ou par la suite et qui se termine lors de l'émission de la première facture à ce consommateur le 1^{er} juillet 2018 ou par la suite, un encart qui satisfait aux exigences suivantes doit être joint aux factures à la fréquence énoncée au paragraphe (3) :

1. Le logo du gouvernement de l'Ontario représentant le trille doit apparaître à un endroit raisonnablement bien en vue au recto de l'encart.
2. Les mentions «Plan ontarien pour des frais d'électricité équitables» et «Réduction des factures d'électricité» doivent apparaître à un endroit raisonnablement bien en vue au recto de l'encart.

3. L'encart doit comprendre les énoncés suivants :

Plan ontarien pour des frais d'électricité équitables

Les factures d'électricité baisseront en moyenne de 25 % pour les consommateurs résidentiels.

Les hausses tarifaires seront maintenues au taux d'inflation pendant quatre ans. Près de 500 000 petites entreprises et exploitations agricoles bénéficieront aussi de cette réduction.

Les Ontariens et les Ontariennes à faible revenu et ceux et celles qui vivent dans les collectivités rurales admissibles bénéficieront de réductions plus importantes encore (soit de 40 à 50 %).

Les réductions dont bénéficieront les consommateurs dépendront de leur consommation d'électricité et du territoire desservi. Ces mesures comprennent la remise de 8 % instaurée en janvier 2017 et misent sur les initiatives antérieures visant à alléger globalement toutes les factures d'électricité.

Plus de détails à <https://www.ontario.ca/fr/page/plan-ontarien-pour-des-frais-electricite-equitables>

(3) L'encart est joint à la facture :

- a) une fois par trimestre, dans le cas des consommateurs déterminés qui sont facturés au mois;
- b) deux fois par période, dans le cas des consommateurs déterminés qui sont facturés à la saison.

Variantes autorisées par le ministre

3. (1) S'il est convaincu, d'une part, que, pour des raisons techniques ou opérationnelles, il serait impossible, peu pratique ou déraisonnablement difficile pour un vendeur d'électricité ou un fournisseur de compteurs divisionnaires d'unité de faire figurer sur ses factures les énoncés ou de suivre le processus de facturation qu'exige le présent règlement, et, d'autre part, que l'emploi d'autres énoncés ou d'un autre processus de facturation qu'il précise servirait aussi bien l'objet de l'exigence, le ministre peut lui donner un avis écrit en ce sens.

(2) Le vendeur d'électricité ou le fournisseur de compteurs divisionnaires d'unité qui reçoit du ministre l'avis visé au paragraphe (1) fait figurer sur ses factures les énoncés et suit le processus de facturation que précise l'avis, à la place des énoncés ou du processus qu'exige par ailleurs le présent règlement.

Entrée en vigueur

4. Le présent règlement entre en vigueur le dernier en date du 1^{er} juillet 2017 et du jour de son dépôt.



Ontario

Executive Council
Conseil exécutif

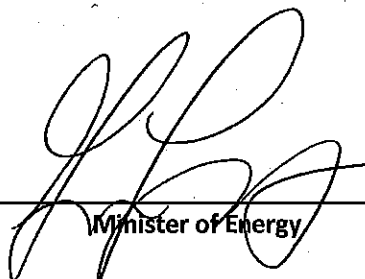
Order in Council Décret

On the recommendation of the undersigned, the
Lieutenant Governor, by and with the advice and
concurrence of the Executive Council, orders that:

Sur la recommandation de la personne soussignée,
la lieutenant-gouverneure, sur l'avis et avec le
consentement du Conseil exécutif, décrète ce
qui suit :

the appended Regulation be made under the
Ontario Energy Board Act, 1998.

Recommended


Minister of Energy

Concurred

Chair of Cabinet

Approved and Ordered

Date

Lieutenant Governor

R.O.C./Décret (R)

Date : June 7, 2017

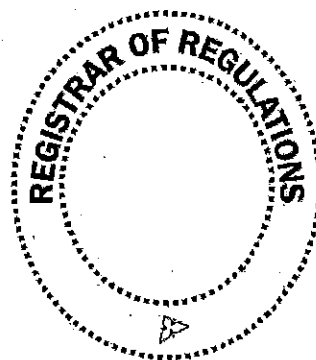
Re : ENE

Proposed regulation under the Ontario Energy Board Act, 1998

FIRST NATIONS DELIVERY CREDIT (ON-RESERVE CONSUMERS UNDER SECTION 79.4 OF THE ACT)

Reg2017.0270.e07 - edi

This appended regulation has been sealed under the authority of the Registrar of Regulations.



Authority Verified
Compétence vérifiée

A handwritten signature in black ink, appearing to read "Peter Landmann".

Please print name

Nom en lettres

moulées s.v.p.

PETER LANDMANN

Recommended by the
Management Board of Cabinet on-
Recommandé par le Conseil de
gestion du gouvernement le _____

Secretary

Secrétaire _____

Telephone

Téléphone

416-212-2418

CONFIDENTIAL
Until filed with the
Registrar of Regulations

REG2017.0270.e
7-edit-RA

ONTARIO REGULATION
made under the
ONTARIO ENERGY BOARD ACT, 1998

**FIRST NATIONS DELIVERY CREDIT (ON-RESERVE CONSUMERS UNDER
SECTION 79.4 OF THE ACT)**

Interpretation

1. (1) In this Regulation,

“host distributor” means a licensed distributor who is a market participant and who distributes electricity to a wholly-embedded distributor;

“residential premises” means a dwelling occupied as a residence;

“wholly-embedded distributor” means a licensed distributor who is not a market participant and to whom a host distributor distributes electricity.

(2) For the purposes of section 79.4 of the Act and this Regulation,

“on-reserve consumer” means a consumer who is occupying residential premises on or within a reserve as defined in the *Indian Act* (Canada).

(3) For the purposes of this Regulation,

- (a) Hydro One Remote Communities Inc. is deemed to be a wholly-embedded distributor and Hydro One Networks Inc. is deemed to be its host distributor; and
- (b) Cornwall Street Railway Light and Power Company Limited is deemed to be a wholly-embedded distributor and Canadian Niagara Power Inc. is deemed to be its host distributor.

First Nations delivery credit

2. (1) An on-reserve consumer who is a member of a band within the meaning of the *Indian Act* (Canada) is eligible to receive a delivery credit from a licensed distributor with which the on-reserve consumer holds an account that falls within a residential-rate classification.

(2) Except for on-reserve consumers provided for in subsections (3) and (4), the delivery credit to which an on-reserve consumer is entitled is the sum of the amounts referred to in subclauses 79.4 (3) (a) (i), (ii), (iii) and (iv) of the Act, after taking into account any applicable rate protection under section 79 of the Act.

(3) An on-reserve consumer who is eligible for a delivery credit under subsection (1) and is a customer of one of the following distributors is eligible for a delivery credit from the distributor, in an amount equivalent to the monthly service charge that appears on their invoice:

1. Hydro One Remote Communities Inc.
2. Cat Lake Indian Reserve No. 63C.

(4) An on-reserve consumer who is eligible for a delivery credit under subsection (1) and is a customer of Cornwall Street Railway Light and Power Company Limited is entitled to a delivery credit from that company equal to the minimum monthly charge to which they are subject.

(5) For the purposes of subsection (1), the classification of an account is as specified in a rate order made by the Board under section 78 of the Act, or, in the case of Cornwall Street Railway Light and Power Company Limited and Cat Lake Indian Reserve No. 63C, as specified in their residential rate schedules.

Date provided

3. For the purposes of subsection 79.4 (1) of the Act and section 2 of this Regulation, the delivery credit shall be provided with respect to electricity consumed on or after July 1, 2017.

Line item on invoice

4. (1) Subject to subsections (2), (3) and (4), the amount of the delivery credit provided to an eligible on-reserve consumer shall be indicated on the invoice as a "First Nations Delivery Credit" line item directly following the delivery charge.

(2) Distributors referred to in subsections 2 (3) and (4) shall indicate the amount of the delivery credit provided to an eligible on-reserve consumer as a "First Nations Delivery Credit" on the invoice.

(3) If the Minister is satisfied that, for technical or operational reasons, it would be impossible, impractical or unreasonably difficult for a distributor to use on its invoices the

wording required by this Regulation or to follow an invoicing process required by this Regulation, and if the Minister is satisfied that using different wording specified by the Minister or following a different invoicing process specified by the Minister would also promote the purposes of the requirement, the Minister may give the distributor a written notice so stating.

(4) If a distributor receives a notice from the Minister under subsection (3), it shall use on its invoices the wording specified in the Minister's notice and shall follow the invoicing process specified in the Minister's notice instead of the wording or invoicing process otherwise required under this Regulation.

Transitional

5. (1) A distributor who is required to provide a delivery credit under section 2 shall adapt its invoice in conformity with section 4 no later than October 1, 2017.

(2) A distributor shall provide the amount of any unpaid delivery credit accumulated on and after July 1, 2017 and before the date on which the distributor's invoice is adapted as a lump sum credit in the first billing cycle after the invoice has been adapted.

Closed account

6. (1) If an on-reserve consumer entitled to the delivery credit ceases to have an account and is entitled to receive a delivery credit of \$10 or more, the distributor shall, no later than December 31 of the year when the account is closed, mail or deliver by hand the unpaid amount to the consumer's most recent address known to the distributor, or otherwise make best efforts to deliver it.

(2) If a cheque for an amount referred to in subsection (1) has not been cashed within six months of being issued and has ceased to be negotiable through the passage of time, the consumer's entitlement to receive the amount ceases and the distributor shall pay the amount to the Minister of Finance.

Duty of the Board to provide information

7. The Board shall provide to the Ministry of Energy, upon request, information or reports regarding the projected yearly amount of delivery credits provided to on-reserve consumers, and regarding the projected number of on-reserve consumers receiving the delivery credit.

Duty to provide information for compliance purposes

8. (1) Every distributor who provides delivery credits shall, upon receipt of a request from the Ministry of Energy, the IESO or the Board, provide the information relating to the Act and this Regulation that is specified in the request within the time period specified in the request, for the purpose of administering and monitoring compliance with section 79.4 of the Act and this Regulation.

(2) Without restricting the generality of subsection (1), examples of information that may be requested under that subsection are,

- (a) the total amount of delivery credit provided; and
- (b) the number and location of accounts eligible for the delivery credit.

Duty to provide information for reimbursement purposes

9. (1) Every distributor in Column 2 of the Table to this subsection shall provide to the person listed in Column 3 of the same row of the Table the information set out in Column 4 of the same row, in the format and at the times specified by the person to whom the information is to be provided, in respect of the last month ending before the day the information is to be provided.

Column 1 Item	Column 2 Distributor	Column 3 Person to whom information must be provided	Column 4 Information in respect of the last month ending before the day the information is provided
1.	A licensed distributor that is a market participant	IESO	The amount of, (a) delivery credit amounts to which consumers who have accounts with the licensed distributor are entitled for the month and any adjustments to be made in respect of earlier months; and (b) delivery credit amounts to which consumers who have accounts with wholly-embedded distributors are entitled for the month, if the licensed distributor is the host distributor of the embedded distributors, and any adjustments to be made in respect of earlier months.
2.	A wholly-embedded distributor	The host distributor of the wholly-embedded distributor	The amount of delivery credit amounts to which consumers who have accounts with the wholly-embedded distributor are entitled for the month and any adjustments to be made in respect of earlier months.

(2) The IESO shall provide to the Minister the information specified by the Minister relating to the following matters, in the format and at the times specified by the Minister:

1. The actual number of on-reserve consumers receiving delivery credit and the amount of delivery credit to which on-reserve consumers who have accounts with distributors who are market participants are entitled for the month and any adjustments to be made in respect of earlier months.
2. The actual number of on-reserve consumers receiving delivery credit and the amount of delivery credit to which on-reserve consumers who have accounts with wholly-embedded distributors are entitled for the month and any adjustments to be made in respect of earlier months.

(3) For the purposes of this section, a distributor may estimate the amount of the delivery credit to which on-reserve consumers are entitled for a month.

(4) If a distributor estimates the amount of the delivery credit under subsection (3), it must include an adjustment for the difference between the estimate and the actual amount to which

on-reserve consumers were entitled with the information required under subsection (1) as soon as possible after the actual amount becomes known.

Reimbursement to distributors

10. (1) Based on the information provided by the IESO under section 9, the Minister shall reimburse distributors who provide delivery credit to on-reserve consumers.

(2) Based on the information provided by distributors under section 9,

- (a) the Minister shall pay to the IESO, in keeping with the IESO timelines for invoice payments, sufficient amounts to reimburse distributors for the delivery credits to which consumers are entitled for a month, subject to any adjustments to be made in respect of earlier months;
- (b) the IESO shall, after receiving the information required for a month from a distributor who is a market participant, pay to the distributor a sufficient amount to reimburse,
 - (i) the distributor for the delivery credit to which on-reserve consumers who have accounts with the distributor are entitled for the month, subject to any adjustments to be made in respect of earlier months, and
 - (ii) any wholly-embedded distributors of which the distributor is the host distributor for the delivery credit to which on-reserve consumers who have accounts with the wholly-embedded distributors are entitled for the month, subject to any adjustments to be made in respect of earlier months; and
- (c) a host distributor shall, before the day specified by the Board, pay to every wholly-embedded distributor of which it is a host distributor a sufficient amount to reimburse the wholly-embedded distributor for delivery credit to which on-reserve consumers who have accounts with the wholly-embedded distributor are entitled for a month, subject to any adjustments to be made in respect of earlier months.

(3) Despite subsection (2), the amount of reimbursement to which a distributor is entitled is subject to such subsequent adjustments as may be required by reason of,

- (a) the provision to the Ministry of Energy, the IESO or a distributor of additional information; or
- (b) a determination made by an inspector who conducts an inspection or inquiry under section 79.8 of the Act that relates to a distributor.

(4) Despite anything else in this section, no amount is payable as a reimbursement to a distributor who fails without reasonable cause to provide any information required to be provided under this Regulation within the time it is required to be provided.

(5) Payments required under this section by the IESO to a distributor who is a market participant and any subsequent adjustments may be made at the option of the IESO by way of set-off in the accounts maintained by the IESO.

(6) Payments required under this section by a host distributor to a wholly-embedded distributor and any subsequent adjustments may be made at the option of the host distributor by way of set-off in the accounts maintained by the host distributor.

Reliance on information

11. For the purposes of the reimbursements required under section 10, the Minister, the IESO and distributors shall rely on the information provided to them as required under this Regulation.

Limitation periods

12. (1) The limitation period for the purposes of subsection 79.4 (8) of the Act is 24 months from the date of issuance of the invoice in which the delivery credit was not provided.

(2) The limitation period for the purposes of subsection 79.4 (9) of the Act is six months from the earliest date when the distributor or other person referred to in that subsection could have submitted a claim for reimbursement of a rebate amount that they provided.

Commencement

13. This Regulation comes into force on the later of July 1, 2017 and the day it is filed.



Ontario

Executive Council
Conseil exécutif

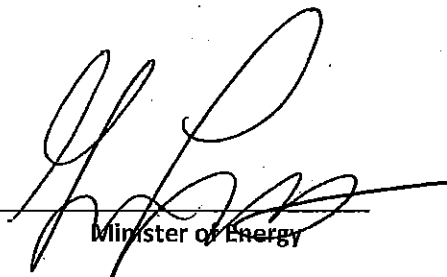
Order in Council Décret

On the recommendation of the undersigned, the
Lieutenant Governor, by and with the advice and
concurrence of the Executive Council, orders that:

Sur la recommandation de la personne soussignée,
la lieutenant-gouverneure, sur l'avis et avec le
consentement du Conseil exécutif, décrète ce
qui suit :

the appended Regulation be made under the
Ontario Energy Board Act, 1998.

Recommended


Minister of Energy

Concurred

Chair of Cabinet

Approved and Ordered

Date

Lieutenant Governor

R.O.C./Décret (R)

Date : June 7, 2017

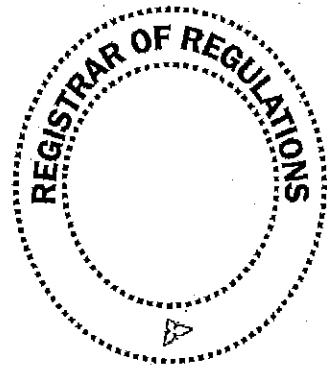
Re : ENE

Proposed regulation under the Ontario Energy Board Act, 1998

DISTRIBUTION RATE-PROTECTED RESIDENTIAL CONSUMERS

Reg2017.0268.e07

This appended regulation has been sealed under the authority of the Registrar of Regulations.



Authority Verified
Compétence vérifiée

[Signature]

Please print name
Nom en lettres
moulées s.v.p.

DAVID RANALIZ

Telephone
Téléphone

416-325-8414

Recommended by the
Management Board of Cabinet on
Recommandé par le Conseil de
gestion du gouvernement le

Secretary
Secrétaire

CONFIDENTIAL
Until filed with the
Registrar of Regulations

REG2017.0268.e
7-TK

ONTARIO REGULATION

made under the

ONTARIO ENERGY BOARD ACT, 1998

DISTRIBUTION RATE-PROTECTED RESIDENTIAL CONSUMERS

Definitions

1. (1) In this Regulation,

“base distribution rate” consists of the monthly fixed distribution rate and the distribution volumetric rate, excluding any fixed or variable rate riders or adders;

“distribution rate protection” means the rate protection provided for under section 79.3 of the Act;

“host distributor” means a distributor who is a market participant and who distributes electricity to a wholly-embedded distributor;

“wholly-embedded distributor” means a distributor who is not a market participant and to whom a host distributor distributes electricity.

(2) For the purposes of section 79.3 of the Act and this Regulation,

“distribution rate-protected residential consumer” means a consumer prescribed under section 2;

“monthly base distribution charges” means the monthly distribution charges calculated by the Board as a fixed amount using base distribution rates, taking into account any applicable rate protection under section 79 of the Act.

Distribution rate-protected consumers

2. (1) Subject to subsection (3), the following consumers are prescribed as distribution rate-protected residential consumers:

1. A consumer who has an account with any of the following distributors that falls within a residential-rate classification:
 - i. Atikokan Hydro Inc.
 - ii. InnPower Corporation.
 - iii. Chapleau Public Utilities Corporation.
 - iv. Sioux Lookout Hydro Inc.
 - v. Northern Ontario Wires Inc.
2. A consumer who has an account with Algoma Power Inc. that falls within the R1 residential-rate classification, if he or she resides continuously at the service address to which the account relates for at least eight months of the year.
3. A consumer who has an account with Hydro One Networks Inc. that falls within the R1 (year-round medium-density residential) or R2 (year-round low-density residential) residential-rate classification, if he or she resides continuously at the service address to which the account relates for at least eight months of the year.
4. A consumer who has an account with Lakeland Power Distribution Ltd. that falls within a residential-rate classification, within the former Parry Sound Power service area.

(2) For the purposes of subsection (1), the classification of an account is as specified in a rate order made by the Board under section 78 of the Act.

(3) Subsection (1) does not include on-reserve consumers who are eligible to receive a delivery credit under section 79.4 of the Act.

Commencement of distribution rate protection

3. For the purposes of subsection 79.3 (1) of the Act, distribution rate protection shall be provided to distribution rate-protected residential consumers in accordance with this Regulation with respect to electricity consumed on or after July 1, 2017.

Maximum monthly base distribution charges

4. (1) Beginning on July 1, 2017, a distributor referred to in subsection 2 (1) shall not charge the distribution rate-protected residential consumers who have accounts with the distributor an amount for monthly base distribution charges that is more than the amount determined by the Board, at the times set out in subsection (2) of this section, in accordance with the following rules:

1. For the first determination, the Board shall calculate a monthly base distribution charge with respect to each residential-rate classification referred to in subsection 2 (1) in relation to which the Board has issued a final rate order that,
 - i. approves a base distribution rate, and
 - ii. takes effect on or after January 1, 2017.
2. For each subsequent determination, the Board shall calculate a monthly base distribution charge with respect to each residential-rate classification referred to in subsection 2 (1) in relation to which the Board has issued a final rate order that,
 - i. approves a base distribution rate, and
 - ii. takes effect on or after the date on which the Board last made a determination under this subsection.
3. The amount determined for all of the distributors referred to in subsection 2 (1) for the purposes of this subsection is,
 - i. for the first determination, the lowest of the monthly base distribution charges calculated under paragraph 1, and
 - ii. for each subsequent determination, the greater of,
 - A. the lowest of the monthly base distribution charges calculated under paragraph 2, and
 - B. the previously applicable amount.
- (2) The Board shall determine an amount under subsection (1),
 - (a) in the first instance, before July 1, 2017; and
 - (b) subsequently, at least once a year.

Deadline for adapting invoices

5. The distributors shall adapt their invoices in conformity with this Regulation no later than October 1, 2017.

Duty of the Board to provide information

6. (1) The Board shall provide to the Ministry of Energy the information that is specified by the Minister respecting,

- (a) the projected number of distribution rate-protected residential consumers entitled to receive distribution rate protection; and
- (b) the projected amount of distribution rate protection to be provided to distribution rate-protected residential consumers.

(2) Information under subsection (1) shall be provided in the format and at the times specified by the Minister.

Duty to provide information for compliance purposes

7. (1) Every distributor required to provide distribution rate protection shall, on receipt of a request from the Ministry of Energy, the IESO or the Board, provide the information relating to the Act and this Regulation that is specified in the request, within the time period specified in the request, for the purpose of administering and monitoring compliance with section 79.3 of the Act and this Regulation.

(2) Without restricting the generality of subsection (1), examples of information that may be requested under that subsection are,

- (a) the amount of distribution rate protection provided by the distributor; and
- (b) the number and location of accounts receiving distribution rate protection.

Duty to provide information for reimbursement purposes

8. (1) Every distributor that provides distribution rate protection and is a wholly-embedded distributor shall provide to its host distributor, in the format and at the times specified by the host distributor, information respecting the amount of distribution rate protection to which distribution rate-protected residential consumers who have accounts with the wholly-embedded distributor are entitled for the last month ending before the day the information is to be provided, and any adjustments to be made in respect of earlier months.

(2) Every distributor that provides distribution rate protection and is a market participant shall provide to the IESO, in the format and at the times specified by the IESO, information respecting the following amounts in respect of the last month ending before the day the information is to be provided:

1. The amount of distribution rate protection to which distribution rate-protected residential consumers who have accounts with the distributor are entitled for the month, and any adjustments to be made in respect of earlier months.
2. The amount of distribution rate protection to which distribution rate-protected residential consumers who have accounts with wholly-embedded distributors are entitled for the month, if the distributor is the host distributor of the wholly-embedded distributors, and any adjustments to be made in respect of earlier months.

(3) The IESO shall provide to the Ministry of Energy, in the format and at the times specified by the Minister, information respecting the following amounts in respect of the last month ending before the day the information is to be provided:

1. The amount of distribution rate protection to which distribution rate-protected residential consumers who have accounts with distributors who are market participants are entitled for the month, and any adjustments to be made in respect of earlier months.
2. The amount of distribution rate protection to which distribution rate-protected residential consumers who have accounts with wholly-embedded distributors are entitled for the month, and any adjustments to be made in respect of earlier months.

(4) For the purposes of this section, a distributor may estimate the amount of distribution rate protection to which distribution rate-protected residential consumers are entitled for a month.

(5) If a distributor estimates the amount of distribution rate protection under subsection (4), it must include with the information required under subsection (1) or (2) an adjustment for the difference between the estimate and the actual amount of the entitlement, as soon as possible after the actual amount becomes known.

Reimbursement to distributors

9. (1) Based on the information provided by the IESO under section 8, the Minister shall reimburse distributors who provide distribution rate protection to distribution rate-protected residential consumers.

(2) Based on the information provided by distributors under section 8,

- (a) the Minister shall pay to the IESO, in keeping with the IESO timelines for invoice payments, sufficient amounts to reimburse distributors for providing distribution rate protection to which distribution rate-protected residential consumers are entitled for a month, subject to any adjustments to be made in respect of earlier months;
- (b) the IESO shall, after receiving the information required for a month from a distributor who is a market participant, pay to the distributor a sufficient amount to reimburse,
 - (i) the distributor for the distribution rate protection to which distribution rate-protected residential consumers who have accounts with the distributor are entitled for the month, subject to any adjustments to be made in respect of earlier months, and

- (ii) wholly-embedded distributors of which the distributor is the host distributor for the distribution rate protection to which distribution rate-protected residential consumers who have accounts with the wholly-embedded distributors are entitled for the month, subject to any adjustments to be made in respect of earlier months; and
 - (c) a host distributor shall, before the day specified by the Board, pay to every wholly-embedded distributor of which it is a host distributor a sufficient amount to reimburse the wholly-embedded distributor for the distribution rate protection to which distribution rate-protected residential consumers who have accounts with the wholly-embedded distributors are entitled for a month, subject to any adjustments to be made in respect of earlier months.
- (3) Despite subsection (2), the amount of reimbursement to which a distributor is entitled is subject to such subsequent adjustments as may be required by reason of,
- (a) the provision to the Ministry of Energy, the IESO or a distributor of additional information; or
 - (b) a determination made by an inspector who conducts an inspection or inquiry under section 79.8 of the Act that relates to a distributor.
- (4) Despite subsections (2) and (3), no amount is payable as a reimbursement to a distributor who fails without reasonable cause to provide any information required to be provided under this Regulation within the time it is required to be provided.
- (5) Payments required under this section by the IESO to a distributor who is a market participant and any subsequent adjustments may be made at the option of the IESO by way of set-off in the accounts maintained by the IESO.
- (6) Payments required under this section by a host distributor to a wholly-embedded distributor and any subsequent adjustments may be made at the option of the host distributor by way of set-off in the accounts maintained by the host distributor.

Reliance on information

10. For the purposes of the reimbursements required under section 9, the Minister, the IESO and distributors shall rely on the information provided as required under this Regulation.

Limitation periods

11. (1) The limitation period for the purposes of subsection 79.3 (6) of the Act is 24 months from the date of issuance of the invoice in which distribution rate protection was not provided.

(2) The limitation period for the purposes of subsection 79.3 (7) of the Act is six months from the earliest date when the distributor or other person referred to in that subsection could have submitted a claim for reimbursement.

Commencement

12. This Regulation comes into force on the day it is filed.



Ontario

Executive Council
Conseil exécutif

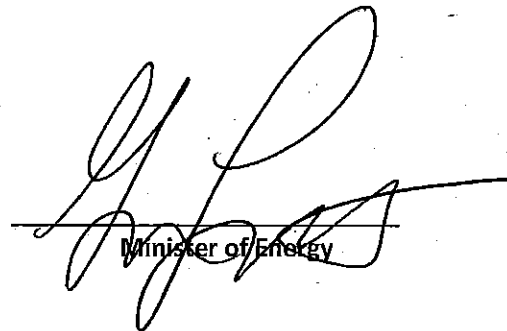
Order in Council Décret

On the recommendation of the undersigned, the Lieutenant Governor, by and with the advice and concurrence of the Executive Council, orders that:

Sur la recommandation de la personne soussignée, la lieutenant-gouverneure, sur l'avis et avec le consentement du Conseil exécutif, décrète ce qui suit :

the appended Regulation be made under the
Ontario Energy Board Act, 1998.

Recommended


Minister of Energy

Concurred

Chair of Cabinet

Approved and Ordered

Date

Lieutenant Governor

R.O.C./Décret (R)

Date : June 8, 2017

Re : ENE

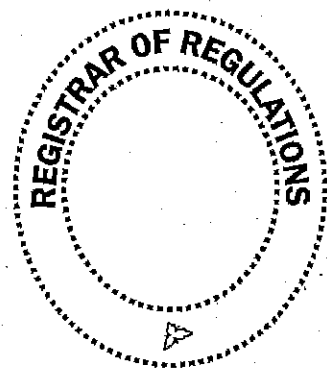
Proposed regulation under the Ontario Energy Board Act, 1998

Amending - O. Reg. 442/01

RURAL OR REMOTE ELECTRICITY RATE PROTECTION

Reg2017.0247.e13

This appended regulation has been sealed under the authority of the Registrar of Regulations.



Authority Verified
Compétence vérifiée

A handwritten signature in black ink, appearing to read "David Ranalli", written over a horizontal line.

Please print name
Nom en lettres
moulées s.v.p.

DAVID RANALLI

Telephone
Téléphone

416-325-8414

Recommended by the
Management Board of Cabinet on
Recommandé par le Conseil de
gestion du gouvernement le

Secretary
Secrétaire

CONFIDENTIAL
Until filed with the
Registrar of Regulations

REG2017.0247.e
13-NP/TK

ONTARIO REGULATION

made under the

ONTARIO ENERGY BOARD ACT, 1998

Amending O. Reg. 442/01

(RURAL OR REMOTE ELECTRICITY RATE PROTECTION)

1. The definition of “base distribution rate” in subsection 1 (1) of Ontario Regulation 442/01 is revoked.

2. (1) Subsections 4 (1) and (1.1) of the Regulation are revoked and the following substituted:

(1) This section and section 5 apply to rate protection for consumers in a remote area referred to in subsection 79 (2) of the Act and consumers referred to in paragraphs 3 to 5 of section 2 of this Regulation.

(2) Subsection 4 (4) of the Regulation is amended by,

(a) striking out “referred to in subsection 79 (2) of the Act and in section 2 of this Regulation” in the portion before paragraph 2 and substituting “to whom this section applies”; and

(b) striking out “under subsection (1)” in the portion before paragraph 2.

(3) Paragraph 4 of subsection 4 (4) of the Regulation is revoked.

3. (1) Subsections 5 (12) and (13) of the Regulation are amended by striking out “subsection 4 (1)” wherever it appears and substituting in each case “section 4”.

(2) Subsections 5 (14) to (16) of the Regulation are revoked and the following substituted:

(14) Hydro One Networks Inc. is entitled to compensation under subsection 79 (3) of the Act for amounts it paid for rate protection for electricity consumed before the day Ontario Regulation [Insert O. Reg. number of REG2017.0247] came into force, but invoiced on or after January 1, 2017, including for amounts Hydro One Networks Inc. paid to consumers for electricity consumed in December 2016 but invoiced on or after January 1, 2017.

(15) If the amounts Hydro One Networks Inc. receives from the IESO under this section for electricity consumed before the day Ontario Regulation [Insert O. Reg. number of REG2017.0247] came into force are not sufficient to compensate Hydro One Networks Inc. under subsection (14), the IESO shall transfer to Hydro One Networks Inc. the difference between the amounts Hydro One Networks Inc. received under this section and the amounts it paid for rate protection.

(16) If the amounts Hydro One Networks Inc. receives from the IESO under this section for electricity consumed before the day Ontario Regulation [Insert O. Reg. number of REG2017.0247] came into force exceed the amounts required to compensate Hydro One Networks Inc. under subsection (14), Hydro One Networks Inc. shall transfer to the IESO the difference between the amounts it received under this section and the amounts it paid for rate protection.

(17) The first time the Board calculates the amount of the charge to be collected by the IESO under subsection (1) in respect of electricity consumed on or after July 1, 2017, the Board shall take into account the amounts referred to in subsections (14) to (16) and shall rely on any information provided by Hydro One Networks Inc. regarding those amounts.

(18) For the purposes of payments required under subsections (14) to (16), the IESO shall rely on any information provided by Hydro One Networks Inc. regarding those amounts.

(19) Payments required under this section by the IESO to Hydro One Networks Inc. or by Hydro One Networks Inc. to the IESO and any subsequent adjustments may be made, at the option of the IESO, by way of set-off in the accounts maintained by the IESO.

4. Sections 6 to 8 of the Regulation are revoked and the following substituted:

Amount of rate protection – from appropriation

6. (1) This section and sections 7 to 11 apply to rate protection for consumers in a rural area referred to in subsection 79 (2) of the Act and consumers referred to in paragraph 2 of section 2 of this Regulation.

(2) Beginning on July 1, 2017, consumers in a rural area referred to in subsection 79 (2) of the Act and consumers referred to in paragraph 2 of section 2 of this Regulation will receive \$60.50 per month for rate protection for electricity consumed on or after July 1, 2017.

(3) Compensation to Hydro One Networks Inc. for rate protection described in subsection (2) shall be paid for out of the money appropriated by the Legislature in accordance with subsection 79 (4.2) of the Act.

Duty of the Board to provide information

7. (1) The Board shall provide to the Ministry of Energy the information specified by the Minister respecting,

- (a) the projected number of consumers entitled to receive rate protection under section 6; and
- (b) the projected amount of rate protection to be provided to those consumers.

(2) Information under subsection (1) shall be provided in the format and at the times specified by the Minister.

Duty to provide information for compliance purposes

8. (1) Hydro One Networks Inc. shall, on receipt of a request from the Ministry of Energy, the IESO or the Board, provide the information relating to the Act and this Regulation that is specified in the request within the time period specified in the request, for the purpose of administering and monitoring compliance with section 79 of the Act and this Regulation.

(2) Without restricting the generality of subsection (1), examples of information that may be requested under that subsection are,

- (a) the amount of rate protection provided by Hydro One Networks Inc. under section 6; and
- (b) the number and location of accounts receiving the rate protection.

Duty to provide information for reimbursement purposes

9. (1) Hydro One Networks Inc. shall provide to the IESO, in the format and at the times specified by the IESO, information respecting the amount of rate protection under section 6 to which eligible consumers who have accounts with Hydro One Networks Inc. are entitled for the last month ending before the day the information is to be provided, and any adjustments to be made in respect of earlier months.

(2) The IESO shall provide to the Ministry of Energy, in the format and at the times specified by the Minister, information respecting the amount of rate protection under section 6 to which eligible consumers who have accounts with Hydro One Networks Inc. are entitled for

the last month ending before the day the information is to be provided, and any adjustments to be made in respect of earlier months.

(3) For the purposes of this section, Hydro One Networks Inc. may estimate the amount of rate protection to which consumers who have accounts are entitled for a month.

(4) If Hydro One Networks Inc. estimates the amount of rate protection under subsection (3), it must include an adjustment for any difference between the estimate and the actual amount that consumers were entitled to with the information required under subsection (1) as soon as possible after the actual amount becomes known.

Reimbursement to Hydro One Networks Inc.

10. (1) Based on the information provided by the IESO under section 9, the Minister shall reimburse Hydro One Networks Inc. for rate protection it provides in accordance with section 6 to consumers entitled to receive the rate protection.

(2) Based on the information Hydro One Networks Inc. provides under section 9,

- (a) the Minister shall pay to the IESO, in keeping with the IESO timeline for invoice payments, sufficient amounts to reimburse Hydro One Networks Inc. for the rate protection under section 6 to which consumers are entitled for a month, subject to any adjustments to be made in respect of earlier months; and
- (b) the IESO shall, after receiving the information required for a month from Hydro One Networks Inc., pay to Hydro One Networks Inc. a sufficient amount to reimburse it for the rate protection under section 6 to which consumers who have accounts with Hydro One Networks Inc. are entitled for the month, subject to any adjustments to be made in respect of earlier months.

(3) Despite subsection (2), the amount of reimbursement to which Hydro One Networks Inc. is entitled is subject to such adjustments as may be required by reason of,

- (a) the provision to the Ministry of Energy or the IESO of additional information; or
- (b) a determination made by an inspector who conducts an inspection or inquiry under section 79.8 of the Act that relates to Hydro One Networks Inc.

(4) Despite subsections (2) and (3), no amount is payable as a reimbursement to Hydro One Networks Inc. if it fails, without reasonable cause, to provide any information required to be provided under this Regulation within the time it is required to be provided.

(5) Payments required under this section by the IESO to Hydro One Networks Inc. and any subsequent adjustments may be made, at the option of the IESO, by way of set-off in the accounts maintained by the IESO.

Reliance on information

11. For the purposes of the reimbursements required under section 10, the Minister and the IESO shall rely on the information provided as required under this Regulation.

Commencement

5. This Regulation comes into force on the later of July 1, 2017 and the day it is filed.



Ontario

Executive Council
Conseil exécutif

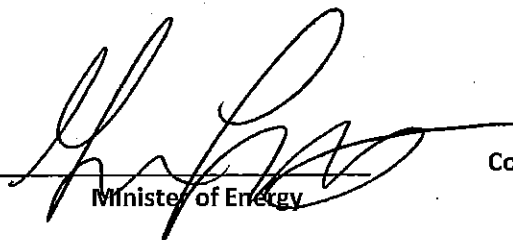
Order in Council Décret

On the recommendation of the undersigned, the
Lieutenant Governor, by and with the advice and
concurrence of the Executive Council, orders that:

Sur la recommandation de la personne soussignée,
la lieutenant-gouverneure, sur l'avis et avec le
consentement du Conseil exécutif, décrète ce
qui suit :

the appended Regulation be made under the
Ontario Rebate for Electricity Consumers Act, 2016.

Recommended


Minister of Energy

Concurred

Chair of Cabinet

Approved and Ordered

Date

Lieutenant Governor

R.O.C./Décret (R)

Date : June 6, 2017

Re : ENE

Proposed regulation under the Ontario Rebate for Electricity Consumers Act, 2016

Amending - O. Reg. 363/16

GENERAL

Reg2017.0283.e02

This appended regulation has been sealed under the authority of the Registrar of Regulations.



Authority Verified
Compétence vérifiée

JSP-ee.

Please print name

Nom en lettres

moulées s.v.p.

DAVID RANAULT

Telephone

Téléphone

416-325-8414

Recommended by the
Management Board of Cabinet on
Recommandé par le Conseil de
gestion du gouvernement le _____

Secretary

Secrétaire _____

CONFIDENTIAL
Until filed with the
Registrar of Regulations

REG2017.0283.e
2-RA

ONTARIO REGULATION

made under the

ONTARIO REBATE FOR ELECTRICITY CONSUMERS ACT, 2016

Amending O. Reg. 363/16

(GENERAL)

1. Section 2 of Ontario Regulation 363/16 is amended by adding the following subsection:

(4.1) The amount of any delivery credit provided under section 79.4 of the *Ontario Energy Board Act, 1998* for the billing period shall be included in the base invoice amount for a billing period as a credit.

Commencement

2. This Regulation comes into force on the later of July 1, 2017 and the day it is filed.



Ontario

Executive Council
Conseil exécutif

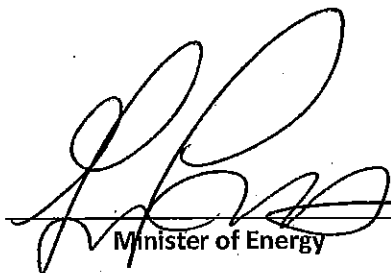
Order in Council Décret

On the recommendation of the undersigned, the
Lieutenant Governor, by and with the advice and
concurrence of the Executive Council, orders that:

Sur la recommandation de la personne soussignée,
la lieutenant-gouverneure, sur l'avis et avec le
consentement du Conseil exécutif, décrète ce
qui suit :

the appended Regulation be made under the
Ontario Energy Board Act, 1998.

Recommended


Minister of Energy

Concurred

Chair of Cabinet

Approved and Ordered

Date

Lieutenant Governor

R.O.C./Décret (R)

Date : June 7, 2017

Re : ENE

Proposed regulation under the Ontario Energy Board Act, 1998

Amending - O. Reg. 275/04

INFORMATION ON INVOICES TO CERTAIN CLASSES OF CONSUMERS OF ELECTRICITY

Reg2017.0266.e02

This appended regulation has been sealed under the authority of the Registrar of Regulations.



Authority Verified
Compétence vérifiée

A. LeBourneau

Please print name
Nom en lettres
moulées s.v.p.

Amanda LeBourneau

Telephone
Téléphone

(416) 325-7304

Recommended by the
Management Board of Cabinet on
Recommandé par le Conseil de
gestion du gouvernement le

Secretary
Secrétaire

CONFIDENTIAL
Until filed with the
Registrar of Regulations

REG2017.0266.e
2-TK

ONTARIO REGULATION
made under the
ONTARIO ENERGY BOARD ACT, 1998
Amending O. Reg. 275/04

**(INFORMATION ON INVOICES TO CERTAIN CLASSES OF CONSUMERS OF
ELECTRICITY)**

1. The definition of "invoice" in section 0.1 of Ontario Regulation 275/04 is amended by striking out "sections 7.1, 8.2 and 8.3" and substituting "sections 7.1 and 8.3".

2. The Regulation is amended by adding the following section:

Non-application

0.1.1 This Regulation does not apply to invoices issued by Hydro One Inc.

3. Section 8.2 of the Regulation is revoked.

4. The Regulation is amended by adding the following French version:

**RENSEIGNEMENTS SUR LES FACTURES ÉMISES À CERTAINES CATÉGORIES
DE CONSOMMATEURS D'ÉLECTRICITÉ**

Définitions

0.1 Les définitions qui suivent s'appliquent au présent règlement.

«ensemble admissible» Ensemble admissible, au sens que le paragraphe 4.0.1 (1.5) du Règlement de l'Ontario 161/99 (Definitions and Exemptions), pris en vertu de la Loi, donne à l'expression «eligible complex», à l'égard duquel a été donné l'avis visé à l'article 5.4 du règlement sur la redevance de liquidation de la dette. («eligible complex»)

«facture» Sauf aux articles 7.1 et 8.3, facture décrite au paragraphe 1 (1). («invoice»)

«Programme ontarien d'aide relative aux frais d'électricité» Le Programme ontarien d'aide relative aux frais d'électricité mentionné au paragraphe 79.2 (2) de la Loi. («Ontario Electricity Support Program»)

«règlement sur la redevance de liquidation de la dette» S'entend du Règlement de l'Ontario 493/01 (Debt Retirement Charge – Rates and Exemptions) pris en vertu de la *Loi de 1998 sur l'électricité*. («debt retirement charge regulation»)

«unité d'habitation admissible» S'entend au sens du paragraphe 1 (1) du règlement sur la redevance de liquidation de la dette. («eligible residential unit»)

Non-application

0.1.1 Le présent règlement ne s'applique pas aux factures émises par Hydro One Inc.

Titres sur la facture

1. (1) Les factures émises aux petits consommateurs doivent comporter le titre «Vos frais».

(2) Les factures émises aux petits consommateurs doivent comporter, sous le titre exigé par le paragraphe (1), les sous-titres suivants dans l'ordre indiqué :

1. Frais d'électricité.
2. Frais de livraison.
3. Frais réglementés.
4. Redevance de liquidation de la dette.

(3) Le distributeur qui facture pour le compte d'un détaillant par le biais d'une facture consolidée par le distributeur conformément au code appelé *Retail Settlement Code* peut inclure d'autres renseignements sur la facture fournie au distributeur par le détaillant conformément au Code dès lors que le distributeur inclut le sous-titre «Frais d'électricité» sur la facture comme l'exige la disposition 1 du paragraphe (2).

Frais d'électricité

2. Sous le sous-titre «Frais d'électricité», la facture doit indiquer clairement et séparément la quantité d'électricité consommée, le coût de l'électricité et tout autre renseignement relatif à la consommation d'électricité qui peut être exigé en application d'autres règlements pris en vertu de la Loi, d'une ordonnance rendue par la Commission ou d'une condition du permis imposée par la Commission.

Frais de livraison

3. (1) Sous le sous-titre «Frais de livraison», la facture doit indiquer clairement le coût total des frais de livraison.

(2) Les frais de livraison sont calculés comme étant la somme de ce qui suit :

- a) tous les frais de distribution variables et fixes;
- b) tous les frais calculés en fonction du tarif de service de réseau pour le transport au détail;
- c) tous les frais calculés en fonction du tarif de raccordement pour le transport au détail;
- d) tous les frais liés aux pertes subies dans le cadre de la distribution d'électricité, sauf ceux déjà inclus dans les frais réglementés en application du paragraphe 4 (2).

Frais réglementés

4. (1) Sous le sous-titre «Frais réglementés», la facture doit indiquer clairement le coût total des frais réglementés.

(2) Les frais réglementés sont calculés comme étant la somme des frais d'administration liés au service d'approvisionnement ordinaire s'il y en a, des frais de service du marché de gros, y compris le dédommagement au titre de la protection des tarifs dans les régions rurales ou éloignées prévu par le paragraphe 79 (4) de la Loi, du dédommagement prévu par le paragraphe 79.2 (10) de la Loi et des frais liés aux quotes-parts prévues à l'article 26.1 de la Loi.

Redevance de liquidation de la dette

5. (1) Sous réserve des paragraphes (2) et (3), la facture doit indiquer clairement, sous le sous-titre «Redevance de liquidation de la dette», le montant total de la redevance de liquidation de la dette payable en application du paragraphe 85 (4) de la *Loi de 1998 sur l'électricité*.

(2) Si le petit consommateur a un compte auprès d'un distributeur qui est dans une catégorie de tarifs résidentiels précisée dans une ordonnance tarifaire rendue par la Commission en vertu de l'article 78 de la Loi, la facture doit indiquer clairement, sous le sous-titre «Redevance de liquidation de la dette», que le montant total de la redevance de liquidation de la dette payable en application du paragraphe 85 (4) de la *Loi de 1998 sur l'électricité* à l'égard de l'électricité consommée après le 31 décembre 2015 est de zéro.

(3) Si un petit consommateur autre que celui visé au paragraphe (2) a un compte auprès d'un distributeur pour la fourniture d'électricité qui comprend, exclusivement ou notamment, l'électricité consommée dans une ou plusieurs unités d'habitation admissibles, la facture doit indiquer clairement, sous le sous-titre «Redevance de liquidation de la dette», le montant de la redevance de liquidation de la dette payable en application du paragraphe 85 (4) de la *Loi de*

1998 sur l'électricité, déduction faite de toute exemption applicable prévue à l'article 5.2 ou 5.3 du règlement sur la redevance de liquidation de la dette.

(4) Les paragraphes (2) et (3) s'appliquent aux factures émises après le 31 décembre 2015 à l'égard de l'électricité consommée après cette date.

Historique de la consommation

6. La facture doit comprendre des renseignements sur l'historique de la consommation d'électricité par le consommateur de manière à permettre à celui-ci de comparer facilement sa consommation pendant la période visée par la facture à celle de périodes de facturation antérieures.

Mesure de la consommation : compteur

7. La facture doit indiquer clairement la consommation d'électricité du consommateur telle qu'elle est indiquée sur son compteur.

Redevance de liquidation de la dette : ensemble admissible

7.1 (1) Le présent article s'applique aux factures émises après le 31 décembre 2015 aux consommateurs qui ne sont pas des petits consommateurs et qui ont un compte auprès d'un distributeur pour la fourniture d'électricité qui est consommée dans un ensemble admissible après cette date.

(2) La facture doit comprendre le titre ou le sous-titre «Redevance de liquidation de la dette».

(3) Sous réserve des paragraphes (4) et (5), la facture doit indiquer clairement sous le titre ou le sous-titre le montant total de la redevance de liquidation de la dette payable en application du paragraphe 85 (4) de la *Loi de 1998 sur l'électricité*.

(4) Si le compte est dans une catégorie de tarifs résidentiels précisée dans une ordonnance tarifaire rendue par la Commission en vertu de l'article 78 de la Loi, la facture doit indiquer clairement sous le titre ou le sous-titre que le montant total de la redevance de liquidation de la dette payable en application du paragraphe 85 (4) de la *Loi de 1998 sur l'électricité* est de zéro.

(5) Si le compte n'est pas un compte visé au paragraphe (4), la facture doit indiquer clairement sous le titre ou le sous-titre le montant de la redevance de liquidation de la dette payable en application du paragraphe 85 (4) de la *Loi de 1998 sur l'électricité*, déduction faite de toute exemption applicable prévue à l'article 5.2 ou 5.3 du règlement sur la redevance de liquidation de la dette.

Message à propos de la conservation

8. (1) Lorsque le ministre fournit un message à propos de la conservation, le message doit figurer sur la facture ou être joint à celle-ci.

(2) Si le ministre n'a pas fourni de message à propos de la conservation, le distributeur peut faire figurer son propre message sur la facture ou le joindre à celle-ci.

Message à propos des sources d'énergie renouvelable ou de remplacement

8.1 Lorsque le ministre fournit un message à caractère informatif à propos des sources d'énergie de remplacement ou des sources d'énergie renouvelable, celui-ci doit figurer sur la facture ou être joint à celle-ci.

8.2

Message à propos du Programme ontarien d'aide relative aux frais d'électricité

8.3 (1) Lorsque le ministre fournit un message à caractère informatif à propos du Programme ontarien d'aide relative aux frais d'électricité, celui-ci doit figurer sur la facture ou être joint à celle-ci, selon ce qu'exige le ministre.

(2) Pour l'application de l'article 79.17 de la Loi, toutes les catégories de consommateurs sont prescrites en application du présent article, sous réserve de l'alinéa (3) a).

(3) Sans préjudice de la portée générale du paragraphe (1), le ministre peut exiger que le message à caractère informatif :

- a) soit fourni aux catégories de consommateurs que le ministre précise;
- b) montre clairement sur une ligne séparée de la facture, à l'endroit que le ministre précise, le nom du Programme ontarien d'aide relative aux frais d'électricité ou une mention de ce programme sous un autre nom ou un autre acronyme, ainsi que le montant de l'aide tarifaire offerte au consommateur pour la période visée par la facture;
- c) comprenne les renseignements que le ministre précise concernant la période pendant laquelle le consommateur est admissible à l'aide tarifaire, y compris un avis rappelant au consommateur de faire les renouvellements nécessaires avant la fin de cette période;
- d) comprenne les renseignements que le ministre précise concernant la façon de demander l'aide tarifaire prévue par le Programme ontarien d'aide relative aux frais d'électricité, que le consommateur soit ou non un consommateur admissible à l'aide tarifaire;
- e) comprenne des renseignements différents pour les consommateurs dans des situations différentes;
- f) soit rédigé selon la formule qu'exige le ministre;

g) apparaisse à un endroit particulier sur la facture.

(4) Le présent article s'applique aux factures émises après le 31 décembre 2015 à l'égard de l'électricité consommée après cette date.

Restriction

9. (1) La facture ne doit comporter aucun renseignement concernant les questions auxquelles se réfèrent le titre et les sous-titres visés à l'article 1, sauf disposition contraire :

- a) du présent règlement ou d'un autre règlement pris en vertu de la Loi;
- b) de la *Loi de 1998 sur l'électricité* ou d'un règlement pris en vertu de cette loi;
- c) de la *Loi de 2010 sur la prestation ontarienne pour l'énergie propre* ou d'un règlement pris en vertu de cette loi;
- d) de la *Loi de 2016 sur la remise de l'Ontario pour les consommateurs d'électricité* ou d'un règlement pris en vertu de cette loi.

(2) La facture peut comporter des renseignements concernant tout ajustement de l'information relative à la facturation liée à une question visée dans le présent règlement.

Glossaire et renseignements

10. (1) Le distributeur doit inclure sur la facture ou joindre à celle-ci le glossaire de termes figurant au tableau suivant :

TABLEAU
GLOSSAIRE

Terme	Description
Frais d'électricité	Il s'agit du coût de l'électricité qui vous est fournie pendant la présente période de facturation et de la partie de la facture qui est ouverte à la concurrence.
Frais de livraison	Il s'agit des coûts d'acheminement de l'électricité des centrales électriques réparties à travers la province à (<i>nom du distributeur</i>) puis jusqu'à votre domicile ou votre commerce. Ces coûts comprennent les coûts de construction et d'entretien des lignes de transport et de distribution, des pylônes et des poteaux, et les coûts d'exploitation des réseaux électriques provinciaux et locaux. Une partie de ces frais est fixe et ne change pas d'un mois à l'autre. Le reste est variable et augmente ou diminue en fonction de votre consommation d'électricité. Les frais de livraison comprennent aussi les coûts se rapportant à l'électricité qui se perd lors de la distribution d'électricité à votre domicile ou à votre commerce. (<i>Nom du distributeur</i>) perçoit cette somme et la paie directement à nos fournisseurs. *Lorsque l'électricité est transportée au moyen d'une ligne électrique, il est normal qu'une petite quantité d'énergie soit consommée ou se perde sous forme de chaleur. Le matériel, comme les fils et les transformateurs, consomme de l'énergie avant que celle-ci n'arrive à votre domicile ou à votre commerce.
Frais réglementés	Les frais réglementés sont les coûts d'administration du système d'électricité du marché de gros et du maintien de la fiabilité du réseau électrique provincial. Ils comprennent les frais liés au financement des programmes de conservation et des programmes d'énergie renouvelable mis en oeuvre par le ministère de l'Énergie.
Redevance de liquidation de la dette	La redevance de liquidation de la dette sert à rembourser la dette de l'ancienne société Ontario Hydro.

(2) La facture doit indiquer l'adresse du site Web du distributeur, s'il en a un, ainsi que son numéro de téléphone, au moyen d'une note qui suit le glossaire et qui est rédigée en ces termes :

NOTE : Pour obtenir une explication détaillée des termes relatifs à l'électricité, veuillez consulter (*site Web du distributeur, s'il en a un*) ou (*site Web de la Commission*).

11.

Règles temporaires : contrats avec les détaillants

12. (1) Le présent article s'applique au distributeur ou à l'autre personne qui émet une facture le 30 juin 2015 ou avant cette date à un petit consommateur qui a conclu un contrat d'électricité avec un détaillant.

(2) Malgré le paragraphe 3 (2), les frais de livraison sont calculés comme étant la somme de ce qui suit :

- a) tous les frais de distribution variables et fixes;
- b) tous les frais calculés en fonction du tarif de service de réseau pour le transport au détail;
- c) tous les frais calculés en fonction du tarif de raccordement pour le transport au détail.

(3) Malgré le paragraphe 10 (1), le distributeur ou l'autre personne doit inclure sur la facture ou joindre à celle-ci le glossaire de termes figurant au tableau suivant :

TABLEAU
GLOSSAIRE

Terme	Description
Frais d'électricité	Il s'agit du coût de l'électricité qui vous est fournie pendant la présente période de facturation et de la partie de la facture qui est ouverte à la concurrence. L'électricité consommée est multipliée par le facteur de rajustement*. (<i>Nom du distributeur</i>) perçoit cette somme et la paie directement à nos fournisseurs. *Lorsque l'électricité est transportée au moyen d'une ligne électrique, il est normal qu'une petite quantité d'énergie soit consommée ou se perde sous forme de chaleur. Le matériel, comme les fils et les transformateurs, consomme de l'énergie avant que celle-ci n'arrive à votre domicile ou à votre commerce. Le facteur de rajustement prend en compte ces pertes.
Frais de livraison	Il s'agit des coûts d'acheminement de l'électricité des centrales électriques réparties à travers la province à (<i>nom du distributeur</i>) puis jusqu'à votre domicile ou votre commerce. Ces coûts comprennent les coûts de construction et d'entretien des lignes de transport et de distribution, des pylônes et des poteaux, et les coûts d'exploitation des réseaux électriques provinciaux et locaux. Une partie de ces frais est fixe et ne change pas d'un mois à l'autre. Le reste est variable et augmente ou diminue en fonction de votre consommation d'électricité.
Frais réglementés	Les frais réglementés sont les coûts d'administration du système d'électricité du marché de gros et du maintien de la fiabilité du réseau électrique provincial. Ils comprennent les frais liés au financement des programmes de conservation et des programmes d'énergie renouvelable mis en oeuvre par le ministère de l'Énergie.
Redevance de liquidation de la dette	La redevance de liquidation de la dette sert à rembourser la dette de l'ancienne société

Commencement

- 5. This Regulation comes into force on the later of July 1, 2017 and the day it is filed.**

Communications Snapshot – Ontario's Fair Hydro Plan Refinancing the Global Adjustment

Communications Objectives

- Demonstrate the government's commitment to providing electricity rate relief in Ontario through legislation and regulatory amendments that will enable the refinancing of the Global Adjustment (GA) as proposed in Ontario's Fair Hydro Plan (OFHP).

Context

- On June 1, 2017, the *Fair Hydro Act, 2017*, which enables the initiatives of Ontario's Fair Hydro Plan (OFHP), received Royal assent.
- OFHP will lower electricity bills by about 25% on average for residential consumers, most small businesses and farms in the province, once the proposed regulations are approved.
- This includes the eight per cent rebate introduced in January 2017 and builds on previous initiatives to deliver broad-based relief on all electricity bills.
- To relieve the current burden on ratepayers and share costs more fairly, a portion of GA is to be refinanced.
- GA is the mechanism which recovers the costs of running Ontario's generation fleet, as well as the cost of conservation programs.
- The majority of the province's electricity generators have 20-year contracts. Many of these generators will be able to operate past their contract term, meaning that generating assets are expected to have ongoing useful life and will benefit future ratepayers by reducing the need to finance the development of new generating assets.
- Refinancing the GA would provide significant and immediate rate relief by spreading the cost of electricity investments over the expected lifecycle of the infrastructure that has been built.
- In the early years, a portion of the costs covered by the GA would be refinanced to reduce pressure on today's electricity ratepayers. In later years, the cost of refinancing would be recovered from ratepayers.
- Electricity consumers that are eligible for the 8 per cent rebate would also be eligible for GA refinancing, including all residential consumers, farms, most small businesses, long-term care homes and condominiums.
- Initial analysis indicates that the accumulated debt would not exceed \$28 billion, including interest.
- Refinancing GA would be achieved through the legislation, new regulations and amendments to existing legislation and regulations.
- The *Fair Hydro Act, 2017* outlines:
 - Roles and responsibilities for the Ontario Energy Board (OEB), Independent Electricity System operator (IESO), Ontario Power generation (OPG) and the Province;
 - A detailed Preamble, Purpose and Definitions;
 - Details with respect to cost allocation, rate reduction methodology, implementation and financing;
 - Scope of provincial undertaking and enabling the Province to provide guarantees and indemnities to back stop that undertaking; and
 - Amendments to other acts.
- The proposed regulations and amendments to existing legislation and regulations include:
 - Creating a new Regulation to be made under the *Ontario Fair Hydro Plan Act, 2017*, which is Part II of Schedule 1 of the *Fair Hydro Act, 2017*; and
 - Amendment to O. Reg. 280/14 (IESO Eligible Investments and Borrowing) to be made under the *Electricity Act, 1998*.

Target Audiences

- Regulated Price Plan (RPP) eligible consumers, including residential consumers and most small businesses and farms.

Key Messages

- To relieve the current burden on ratepayers and share costs more fairly, a portion of the Global Adjustment (GA) would be refinanced.
- Refinancing the GA would provide significant and immediate rate relief by spreading the costs and the benefits of electricity investments more fairly *[appropriately]* across generations of rate-payers over time.
- The Independent Electricity System Operator (IESO) and Ontario Power Generation (OPG) are to work together to spread out the costs of Ontario's clean energy investments over a longer period of time, which would ensure that the costs of these investments are allocated fairly among current and future ratepayers.

Strategic Approach

- Reactive materials will include Q&As and key messages will be prepared.
- Collaborate with OPG and IESO to develop outreach to business analysts about the impact GA refinancing will have on consumers and businesses.

Tactics & Rollout

	Pre-Launch	Launch	Post Launch
Regional Rollout Examples: - MPP Template - Speeches - Media event - Op-ed, media pitch - Editorial board meeting	n/a	Reactive QA	
Earned Examples: - News release, etc. - Remarks - Event - Calls/emails to targeted audiences - Multilingual media - Fact sheets - House Statement	n/a	Cabinet materials (TBC)	Media pitch to business analysts
Digital / Social Examples: - Web content - Twitter/Facebook - Keyword / Interactive web - Blogger outreach - Videos	n/a	Twitter	- Web content - Twitter
Paid <i>(must include budget)</i> Examples: - TV/radio/newspaper - Online banners/ads - Advertorial - Householder/direct mail	n/a	n/a	n/a

Evaluation

- News media - Track the number news articles and editorials, recording their verified distribution reach, and applying a quantitative scale to denote their tone
- Social media - Record engagement numbers
- Correspondence - Track the number of letters and emails referring to Ontario's Fair Hydro Plan
- Provincial omnibus monthly survey – Track awareness of the FHP and gauge support or opposition of the programs

Communications Snapshot – Ontario's Fair Hydro Plan Social Programs

Communications Objectives

- Demonstrate the government's commitment to providing electricity rate relief to low-income households and those households in eligible rural and remote areas that are charged the highest distribution charges through legislative amendments that will enable the social programs proposed in Ontario's Fair Hydro Plan (OFHP).

Context

- The Fair Hydro Plan Act, 2017, which encapsulates the programs and initiatives of OFHP, passed legislation on May 31, 2017.
- OFHP will lower electricity bills by 25 per cent on average for all residential consumers and as many as half a million small businesses and farms across the province.
- The 8 per cent rebate that came into effect in January 2017 is included in the 25 per cent savings proposed in the FHP.
- Additional savings for Ontario consumers will be available through new and enhanced social programs saving these households up to 40 to 50 per cent on their electricity bills.
- The Fair Hydro Act, 2017 will shift the costs of the Rural or Remote Rate Protection program (RRRP) from ratepayers to provincial revenues.
- The new and enhanced social programs are:
 - Broadening Distribution Rate Protection**
 - RRRP program provides a rate subsidy to rural and remote residential customers who face higher distribution costs, effective July 1.
 - About 800,000 customers will benefit from the new broadened distribution rate protection program. Customers of LDCs benefitting from this include: Hydro One low density (R2) and medium density (R1) customers, and residential customers of Northern Ontario Wires, Lakeland Power (Parry Sound), Chapleau Public Utilities Commission, Sioux Lookout Hydro, InnPower, Atikokan Hydro and Algoma Power.
 - Providing a First Nations On-Reserve Delivery Credit**
 - In 2016, the Ontario Energy Board (OEB) engaged with First Nations, including remote communities, the distributors serving them, and consumer groups such as the Low Income Energy Network to develop and recommend options for a First Nations electricity rate.
 - As a result of recommendations from the OEB, the government plans to eliminate the delivery charge for all on-reserve First Nations residential customers and remove the monthly service charge for customers of licensed distributors which charge a bundled rate, starting July 1.
- The Fair Hydro Act, 2017 will enable the above initiatives.
- A package on the Ontario Electricity Support Program (OESP) is tracking for LRC in Late June 2017.

Target Audiences

Broadening Distribution Rate Protection

Residential, small business, farm and greenhouse customers of the eight LDCs with the highest distribution charges	Town Councils Ontario Federation of Agriculture (OFA)	MPPs The Ontario Greenhouse Alliance (TOGA)	Relevant LDCs Ontario Greenhouse Vegetable Growers (OGVG)
--	--	--	--

Providing a First Nations On-Reserve Delivery Credit

All Ontario on-reserve First Nations customers
Ontario Native Welfare Administrators' Association (ONWAA)

Chiefs of Ontario
Distributors serving reserves

Key Messages

Broadening Distribution Rate Protection

- Rate protection has been enhanced to provide distribution rate relief to customers served by the LDCs with the highest distribution rates.
- This measure is designed to bring down the delivery line cost across rural and remote parts of the province and ensure that there is less of an urban : rural split, when it comes to the distribution charge portion of electricity bills
- The broadened distribution rate protection will be available to about 800,000 customers, up from 350,000 customers.
- The cost for the broadened rate protection will be funded through provincial revenues.

Providing a First Nations On-Reserve Delivery Credit

- As part of the Fair Hydro Plan, 100 per cent of the electricity delivery charge for on-reserve First Nations residential customers would be paid for by the First Nations Delivery Credit.
- The First Nations Delivery Credit is an example of the Political Accord between Ontario and First Nations coming to life.
- This will save the average on-reserve First Nation customer \$85 a month and is a move that Ontario Regional Chief Isadore Day has commended and acknowledged that it will "allow a path forward for greater quality of life for First Nations in Ontario".
- This initiative will provide much needed relief to help address some of the unique challenges that on-reserve First Nations customers face, and to recognize First Nations' contribution to the provincial electricity system.

Strategic Approach

Broadening Distribution Rate Protection

- Collaborate with LDCs and other relevant stakeholders to build awareness of the relief program among the customers of the expanded LDC network.

Providing a First Nations On-Reserve Delivery Credit

- Raise awareness among on-reserve First Nations Band members who are customers of a licensed electricity utility about the First Nations Delivery Credit.

Issues & Mitigation

Issue/Consideration	Mitigation Strategy	Key Message
The government is providing a little relief to all consumers, when they could instead have done more for those that needed it most.	Draw attention to social programs that target the most vulnerable consumers, including the expanded Ontario Electricity Support Program.	The province has launched new and enhanced social programs to help the most vulnerable consumers. This includes the expansion of the OESP, providing 50 per cent more support in the form of monthly credits for people with low incomes and increasing eligibility, effective May 1, 2017.

Non-status households on reserve will not receive the credit.	These residents will receive the 25 per cent on average reduction and could be eligible for other social programs including OESP and RRRP that could save them up to 40 to 50 per cent on their electricity bill.	This initiative provides much needed relief to help address some of the unique challenges that on-reserve First Nations customers face. And to recognize First Nations' contribution to the provincial electricity system.
Other communities in rural and remote areas do not receive similar credit for high distribution costs.	These customers will receive the 25 per cent on average reduction and could be eligible for other social programs including OESP and RRRP that could save them up to 40 to 50 per cent on their electricity bill.	This initiative provides much needed relief to help address some of the unique challenges that on-reserve First Nations customers face. And to recognize First Nations' contribution to the provincial electricity system.

Tactics & Rollout

	Broadening Distribution Rate Protection	Providing a First Nations On-Reserve Delivery Credit
Regional Rollout Examples: • MPP Template • Speeches • Media event • Op-ed, media pitch • Editorial board meeting	• OP-eds for newspapers in LDC districts • Matte articles • Letters to mayors and Town Councils in LDC districts • Speeches/bullets for northern MPPS • Letter to other relevant stakeholders (OFA, TOGA, etc) • Social media	• Speech bullets for MIRR • Letter to COO • Social media
Earned Examples: • News release, etc. • Remarks • Event • Calls/emails to targeted audiences • Multilingual media • Fact sheets • House Statement	• Northern and rural MPP news release	• E-mail to Chiefs
Digital / Social Examples: • Web content • Twitter/Facebook • Keyword / Interactive web • Blogger outreach • Videos	• Web content for Northern ministry web pages • Geographically specific FB ads	• Web content • FB/online banners
Paid <i>(must include budget)</i> Examples: • TV/radio/newspaper • Online banners/ads • Advertorial • Householder/direct mail	• Tele Town Hall	• Postcard for on-reserve households and band offices • Tele Town Hall

Evaluation

- News media - Track the number news articles and editorials, recording their verified distribution reach, and applying a quantitative scale to denote their tone
- Social media - Record engagement, reach and tone of comments
- Correspondence - Track the number of letters and emails referring to the Fair Hydro Plan
- Provincial omnibus monthly survey – Track awareness of the FHP and gauge support or opposition of the programs

Communications Snapshot – Regulatory Amendments for Billing Requirements

Communications Objectives

- Propose a new invoicing regulation, as well as regulatory amendments, that would require electricity vendors and unit sub-meter providers (USMPs) to include messaging related to Ontario's Fair Hydro Plan (OFHP) on electricity invoices.
- Increase awareness of Ontario's Fair Hydro Plan for all electricity customers.

Context

- Beginning July 1, 2017, proposed regulations under the *Ontario Fair Hydro Plan Act, 2017* (OFHPA) would require electricity vendors and USMPs to set out the following statement on invoices in a location where conservation or other utility messages are usually placed:

Ontario's Fair Hydro Plan substantially lowers electricity bills for typical residential consumers. This includes the eight percent rebate introduced in January 2017 and builds on previous initiatives to deliver broad-based relief on all electricity bills.

- Regulations would also require electricity vendors and USMPs to accompany paper invoices with a descriptive bill insert to be issued once every quarter within a 12-month period, beginning with the first invoice issued on or after July 1, 2017 until the first invoice issued on or after July 1, 2018. The insert must contain the following wording:

Ontario's Fair Hydro Plan

- Electricity bills will be lowered by 25 per cent on average for residential consumers
- Rate increases will be held to inflation for four years
- As many as half a million small businesses and farms will also benefit from this reduction
- Lower-income Ontarians and those living in eligible rural communities will receive even greater reductions, as much as a 40 to 50 per cent cut

The benefit will vary for individual consumers depending on electricity usage and service territory. These measures include the eight per cent rebate introduced in January 2017 and build on previous initiatives to deliver broad-based relief on all electricity bills.

To find out more, visit ontario.ca/FairHydroPlan.

- The words "Ontario's Fair Hydro Plan" and "Bringing electricity bills down" must also appear in a reasonably prominent location on the face of the bill insert.
- Proposed regulations under the OFHPA would also require electricity vendors servicing on-reserve customers to include a "First Nations Delivery Credit" as a visible line item on invoices and demonstrate the associated savings, as applicable.
- In anticipation of these new OFHP invoicing requirements, the ministry has amended O. Reg. 364/16 (Minister's order) to revoke the "8% provincial rebate" messaging requirements from invoices and envelopes to free-up space on the bill and avoid confusion amongst consumers. Note, the requirement for invoices to include an "8% Provincial Rebate" line item remains.
- All proposed regulations and regulatory amendments would take effect on July 1, 2017.

Target Audience

- All electricity consumers in Ontario.
- Consumer subgroups: Residential households, small businesses, farms, medium sized businesses (those not RPP-eligible or ICI-eligible), large businesses, municipalities, post-secondary institutions, schools, hospitals (MUSH sector).

Key Messages

- Ontario's Fair Hydro Plan proposes new measures to lower electricity bills by 25 per cent on average for all residential households and as many as half a million small businesses and farms.
- As part of this plan, rate increases will be held to the rate of inflation for four years, managing affordability in the medium-term
- Our 2017 Long-Term Energy Plan will then focus on taking additional costs out of the system, and address affordability beyond the short and medium term.
- Lower-income Ontarians and those living in eligible rural communities would receive even greater reductions, as much as a 40 to 50 per cent cut.
- These measures include the eight per cent rebate introduced in January 2017 and build on previously announced initiatives to deliver broad-based rate relief on all electricity bills.
- Taken together, these changes will deliver the single-largest reduction to electricity rates in Ontario's history.

Issues & Mitigation

Issue/Consideration	Mitigation Strategy	Key Message
Individuals who claim bill inserts are unnecessary, added expense to ratepayers/LDCs	Iterate the importance of communicating with Ontarians about programs that will impact their daily lives in reactive messaging.	Our government has a responsibility to communicate information about programs that affect Ontarians' daily lives, which includes important changes to electricity bills. Utilities regularly inform their customers about important developments such as when the Ontario Energy Board updates time-of-use rates, the eight per cent rebate equivalent to the provincial portion of the HST, and updates to programs like the Ontario Electricity Support Program. We are simply following standard practice.

Strategic Approach

- Given that regulatory amendments are not public facing, a news release or announcement is not warranted.
- Energy will work with LDCs to ensure OFHP bill inserts and on-bill messaging is consistent.
- Energy will prepare comprehensive Q&As and key messages about bill changes and Ontario's Fair Hydro Plan programs and provide them to LDCs.
- Collaborate with the Chiefs of Ontario to develop a postcard for on-reserve households about ensuring eligibility for the First Nations Delivery Credit.

Tactics & Rollout

	Pre-Launch	Launch	Post-Launch
Regional Rollout Examples: • MPP Template • Speeches • Media event • Op-ed, media pitch • Editorial board meeting	• n/a	• n/a	• n/a
Earned Examples: • News release, etc. • Remarks • Event • Calls/emails to targeted audiences • Multilingual media • Fact sheets • House Statement	• n/a	• n/a	• n/a
Digital / Social Examples: • Web content • Twitter/Facebook • Keyword / interactive web • Blogger outreach • Videos	• n/a	• n/a	• n/a
Paid <i>(must include budget)</i> Examples: - TV/radio/newspaper - Online banners/ads - Advertorial - Householder/direct mail	• n/a	• n/a	• n/a

Evaluation

- Comments received from the Regulatory Registry posting, which closes on June 10, 2017.
- Feedback from LDCs regarding customer questions, concerns.
- Scan social media for customer response.

