

RE: Trillium trust question

From: "Graham, Helen (TBS)" </o=govon/ou=ontario public sector - iserv
ems/cn=recipients/cn=grahamhe">
To: "Kaufman, Paul (TBS)" <paul.kaufman@ontario.ca>, "Smook, Nick (TBS)"
<nick.smook@ontario.ca>
Date: Mon, 16 Jan 2017 11:52:10 -0500
Attachments: Proposed Initiatives to Transform Ontarios Electricity Sector 20170113.pptx (1.09 MB)

Confidential

Deck we have been asked to comment on – will be subject of my 2 pm with ofa

From: Kaufman, Paul (TBS)
Sent: January 16, 2017 11:33 AM
To: Graham, Helen (TBS); Smook, Nick (TBS)
Subject: RE: Trillium trust question

Hi Helen,

I think a strong argument could be made that “infrastructure” would include physical structures/facilities/things that deliver or produce energy (I don’t see how one could reasonably argue that electricity in Ontario isn’t a ‘public service’ in the sense that the term is used in the TT Act, and electricity production/delivery seems to be akin to the water works that are referred to in the definition of ‘infrastructure’ in the Act). There is some room for ambiguity since electricity infrastructure isn’t expressly referred to in the list of illustrative examples in the ‘infrastructure’ definition, but electricity infrastructure seem quite analogous to the examples listed there. I’ve copied Michael E. at MOF in case he is asked about this too.

Paul

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From: Graham, Helen (TBS)
Sent: January-16-17 10:32 AM
To: Smook, Nick (TBS); Kaufman, Paul (TBS)
Subject: Trillium trust question

Hi guys

Quick question – you may already have been asked – below is how TT Act currently defines infrastructure – in your view, would that include physical structures that deliver or produce energy?

“infrastructure” means the physical structures, associated facilities and things by or through which a public service is provided to the people of Ontario, such as public transportation systems, highways, bridges, water works, hospitals, courthouses and schools, but does not include any physical structures, facilities or things that are excluded under the regulations