

ONTARIO ENERGY BOARD

IN THE MATTER OF THE *Ontario Energy Board Act*,
1998, S.O. 1998, c. 15, Schedule B;

AND IN THE MATTER OF an application by Detour Gold Corporation for an Order granting leave to construct a new transmission line and associated facilities for the Detour Lake Power Project (Phase II)

SUBMISSIONS OF TAYKWA TAGAMOU NATION

I. INTRODUCTION

- 1 Taykwa Tagamou Nation (TTN)'s interest in this proceeding is to ensure that the Detour Lake Power Project does not materially impact TTN members or the Custodial Lands and Traditional Use Territory of TTN, within which the Detour Lake Power Project (the "Project") is situated.
- 2 As part of the Project, Detour Gold Corporation ("Detour") applied, in this proceeding, to the Board pursuant to section 92 of the *Ontario Energy Board Act* (the "OEB Act"), for an order granting leave to construct 38 kilometres of a 230 kV wood pole transmission line and facilities from Island Falls to Pinard Transformer Station ("Phase II").
- 3 Accordingly, TTN has a direct interest in Phase II and the outcome of this proceeding.

II. BOARD'S JURISDICTION

- 4 In Procedural Order No. 1, the Board stated that environmental and social issues are matters that are beyond the scope of this proceeding. The Board cites subsection 96(2) of the OEB Act as the source of the Board's jurisdiction to consider issues in a section 92 leave to construct case:

In an application under section 92, the Board shall only consider the following when, under subsection (1), it considers whether the construction, expansion or reinforcement of the electricity transmission line or electricity distribution line, or the making of the interconnection, is in the public interest:

1. The interests of consumers with respect to prices and the reliability and quality of electricity service.
 2. Where applicable and in a manner consistent with the policies of the Government of Ontario, the promotion of the use of renewable energy sources.
- 5 The Board goes on to state that:

only Aboriginal consultation and accommodation issues which fall within the specific criteria of section 96(2) will be considered within the scope of this proceeding.

III. INTERESTS OF CONSUMERS

- 6 TTN was concerned with whether Phase II would be in the interests of consumers with respect to reliability, price and quality of service, and in particular, how TTN members may be affected.
- 7 In particular, TTN was concerned that payment for stranded costs from Phase II would be incurred by ratepayers. TTN was also concerned about whether electricity from the proposed transmission line in Phase II will be sold to other customers after closure of the Detour Lake Mine. Based on Detour's response to Board Staff Interrogatory #2, TTN's concerns are alleviated. Detour intends to assume the cost and any other responsibility for removing transmission and related facilities at Island Falls, and, as part of its approved Environmental Assessment, Detour commits to removing the transmission line when it is no longer needed, unless the transmission line is required by other developments in the area.
- 8 TTN was also interested in whether Detour would accommodate additional connections to the transmission line during the life of the Detour Lake Mine. Based on Detour's response to Board Staff Interrogatory #10, TTN is satisfied that, while Detour does not anticipate additional connections, Detour will facilitate requests for connection where undertaken at no net cost to Detour.
- 9 Based on Detour's evidence, Detour's response to Board Staff's Interrogatories and Detour's submissions, TTN is satisfied that Phase II does not pose any significant risks to ratepayers and/or consumers of electricity, particularly TTN members.

10 TTN submits that while TTN filed Interrogatories in Phase I, and did not do so in this proceeding, TTN reviewed Detour's evidence, Interrogatories, and Detour's submission in both Phase I and this proceeding. In both cases, TTN acted with efficiency to ensure its concerns were being addressed.

11 TTN submits that Detour has properly addressed First Nation issues.

IV. CONCLUSION

12 TTN is satisfied that the test as set out in subsection 96(2) of the OEB Act is met. TTN submits that Detour has consulted with and accommodated TTN sufficiently for the purpose of this proceeding and has shown that implementation of Phase II will not materially affect consumers.

13 All of which is respectfully submitted.

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AND TO: **ALL REGISTERED INTERVENORS**

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