



Enbridge Gas Inc.

**Application for leave to construct natural gas pipeline
and ancillary facilities in the Township of Dawn-
Euphemia and St. Clair Township**

**DECISION ON CONFIDENTIALITY
ENVIRONMENTAL REPORT, LANDOWNER LIST, AND INDIGENOUS
CONSULTATION LOG AND ASSOCIATED ATTACHMENTS
June 24, 2022**

Enbridge Gas Inc. (Enbridge Gas) applied to the Ontario Energy Board (OEB) on March 21, 2022, under sections 90 and 97 of the *Ontario Energy Board Act, 1998*, S.O. 1998, c. 15, (Schedule B), for an order granting leave to construct approximately 20 kilometres of natural gas pipeline from its Dawn Operations Centre in the Township of Dawn-Euphemia to its Corunna Compressor Station in St. Clair Township. The project also includes station work at the Dawn Operations Centre and the Corunna Compressor Station, required to tie-in the new pipeline. Enbridge Gas also applied to the OEB for approval of the form of land-use agreements it offers to landowners for the routing and construction of the project.

Enbridge Gas requested confidential treatment for personal information in the Environmental Report (Exhibit F-1-1 Attachment 1) and in the Landowner List (Exhibit G-1-1 Attachment 2).

Enbridge Gas also requested confidential treatment for certain information in the Indigenous Consultation Log and related attachments (Exhibit H-1-1 Attachment 6), on the grounds that the information is commercially sensitive, and its disclosure could prejudice the competitive position of Enbridge Gas in its negotiations with Indigenous groups.

The OEB issued Procedural Order No. 1 on May 24, 2022. Parties that wished to make submissions on the confidentiality request were to follow the timelines and process in sections 5.1.6, 5.1.7 and 5.1.8 of the Practice Direction. No parties filed submissions.

Findings

The OEB has reviewed Enbridge Gas's request for redaction of names of people and their addresses in the Environmental Report and in the Landowner List. The OEB is

satisfied that the information is personal information as defined in the [Freedom of Information and Protection of Privacy Act](#) and the information shall remain redacted.

The OEB finds that the redacted information in the Indigenous Consultation Log and related attachments is commercially sensitive information, the disclosure of which could prejudice the competitive position of Enbridge Gas in its negotiations with Indigenous communities. The unredacted copies of these exhibits are deemed to be confidential and shall only be provided to parties that sign the OEB's Declaration and Undertaking. If Enbridge Gas objects to providing the unredacted information to any person that has signed the Declaration and Undertaking, it may file an objection with the OEB in accordance with s. 6.1.4 of the [Practice Direction on Confidential Filings](#).

THE ONTARIO ENERGY BOARD THEREFORE ORDERS THAT:

1. Enbridge Gas's request for the confidential treatment of the information contained in the Indigenous Consultation Log and related attachments is granted. The redacted information in these exhibits shall only be provided to individuals that have signed and filed a Declaration and Undertaking.

Parties are responsible for ensuring that any documents they file with the OEB, such as applicant and intervenor evidence, interrogatories and responses to interrogatories or any other type of document, **do not include personal information** (as that phrase is defined in the *Freedom of Information and Protection of Privacy Act*), unless filed in accordance with rule 9A of the OEB's [Rules of Practice and Procedure](#).

Please quote file number, **EB-2022-0086** for all materials filed and submit them in searchable/unrestricted PDF format with a digital signature through the [OEB's online filing portal](#).

- Filings should clearly state the sender's name, postal address, telephone number and e-mail address.
- Please use the document naming conventions and document submission standards outlined in the [Regulatory Electronic Submission System \(RESS\) Document Guidelines](#) found at the [File documents online page](#) on the OEB's website.
- Parties are encouraged to use RESS. Those who have not yet [set up an account](#), or require assistance using the online filing portal can contact registrar@oeb.ca for assistance.

- Cost claims are filed through the OEB's online filing portal. Please visit the [File documents online page](#) of the OEB's website for more information. All participants shall download a copy of their submitted cost claim and serve it on all required parties as per the [Practice Direction on Cost Awards](#).

All communications should be directed to the attention of the Registrar and be received by end of business, 4:45 p.m., on the required date.

With respect to distribution lists for all electronic correspondence and materials related to this proceeding, parties must include the Case Manager, Ritchie Murray at ritchie.murray@oeb.ca and OEB Counsel, Michael Millar at michael.millar@oeb.ca.

Email: registrar@oeb.ca

Tel: 1-877-632-2727 (Toll free)

DATED at Toronto, **June 24, 2022**

ONTARIO ENERGY BOARD

Nancy Marconi
Registrar