

Bill # 212
Public Utilities Act (amended)

CHANGES RECOMMENDED TO THE
COMMITTEE OF THE WHOLE HOUSE ON BILLS

PAGE 1 - add after Clause 5 the following Clause:

6 Chapter 380 is further amended by adding immediately after Section 92 the following Section:

92A (1) Where the Governor in Council directs or the Board on its own motion decides, the Board shall appoint a person to act as a sustainability advocate in a hearing before the Board.

(1) (2) A sustainability advocate appointed pursuant to subsection

(a) shall participate in all aspects of the hearing before the Board and represent the interests of residential consumers as a full intervenor with power to enter into settlement agreements with other parties; and

(b) has all the powers and authorities necessary to carry out the duties of a sustainability advocate pursuant to this Section.

(3) The Board may fix fees and expenses of a sustainability advocate in performing the functions and duties of a sustainability advocate pursuant to this Section.

(4) The fees and expenses referred to in subsection (3)

(a) shall be paid to the Board by the applicant or applicants in such proportion as determined by the Board; and

(b) may include the cost of retaining experts and legal counsel to provide the sustainability advocate with advice, including testimony, on technical and legal matters.

(5) The Board may make rules respecting practice and procedure, scope of work, fees and expenses and other matters respecting a sustainability advocate appointed pursuant to subsection (1).

(6) The Governor in Council may make regulations respecting the qualifications and experience of a sustainability advocate.

7 Section 93 of Chapter 380 is repealed and the following Section substituted:

93 The same person must not be appointed to more than one of the positions referred to in Sections 91, 92 and 92A.