

**NEWFOUNDLAND AND LABRADOR
BOARD OF COMMISSIONERS OF PUBLIC UTILITIES**

AN ORDER OF THE BOARD

NO. P.P. 48(2020)

1 **IN THE MATTER OF** the *Petroleum*
2 *Products Act*, SNL 2001, Chapter P-10.1, and
3 regulations thereunder; and
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5 **IN THE MATTER OF** a request by Superior
6 Propane for an increase in the current maximum
7 price for propane used for heating purposes in
8 various pricing zones pursuant to section 8.(1)
9 of the *Petroleum Products Act*.

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12 **WHEREAS** on April 21, 2020 Superior Propane wrote the Board requesting approval of
13 temporary increases, varying by pricing zone, in the maximum prices it may charge for propane
14 heating fuel; and
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17 **WHEREAS** Superior Propane advised that, as a result of the North Atlantic Refinery being shut
18 down on April 1, 2020, it has been forced to find alternate supply from other locations
19 throughout North America; and
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22 **WHEREAS** in support of its request Superior Propane provided information and documentation
23 detailing the increases in transportation costs as well as other costs associated with the supply of
24 propane by Superior Propane from the alternate supply points; and
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27 **WHEREAS** on April 24, 2020 the Board forwarded questions to Superior Propane in relation to
28 the request; and
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31 **WHEREAS** on April 28, 2020 Superior Propane filed responses to the questions from the
32 Board; and
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35 **WHEREAS** on May 1, 2020 the Board forwarded additional questions to Superior Propane in
36 relation to the request; and
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39 **WHEREAS** on September 17, 2020 Superior Propane provided an amended request with
40 updated costs; and
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43 **WHEREAS** on September 23, 2020 the Board forwarded questions to Superior Propane in
44 relation to the amended request; and
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1 **WHEREAS** on September 25, 2020 Superior Propane provided responses to the Board's
2 questions; and

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4 **WHEREAS** on September 25, 2020 the Board forwarded additional questions in relation to
5 Superior Propane's responses; and

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7 **WHEREAS** on September 28, 2020 Superior Propane filed an amended request for the Board's
8 consideration; and

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10 **WHEREAS** the Board has considered all information and documentation submitted in support
11 of the amended request filed September 28, 2020 and is satisfied that the North Atlantic Refinery
12 shut down has resulted in increased costs to Superior Propane to supply propane to the province;
13 and

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15 **WHEREAS** the Board is satisfied that it is appropriate to adjust, on an interim basis, the total
16 allowed mark-ups for Superior Propane for propane heating fuel in pricing zones 1ANE, 1ANW,
17 1AS, 1a, 2, 3, 3b, 4, 5, 6, 7W, 7SE, 8, 9, 10 and 11, and that these increased total allowed mark-
18 ups be used to set weekly maximum prices for Superior Propane in these zones until such time as
19 supply resumes from the North Atlantic Refinery or some other alternate supply is established.

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22 **IT IS THEREFORE ORDERED THAT:**

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1. The total allowed mark-ups for regulated propane for Superior Propane will increase as set out below, effective 12:01 a.m. Thursday, October 8, 2020, on an interim basis, until a further Order of the Board.

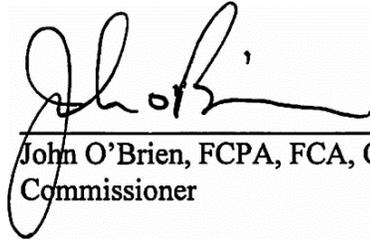
Increases to Superior Propane's Total Allowed Mark-Ups by Pricing Zone (cents per litre)															
1ANE	1ANW	1AS	1a	2	3	3b	4	5	6	7W	7SE	8	9	10	11
+11.9	+11.9	+11.9	+11.9	+12.5	+8.6	+8.6	+8.6	+2.7	+2.7	+2.7	+2.7	+2.7	+2.7	+2.7	+2.7

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2. Superior Propane shall provide to the Board by the 1st of each month, commencing on November 1, 2020, an update on the circumstances related to the supply of regulated propane by Superior Propane to the pricing zones noted in the table above, setting out any changes to the method of supply and the associated costs.

DATED at St. John's, Newfoundland and Labrador this 6th day of October, 2020.



Darlene Whalen, P. Eng., FEC
Chair and Chief Executive Officer



John O'Brien, FCPA, FCA, CISA
Commissioner



Christopher Pike, LL.B., FCIP
Commissioner



Cheryl Blundon
Board Secretary