



**THE ISLAND REGULATORY AND
APPEALS COMMISSION**

Prince Edward Island
Île-du-Prince-Édouard
CANADA

**Docket P-6-1A
Order PW07-038**

IN THE MATTER of an application by
Irving Oil Marketing Limited for an increase of
3.3 cents per litre in its propane pricing
schedule.

BEFORE THE COMMISSION

on Friday, the 30th day of November, 2007

Maurice Rodgerson, Chair
Brian McKenna, Vice-Chair
Weston Rose, Commissioner
Chester MacNeill, Commissioner

Order

Compared and Certified a True Copy

(Sgd) *Faye Weeks*

Technical and Regulatory
Services Division

IN THE MATTER of an application by Irving Oil Marketing Limited for an increase of 3.3 cents per litre in its propane pricing schedule.

Order

UPON receiving the application of Irving Oil Marketing Limited (“Irving”) for an increase of 3.3 cents per litre in all prices in its propane pricing schedule based on increased acquisition costs;

AND UPON reading the Declaration of (Elaine Hebert), Pricing Representative for Irving, and supporting documentation filed herein on November 28, 2007;

AND UPON it appearing to the Commission that the prices resulting from an increase of 3.3 cents per litre in Irving's propane pricing schedule are just and reasonable;

NOW THEREFORE, pursuant to the *Island Regulatory and Appeals Commission Act* and the *Petroleum Products Act*,

IT IS ORDERED THAT

1. the maximum propane prices charged by Irving Oil Marketing Limited, effective 12:01 a.m. on Saturday, December 1, 2007, be in accordance with Appendix "A" to this Order, and shall remain in effect until otherwise ordered by the Commission; and
2. the prices approved herein shall appear on all invoices covering sales or deliveries of propane.

DATED at Charlottetown, Prince Edward Island, this 30th day of November, 2007.

BY THE COMMISSION:

(Sgd) Maurice Rodgerson

Maurice Rodgerson, Chair

(Sgd) Brian McKenna

Brian McKenna, Vice-Chair

(Sgd) Weston Rose

Weston Rose, Commissioner

(Sgd) Chester MacNeill

Chester MacNeill, Commissioner

NOTICE:**Section 58 of the *Petroleum Products Act* reads as follows:**

58. *Where any person has the status of a party or is an intervenor in any hearing before the Commission, he is entitled*

(a) to appeal the decision of the Commission to the Appeal Division; and

(b) to participate as a party in the hearing of an appeal.

and an appeal shall be on a question of law or jurisdiction only and be governed by section 13 of the Island Regulatory and Appeals Commission Act.

Sections 13.1 (1) and (2) of the *Island Regulatory and Appeals Commission Act* provide as follows:

13.(1) An appeal lies from a decision or order of the Commission to the Appeal Division of the Supreme Court upon a question of law or jurisdiction.

(2) The appeal shall be made by filing a notice of appeal in the Supreme Court within twenty days after the decision or order appealed from and the Civil Procedure Rules respecting appeals apply with the necessary changes.

APPENDIX "A"**IRVING OIL MARKETING LIMITED****SCHEDULE OF PROPANE GAS RATES - METRIC****PROVINCE OF PRINCE EDWARD ISLAND****EFFECTIVE: DECEMBER 1, 2007****Cents per Litre****Carburation and Portable cylinders**

78.3

Bulk Propane Delivery

Tier	Annual consumption in litres:	
1	0 To 499 litres	74.2
2	500 To 2,999 litres	69.9
3	3,000 To 9,999 litres	67.4
4	10,000 To 34,999 litres	65.7
5	35,000 To 59,999 litres	64.2
6	60,000 litres and higher	61.7

Dispensing Units

68.2

Propane Motive Fuel Taxes

Current motive fuel tax per litre 17.0

Carburation Cylinders Handling Fee

33 lb. portable cylinder \$3.00 per cylinder

Yearly Rental on Cylinders and Tanks

100 lb.	portable cylinder	\$ 36.00
200 lb.	fixed cylinder	30.00 per installation
420 lb.	fixed cylinder	69.00 per installation
334 gallon	fixed tank	60.00 per installation
500 gallon	fixed tank	110.00 per installation
1,000 gallon	fixed tank	180.00 per installation
1,750 gallon	fixed tank	250.00 per installation
2,000 Gallon	fixed tank	250.00 per installation

Service Rates**Installation charges**

All installations will be charged on the basis of time and materials used.

Time will be figured on the inclusion of travel time and shop time where applicable.

Service labour rates

Commercial (1 technician)	\$53.00 per hour
Commercial (2 technicians)	\$65.00 per hour
Domestic (1 technician)	\$45.00 per hour
Domestic (2 technicians)	\$60.00 per hour

NOTE: No mileage fee charged.