



**THE ISLAND REGULATORY AND
APPEALS COMMISSION**

Prince Edward Island
Île-du-Prince-Édouard
CANADA

**Docket P-6-2A
Order PW08-045**

IN THE MATTER of an application by
Superior Plus Inc. (dba Superior Propane) for
a decrease of 8.6 cents per litre in its
propane pricing schedule.

BEFORE THE COMMISSION
on Friday, the 28th day of November, 2008.

Maurice Rodgerson, Chair
Brian McKenna, Vice-Chair
John Broderick, 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 Superior Plus Inc. (dba Superior Propane) for a decrease of 8.6 cents per litre in its propane pricing schedule.

Order

UPON receiving the application of Superior Plus Inc. ("Superior") on November 26, 2008 for a decrease of 8.6 cents per litre in all prices in its propane pricing schedule based on decreased costs;

AND UPON it appearing to the Commission that the prices resulting from a decrease of 8.6 cents per litre 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 Superior Plus Inc., effective 12:01 a.m. on Monday, December 1, 2008, 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 28th day of November, 2008.

BY THE COMMISSION:

(Sgd) *Maurice Rodgerson*
Maurice Rodgerson, Chair

(Sgd) *Brian McKenna*
Brian McKenna, Vice-Chair

(Sgd) *John Broderick*
John Broderick, 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"**SUPERIOR PLUS INC.****MAXIMUM PRICES EFFECTIVE DECEMBER 1, 2008****PRINCE EDWARD ISLAND**

| <u>CATEGORY</u> | <u>CENTS PER LITRE</u> |
|--|------------------------|
| Bulk Propane Delivery – Maximum Price | 69.1 |
| Dispensing Units | 61.2 |

Rental Charges for Cylinders and Tanks

| | |
|---------------------------|----------------------------|
| 33 Lb. Cylinders | \$3.60/Month |
| 100 Lb. Cylinders | \$3.60/Month |
| Residential Installations | \$69.00/Installation/Year |
| Commercial Installations | \$110.00/installation/Year |