



**THE ISLAND REGULATORY AND
APPEALS COMMISSION**

Prince Edward Island
Île-du-Prince-Édouard
CANADA

**Docket P-6-2A
Order PW09-044**

IN THE MATTER of an application by
Superior Plus Inc. (dba Superior Propane) for
an increase of 1.6 cents per litre in its
propane pricing schedule.

BEFORE THE COMMISSION
on Monday, the 31st day of August, 2009.

Maurice Rodgerson, Chair
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 an increase of 1.6 cents per litre in its propane pricing schedule.

Order

UPON receiving the application of Superior Plus Inc. ("Superior") on August 24, 2009 for an increase of 1.6 cents per litre in all prices in its propane pricing schedule based on increased costs;

AND UPON it appearing to the Commission that the prices resulting from an increase of 1.6 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, September 1, 2009, 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 31st day of August, 2009.

BY THE COMMISSION:

(Sgd) *Maurice Rodgerson*
Maurice Rodgerson, Chair

(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 Court of Appeal; 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 Court of Appeal upon a question of law or jurisdiction.

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

APPENDIX "A"**SUPERIOR PLUS INC.****MAXIMUM PRICES EFFECTIVE SEPTEMBER 1, 2009****PRINCE EDWARD ISLAND**

<u>CATEGORY</u>	<u>CENTS PER LITRE</u>
Bulk Propane Delivery – Maximum Price	65.2
Dispensing Units	57.3

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