



**THE ISLAND REGULATORY AND
APPEALS COMMISSION**

Prince Edward Island
Île-du-Prince-Édouard
CANADA

Dockets P-1-1, P-6-1A, P-6-12A,
P-6-2A, P-6-11A & P-6-9A

Order PW20-021

IN THE MATTER of prices charged by
wholesaler licensees for petroleum products;

AND

IN THE MATTER of applications by
Irving Energy Distribution and Marketing,
Kenmac Energy Inc., Superior Plus Inc. (dba
Superior Propane), Parkland Fuel
Corporation (dba Island Petroleum) and
Noonan Petroleum Ltd. regarding propane
pricing.

BEFORE THE COMMISSION

on Thursday, the 7th day of May, 2020

J. Scott MacKenzie, Q.C., Chair
M. Douglas Clow, Vice-Chair
Erin T. Mitchell, Commissioner
Terry McKenna, Commissioner

Order

Compared and Certified a True Copy

(Sgd) *Loretta Cameron*

Land and Appeals

IN THE MATTER of prices charged by
wholesaler licensees for petroleum products;

AND

IN THE MATTER of applications by
Irving Energy Distribution and Marketing,
Kenmac Energy Inc., Superior Plus Inc. (dba
Superior Propane), Parkland Fuel
Corporation (dba Island Petroleum) and
Noonan Petroleum Ltd. regarding propane
pricing.

Order

UPON reviewing and considering current international, national and regional
market and related conditions;

AND UPON it appearing to the Commission that:

- 1) An increase in all gasoline prices in both the dealer and consumer
schedules of 6.2 cents per litre (cpl);
- 2) An increase in the diesel prices in both the dealer and consumer
schedules of 5.5 cpl; and
- 3) An increase in the furnace fuel and stove oil prices in the consumer
schedule of 4.0 cpl;

will result in prices that are just and reasonable;

AND UPON receiving:

- 1) The application of Irving Energy Distribution and Marketing (Irving) on
May 5, 2020 for an increase of 2.0 cents per litre (cpl) in its propane
pricing schedule based on increased costs;
- 2) The application of Kenmac Energy Inc. (Kenmac) on May 4, 2020 for no
change in its propane pricing schedule based on unchanged costs;
- 3) The application of Superior Plus Inc. (Superior) on May 5, 2020 for an
increase of 1.7 cpl in its propane pricing schedule based on increased
costs;
- 4) The application of Parkland Fuel Corporation (Island Petroleum) on May
4, 2020 for an increase of 2.5 cpl in its propane pricing schedule based
on increased costs; and
- 5) The application of Noonan Petroleum Ltd. (Noonan) on May 4, 2020 for
no change in its propane pricing schedule based on unchanged costs;

AND UPON it also appearing to the Commission that:

- 1) An increase of 2.0 cpl in Irving's propane schedule;
- 2) No change in Kenmac's propane schedule;
- 3) An increase of 1.7 cpl in Superior's propane schedule;
- 4) An increase of 2.5 cpl in Island Petroleum's propane schedule; and
- 5) No change in Noonan Petroleum's propane schedule;

will result in prices that 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 prices contained in the attached Dealer Petroleum Prices Schedule shall be effective 12:01 a.m. on Friday, May 8, 2020;
2. the prices contained in the attached Posted Consumer Petroleum Prices Schedule shall be the maximum prices charged by the respective licensee, effective 12:01 a.m. on Friday, May 8, 2020;
3. the attached dealer prices, with H.S.T. added, shall be indicated on all documents accompanying deliveries of these products;
4. effective 12:01 a.m. Friday, May 8, 2020, the maximum propane prices charged by:
 - a. Irving Energy Distribution and Marketing be in accordance with Appendix "A" to this Order;
 - b. Kenmac Energy Inc. be in accordance with Appendix "B" to this Order;
 - c. Superior Plus Inc. be in accordance with Appendix "C" to this Order;
 - d. Parkland Fuel Corporation be in accordance with Appendix "D" to this Order; and
 - e. Noonan Petroleum Ltd. be in accordance with Appendix "E" to this Order;
5. the propane prices approved herein shall appear on all invoices covering sales or deliveries of propane; and
6. the prices determined in this Order, with adjustments resulting from tax changes only, shall remain in effect until otherwise ordered by the Commission.

DATED at Charlottetown, Prince Edward Island, this 7th day of May, 2020.

BY THE COMMISSION:

(Sgd) J. Scott MacKenzie

J. Scott MacKenzie, Q.C., Chair

(Sgd) M. Douglas Clow

M. Douglas Clow, Vice-Chair

(Sgd) Erin T. Mitchell

Erin T. Mitchell, Commissioner

(Sgd) Terry McKenna

Terry McKenna, 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) 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.

The information in this Order is confidential until the price changes take effect. Any unauthorized use or communication of this information by licensees or their employees, and in particular, any disclosure of the contents of this Order to the public, or to the media, prior to 12:01 a.m. on the date in which these price changes come into effect, is strictly prohibited, and may result in license suspension or monetary penalty.

Island Regulatory and Appeals Commission								
Prince Edward Island					Effective: May 8, 2020			
RETAIL DEALER PUMP PRICES								
ALL BRANDS:								
CANADIAN CENTS PER LITRE (cpl)								
PRODUCT	Regular Gasoline		Mid-Grade Gasoline		Premium Gasoline		Diesel	
Benchmark Price	33.6		37.1		40.5		36.0	
+ Wholesale Margin	5.0		5.0		5.0		5.0	
= Dealer Base Price	38.6		42.1		45.5		41.0	
+ Federal Excise Tax	10.0		10.0		10.0		4.0	
+ PEI Prov. Tax	8.47		8.47		8.47		14.15	
+ Carbon Levy	6.63		6.63		6.63		8.05	
= Wholesale Price (DTT)	63.7		67.2		70.6		67.2	
Self-Serve	Min	Max	Min	Max	Min	Max	Min	Max
+ Self-Serve Retail Margin	6.0	7.0	6.0	7.0	6.0	7.0	6.0	7.0
+ HST (15%)	10.5	10.6	11.0	11.1	11.5	11.6	11.0	11.1
= Self-Serve Pump Price	80.2	81.3	84.2	85.3	88.1	89.2	84.2	85.3
Full-Serve	Min	Max	Min	Max	Min	Max	Min	Max
+ Full-Serve Retail Margin	6.0	10.5	6.0	10.5	6.0	10.5	6.0	10.5
+ HST (15%)	10.5	11.1	11.0	11.7	11.5	12.2	11.0	11.7
= Full-Serve Pump Price	80.2	85.3	84.2	89.4	88.1	93.3	84.2	89.4

Island Regulatory and Appeals Commission						
Prince Edward Island				Effective: May 8, 2020		
POSTED CONSUMER PETROLEUM PRICES						
CANADIAN CENTS PER LITRE (cpl)	Maximum Consumer Base Price	Federal Excise Tax	Price Incl. Excise Tax	PEI Prov. Tax	Carbon Levy	Max. Posted Tank Truck Price
BRAND						
■ Bluewave Energy						
Regular Unleaded Gasoline	48.7	10.0	58.7	8.47	6.63	73.8
Mid-Grade Unleaded Gasoline	50.9	10.0	60.9	8.47	6.63	76.0
Premium Unleaded Gasoline	53.1	10.0	63.1	8.47	6.63	78.2
Ultra Low-Sulphur Diesel	52.9	4.0	56.9	14.15	8.05	79.1
Stove Oil	60.9		60.9			60.9
Furnace Oil	53.0		53.0			53.0
■ Co-op						
Regular Unleaded Gasoline	48.7	10.0	58.7	8.47	6.63	73.8
Premium Unleaded Gasoline	53.1	10.0	63.1	8.47	6.63	78.2
Ultra Low-Sulphur Diesel	53.3	4.0	57.3	14.15	8.05	79.5
Stove Oil	60.9		60.9			60.9
Furnace Oil	53.0		53.0			53.0
■ Imperial Oil						
Regular Unleaded Gasoline	48.7	10.0	58.7	8.47	6.63	73.8
Mid-Grade Unleaded Gasoline	50.9	10.0	60.9	8.47	6.63	76.0
Premium Unleaded Gasoline	53.1	10.0	63.1	8.47	6.63	78.2
Ultra Low-Sulphur Diesel	53.3	4.0	57.3	14.15	8.05	79.5
Stove Oil	60.9		60.9			60.9
Furnace Oil	53.0		53.0			53.0
■ Irving						
Regular Unleaded Gasoline	47.9	10.0	57.9	8.47	6.63	73.0
Mid-Grade Unleaded Gasoline	50.0	10.0	60.0	8.47	6.63	75.1
Premium Unleaded Gasoline	52.0	10.0	62.0	8.47	6.63	77.1
Ultra Low-Sulphur Diesel	53.3	4.0	57.3	14.15	8.05	79.5
Stove Oil	60.4		60.4			60.4
Furnace Oil	53.0		53.0			53.0
■ Petro-Canada						
Regular Unleaded Gasoline	48.7	10.0	58.7	8.47	6.63	73.8
Mid-Grade Unleaded Gasoline	50.9	10.0	60.9	8.47	6.63	76.0
Premium Unleaded Gasoline	53.1	10.0	63.1	8.47	6.63	78.2
Ultra Low-Sulphur Diesel	53.3	4.0	57.3	14.15	8.05	79.5
Stove Oil	60.9		60.9			60.9
Furnace Oil	53.0		53.0			53.0
Furnace Oil-ThermaClean	57.0		57.0			57.0
■ Ultramar						
Regular Unleaded Gasoline	48.7	10.0	58.7	8.47	6.63	73.8
Mid-Grade Unleaded Gasoline	50.9	10.0	60.9	8.47	6.63	76.0
Premium Unleaded Gasoline	53.1	10.0	63.1	8.47	6.63	78.2
Ultra Low-Sulphur Diesel	52.9	4.0	56.9	14.15	8.05	79.1
Stove Oil	60.9		60.9			60.9
Furnace Oil	53.0		53.0			53.0
■ Wilson Fuel						
Regular Unleaded Gasoline	45.9	10.0	55.9	8.47	6.63	71.0
Ultra Low-Sulphur Diesel	47.2	4.0	51.2	14.15	8.05	73.4
Furnace Oil	53.0		53.0			53.0
■ XTR						
Furnace Oil	53.0		53.0			53.0

EFFECTIVE TAXATION RATES: GAS AND DIESEL PRODUCTS 15%; STOVE AND FURNACE OIL PRODUCTS 5%

APPENDIX "A"**IRVING ENERGY DISTRIBUTION AND MARKETING****EFFECTIVE MAY 8, 2020****MAXIMUM (EX. TAX) PRICES****PRINCE EDWARD ISLAND**

CATEGORY	CENTS PER LITRE
Bulk Propane Delivery	73.2
Dispensing Units	67.2
Carburation and Portable Cylinders	77.3

33 lb. Carburation Cylinders:

Handling Fee	\$3.00	Per Cylinder
Rental Through CAT Rentals	\$4.00	Per Cylinder

Rental Rates for Cylinders and Tanks:

100 lb. Portable Cylinder	\$36.00	Per Year
200 lb. Fixed Cylinder	\$30.00	Per Installation Per Year
420 lb. Fixed Cylinder	\$91.00	Per Installation Per Year
334 Gallon Fixed Tank	\$60.00	Per Installation Per Year
500 Gallon Fixed Tank	\$150.00	Per Installation Per Year
1,000 Gallon Fixed Tank	\$250.00	Per Installation Per Year
1,750 Gallon Fixed Tank	\$250.00	Per Installation Per Year
2,000 Gallon Fixed Tank	\$250.00	Per Installation Per Year

Service Rates:

- All installations will be charged on the basis of time and materials used.
- Cylinder and tank removal fees are not to exceed \$75.00 per tank.

APPENDIX "B"
KENMAC ENERGY INC.
EFFECTIVE MAY 8, 2020

MAXIMUM (EX. TAX) PRICES**PRINCE EDWARD ISLAND**

CATEGORY	CENTS PER LITRE
Bulk Propane Delivery	73.1
Dispensing Units	67.1
Carburation and Portable Cylinders	77.2

33 lb. Carburation Cylinders:

Handling Fee	\$3.00	Per Cylinder
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Rental Rates for Cylinders and Tanks:

33 lb. Portable Cylinder	\$3.60	Per Month
100 lb. Portable Cylinder	\$3.60	Per Month
200 lb. Fixed Cylinder	\$30.00	Per Installation Per Year
420 lb. Fixed Cylinder	\$79.00	Per Installation Per Year for Each Tank
334 Gallon Fixed Tank	\$110.00	Per Installation Per Year
500 Gallon Fixed Tank	\$110.00	Per Installation Per Year
1,000 Gallon Fixed Tank	\$250.00	Per Installation Per Year
1,750 Gallon Fixed Tank	\$250.00	Per Installation Per Year
2,000 Gallon Fixed Tank	\$250.00	Per Installation Per Year

Service Rates:

- All installations will be charged on the basis of time and materials used.
- Cylinder and tank removal fees are not to exceed \$75.00 per tank.

APPENDIX "C"
SUPERIOR PLUS INC.
EFFECTIVE MAY 8, 2020

MAXIMUM (EX. TAX) PRICES**PRINCE EDWARD ISLAND**

CATEGORY	CENTS PER LITRE
Bulk Propane Delivery	73.1
Dispensing Units	67.6

Rental Rates for Cylinders and Tanks:			
33 lb. Cylinder	\$3.60	Per Month	
100 lb. Cylinder	\$3.60	Per Month	
Residential Installations	\$79.00	Per Installation	Per Year for Each Tank
Commercial Installations	\$110.00	Per Year for First Tank;	Additional \$10.00 Per Year for Each Added Tank
Smart Tank Sensor	\$120.00	Additional Per Year	

Service Rates:	
■	All installations will be charged on the basis of time and materials used.
■	Cylinder and tank removal fees are not to exceed \$75.00 per tank.

APPENDIX "D"**PARKLAND FUEL CORPORATION****EFFECTIVE MAY 8, 2020****MAXIMUM (EX. TAX) PRICES****PRINCE EDWARD ISLAND**

CATEGORY	CENTS PER LITRE
Bulk Propane Delivery	73.7

Rental Rates for Cylinders and Tanks:			
420 lb. Fixed Cylinder	\$80.00	Per Installation Per Year. Each Additional Tank \$40.00 Per Year. Generator Tanks \$80.00 Per Year	
334/500 Gallon Fixed Tank	\$125.00	Per Installation Per Year. Each Additional Tank \$65.00 Per Year. Generator Tanks \$150.00 Per Year	
1000 Gallon Fixed Tank	\$200.00	Per Installation Per Year. Each Additional Tank \$100.00 Per Year. Generator Tanks \$250.00 Per Year	
1750/2000 Gallon Fixed Tank	\$250.00	Per Installation Per Year. Each Additional Tank \$125.00 Per Year. Generator Tanks \$500.00 Per Year	
Tank Monitor	\$50.00	Per Installation Per Year	
Service Rates:			
<ul style="list-style-type: none"> ▪ All installations will be charged on the basis of time and materials used. ▪ Cylinder and tank removal fees are not to exceed \$110.00 per tank. 			

APPENDIX "E"
NOONAN PETROLEUM LTD.
EFFECTIVE MAY 8, 2020

MAXIMUM (EX. TAX) PRICES**PRINCE EDWARD ISLAND**

CATEGORY	CENTS PER LITRE
Bulk Propane Delivery	73.1
Dispensing Units	67.1
Carburation and Portable Cylinders	77.2

33 lb. Carburation Cylinders:

Handling Fee	\$3.00	Per Cylinder
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Rental Rates for Cylinders and Tanks:

33 lb. Portable Cylinder	\$3.60	Per Month
100 lb. Portable Cylinder	\$3.60	Per Month
200 lb. Fixed Cylinder	\$30.00	Per Installation Per Year
420 lb. Fixed Cylinder	\$79.00	Per Installation Per Year for Each Tank
334 Gallon Fixed Tank	\$110.00	Per Installation Per Year
500 Gallon Fixed Tank	\$110.00	Per Installation Per Year
1,000 Gallon Fixed Tank	\$250.00	Per Installation Per Year
1,750 Gallon Fixed Tank	\$250.00	Per Installation Per Year
2,000 Gallon Fixed Tank	\$250.00	Per Installation Per Year

Service Rates:

- All installations will be charged on the basis of time and materials used.
- Cylinder and tank removal fees are not to exceed \$75.00 per tank.