



PRINCE EDWARD ISLAND

Regulatory & Appeals Commission

Commission de réglementation et d'appels

ÎLE-DU-PRINCE-ÉDOUARD

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

Order PW22-070

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

AND

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

BEFORE THE COMMISSION

on Thursday, the 1st day of December, 2022.

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) Samuel Clow

Regulatory Services

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

AND UPON it appearing to the Commission that:

- 1) A decrease in the gasoline prices currently in effect in both the dealer and consumer schedules of 5.0 cents per litres (cpl);
- 2) A decrease in the diesel prices currently in effect in both the dealer and consumer schedules of 2.5 cpl; and
- 3) An increase in the furnace fuel and stove oil prices currently in effect in the consumer schedule of 7.5 cpl;

will result in prices that are just and reasonable;

AND UPON receiving:

- 1) The application of Irving Energy Distribution and Marketing (Irving) on November 29, 2022, for a decrease of 1.3 cpl in its propane pricing schedule based on decreased costs;
- 2) The application of Superior Plus Inc. (Superior) on November 29, 2022, for a decrease of 1.7 cpl in its propane pricing schedule based on decreased costs;
- 3) The application of Kenmac Energy Inc. (Kenmac) on November 28, 2022, for a decrease of 1.3 cpl in its propane pricing schedule based on decreased costs;
- 4) The application of Parkland Fuel Corporation (Parkland) on November 25, 2022, for an increase of 1.0 cpl in its propane pricing schedule based on increased costs; and
- 5) The application of Noonan Petroleum Ltd. (Noonan) on November 28, 2022, for a decrease of 1.3 cpl in its propane pricing schedule based on decreased costs;

AND UPON it also appearing to the Commission that:

- 1) A decrease of 1.3 cpl in Irving's propane schedule;
- 2) A decrease of 1.7 cpl in Superior's propane schedule;
- 3) A decrease of 1.3 cpl in Kenmac's propane schedule;
- 4) An increase of 1.0 cpl in Parkland's propane schedule; and
- 5) A decrease of 1.3 cpl in Noonan'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 Retail Dealer Pump Prices Schedule shall be effective 12:01 a.m. on Friday, December 2, 2022;
2. the prices contained in the attached Maximum Consumer Petroleum Prices Schedule shall be the maximum prices charged by the respective licensee, effective 12:01 a.m. on Friday, December 2, 2022;
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, December 2, 2022, the maximum propane prices charged by:
 - a. Irving be in accordance with Appendix "A" to this Order;
 - b. Superior be in accordance with Appendix "B" to this Order;
 - c. Kenmac be in accordance with Appendix "C" to this Order;
 - d. Parkland be in accordance with Appendix "D" to this Order;
and
 - e. Noonan 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 1st day of December, 2022.

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*.*

Subsections 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.

Prince Edward Island Regulatory and Appeals Commission								
Prince Edward Island					Effective: December 02, 2022			
RETAIL DEALER PUMP PRICES								
ALL BRANDS:								
CANADIAN CENTS PER LITRE (cpl)								
PRODUCT	Regular Gasoline		Mid-Grade Gasoline		Premium Gasoline		Diesel	
Period Average Rack	95.9		95.9		95.9		183.9	
+ Forward Averaging Adj	+0.3		+0.3		+0.3		+1.3	
+ Grade Price Premium	--		3.5		6.9		--	
+ Wholesale Margin	5.0		5.0		5.0		5.0	
= Dealer Base Price	101.2		104.7		108.1		190.2	
+ Federal Excise Tax	10.0		10.0		10.0		4.0	
+ PEI Prov. Tax	8.47		8.47		8.47		14.15	
+ Carbon Levy	11.05		11.05		11.05		13.41	
= Wholesale Price (DTT)	130.7		134.2		137.6		221.8	
Self-Serve	Min	Max	Min	Max	Min	Max	Min	Max
+ Self-Serve Retail Margin	7.0	8.0	7.0	8.0	7.0	8.0	7.0	8.0
+ HST (15%)	20.7	20.8	21.2	21.3	21.7	21.8	34.3	34.5
= Self-Serve Pump Price	158.4	159.5	162.4	163.5	166.3	167.4	263.1	264.3
Full-Serve	Min	Max	Min	Max	Min	Max	Min	Max
+ Full-Serve Retail Margin	7.0	10.5	7.0	10.5	7.0	10.5	7.0	10.5
+ HST (15%)	20.7	21.2	21.2	21.7	21.7	22.2	34.3	34.8
= Full-Serve Pump Price	158.4	162.4	162.4	166.4	166.3	170.3	263.1	267.1

Prince Edward Island Regulatory and Appeals Commission						
Prince Edward Island				Effective: December 02, 2022		
MAXIMUM CONSUMER PETROLEUM PRICES						
FOR PRODUCTS NOT SOLD AT RETAIL OUTLETS						
	Maximum	Federal	Price Incl.	PEI		MAXIMUM Consumer Price (Before HST)*
CENTS PER LITRE (CPL)	Consumer	Excise	Excise	Prov.	Carbon	
	Base Price	Tax	Tax	Tax	Levy	
Regular Unleaded Gasoline	111.3	10.0	121.3	8.47	11.05	140.8
Mid-Grade Unleaded Gasoline	113.5	10.0	123.5	8.47	11.05	143.0
Premium Unleaded Gasoline	115.7	10.0	125.7	8.47	11.05	145.2
Ultra Low-Sulphur Diesel	203.0	4.0	207.0	14.15	13.41	234.6
Stove Oil	174.0		174.0			174.0
Furnace Oil	166.6		166.6			166.6
Furnace Oil-ThermaClean	170.1		170.1			170.1

*TAXATION RATES ON MAXIMUM POSTED TANK TRUCK PRICES: GAS AND DIESEL PRODUCTS SUBJECT TO 15%;
STOVE AND FURNACE OIL PRODUCTS SUBJECT TO 5%

APPENDIX "A"**IRVING ENERGY DISTRIBUTION AND MARKETING****EFFECTIVE December 2, 2022****MAXIMUM (EX. TAX) PRICES****PRINCE EDWARD ISLAND**

CATEGORY	CENTS PER LITRE
Bulk Propane Delivery	91.4
Dispensing Units	85.4
Carburation and Portable Cylinders	95.5

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"**SUPERIOR PLUS INC.****EFFECTIVE December 2, 2022****MAXIMUM (EX. TAX) PRICES****PRINCE EDWARD ISLAND**

CATEGORY	CENTS PER LITRE
Bulk Propane Delivery	91.6
Dispensing Units	86.1

Rental Rates for Cylinders and Tanks:

33 lb. Cylinder	\$3.60	Per Month
100 lb. Cylinder	\$3.60	Per Month
420 Gallon Fixed Tank	\$91.00	Per Installation Per Year for Each Tank
500 Gallon Fixed Tank	\$175.00	Per Installation Per Year
1000 Gallon Fixed Tank	\$200.00	Per Installation Per Year
2000 Gallon Fixed Tank	\$250.00	Per Installation Per Year
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 "C"
KENMAC ENERGY INC.
EFFECTIVE December 2, 2022

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

CATEGORY	CENTS PER LITRE
Bulk Propane Delivery	91.0
Dispensing Units	85.0
Carburation and Portable Cylinders	95.1

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	\$89.00	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 "D"**PARKLAND FUEL CORPORATION****EFFECTIVE December 2, 2022****MAXIMUM (EX. TAX) PRICES****PRINCE EDWARD ISLAND**

CATEGORY	CENTS PER LITRE
Bulk Propane Delivery	91.6

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 December 2, 2022

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

CATEGORY	CENTS PER LITRE
Bulk Propane Delivery	91.0
Dispensing Units	85.0
Carburation and Portable Cylinders	95.1

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	\$89.00	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.