



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 PW23-046

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 21st day of September, 2023.

J. Scott MacKenzie, K.C., Chair

M. Douglas Clow, Vice-Chair

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 8.0 cents per litres (cpl);
- 2) No change in the diesel prices currently in effect in both the dealer and consumer schedules; and
- 3) No change in the furnace fuel and stove oil prices currently in effect in the consumer schedule;

will result in prices that are just and reasonable;

AND UPON receiving:

- 1) The application of Irving Energy Distribution and Marketing (Irving) on September 20, 2023, for an increase of 3.0 cpl in its propane pricing schedule based on increased costs;
- 2) The application of Superior Plus Inc. (Superior) on September 19, 2023, for an increase of 2.8 cpl in its propane pricing schedule based on increased costs;
- 3) The application of Kenmac Energy Inc. (Kenmac) on September 19, 2023, for an increase of 3.2 cpl in its propane pricing schedule based on increased costs;
- 4) The application of Parkland Fuel Corporation (Parkland) on September 18, 2023, for an increase of 3.0 cpl in its propane pricing schedule based on increased costs; and
- 5) The application of Noonan Petroleum Ltd. (Noonan) on September 19, 2023, for an increase of 3.2 cpl in its propane pricing schedule based on increased costs;

AND UPON it also appearing to the Commission that:

- 1) An increase of 3.0 cpl in Irving's propane schedule;
- 2) An increase of 2.8 cpl in Superior's propane schedule;
- 3) An increase of 3.2 cpl in Kenmac's propane schedule;
- 4) An increase of 3.0 cpl in Parkland's propane schedule; and
- 5) An increase of 3.2 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, September 22, 2023;
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, September 22, 2023;
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, September 22, 2023, 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 21st day of September, 2023.

BY THE COMMISSION:

(Sgd) J. Scott MacKenzie

J. Scott MacKenzie, K.C., Chair

(Sgd) M. Douglas Clow

M. Douglas Clow, Vice-Chair

(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: September 22, 2023						
RETAIL DEALER PUMP PRICES									
ALL BRANDS:									
CANADIAN CENTS PER LITRE (cpl)									
PRODUCT		Regular Gasoline		Mid-Grade Gasoline		Premium Gasoline		Diesel	
Period Average Rack		115.1		115.1		115.1		135.4	
+ Forward Averaging Adj		-2.0		-2.0		-2.0		+1.5	
+ Grade Price Premium		--		3.5		6.9		--	
+ Wholesale Margin		5.0		5.0		5.0		5.0	
= Dealer Base Price		118.1		121.6		125.0		141.9	
+ Federal Excise Tax		10.0		10.0		10.0		4.0	
+ PEI Prov. Tax		8.47		8.47		8.47		14.15	
+ Federal Fuel Charge		14.31		14.31		14.31		17.38	
= Wholesale Price (DTT)		150.9		154.4		157.8		177.4	
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%)		23.7	23.8	24.2	24.4	24.7	24.9	27.7	27.8
= Self-Serve Pump Price		181.6	182.7	185.6	186.8	189.5	190.7	212.1	213.2
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%)		23.7	24.2	24.2	24.7	24.7	25.2	27.7	28.2
= Full-Serve Pump Price		181.6	185.6	185.6	189.6	189.5	193.5	212.1	216.1

Prince Edward Island Regulatory and Appeals Commission						
Prince Edward Island				Effective: September 22, 2023		
MAXIMUM CONSUMER PETROLEUM PRICES						
FOR PRODUCTS NOT SOLD AT RETAIL OUTLETS						
	Maximum	Federal	Price Incl.	PEI	Federal	MAXIMUM Consumer Price (Before HST)*
	Consumer	Excise	Excise	Prov.	Fuel	
CENTS PER LITRE (CPL)	Base Price	Tax	Tax	Tax	Charge	
Regular Unleaded Gasoline	128.2	10.0	138.2	8.47	14.31	161.0
Mid-Grade Unleaded Gasoline	130.4	10.0	140.4	8.47	14.31	163.2
Premium Unleaded Gasoline	132.6	10.0	142.6	8.47	14.31	165.4
Ultra Low-Sulphur Diesel	154.7	4.0	158.7	14.15	17.38	190.2
Stove Oil	146.9		146.9		16.78	163.7
Furnace Oil	139.5		139.5		17.38	156.9
Furnace Oil-ThermaClean	143.0		143.0		17.38	160.4
*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 September 22, 2023****MAXIMUM (Excluding Federal Fuel Charge of 10.06 and HST) PRICES****PRINCE EDWARD ISLAND**

CATEGORY	CENTS PER LITRE
Bulk Propane Delivery	82.8
Dispensing Units	76.8
Carburation and Portable Cylinders	86.9

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 September 22, 2023****MAXIMUM (Excluding Federal Fuel Charge of 10.06 and HST) PRICES****PRINCE EDWARD ISLAND**

CATEGORY	CENTS PER LITRE
Bulk Propane Delivery	82.9
Dispensing Units	77.4

Rental Rates for Cylinders and Tanks:			
33	Ib. Cylinder	\$3.60	Per Month
100	Ib. 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:
<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 \$75.00 per tank.

APPENDIX "C"

KENMAC ENERGY INC.

EFFECTIVE September 22, 2023

MAXIMUM (Excluding Federal Fuel Charge of 10.06 and HST) PRICES

PRINCE EDWARD ISLAND

CATEGORY	CENTS PER LITRE
Bulk Propane Delivery	83.3
Dispensing Units	77.3
Carburation and Portable Cylinders	87.4

33 lb. Carburation Cylinders:		
Handling Fee	\$3.00	Per Cylinder

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:			
<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 \$75.00 per tank. 			

APPENDIX "D"**PARKLAND FUEL CORPORATION****EFFECTIVE September 22, 2023****MAXIMUM (Excluding Federal Fuel Charge of 10.06 and HST) PRICES****PRINCE EDWARD ISLAND**

CATEGORY	CENTS PER LITRE
Bulk Propane Delivery	82.2

Rental Rates for Cylinders and Tanks:			
420	Ib. 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 September 22, 2023

MAXIMUM (Excluding Federal Fuel Charge of 10.06 and HST) PRICES**PRINCE EDWARD ISLAND**

CATEGORY	CENTS PER LITRE
Bulk Propane Delivery	83.3
Dispensing Units	77.3
Carburation and Portable Cylinders	87.4

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.