

Via E-Mail

January 27, 2005

Carolyn Shaw  
**TransCanada PipeLines Limited**  
450 - 1<sup>st</sup> Street SW  
Calgary, AB T2P 5H1

Dear Ms. Shaw:

**NOVA GAS TRANSMISSION LTD. (NGTL)  
INFORMATIONAL LETTER IL 98-4 REVISED  
REVISED NEGOTIATED SETTLEMENT GUIDELINES (*REVISED GUIDELINES*)  
REQUEST TO COMMENCE NEGOTIATED SETTLEMENT DISCUSSIONS  
APPLICATION NO. 1381132**

The Alberta Energy and Utilities Board (the Board or EUB) received Application No. 1381132, dated January 18, 2005, from NGTL pursuant to the EUB's *Revised Guidelines* and the Board's letter, dated August 28, 2003, regarding the application of the *Revised Guidelines* to NGTL. NGTL requested approval to commence negotiations for 2005 on routine issues as they are adopted by the Tolls, Tariff, Facilities and Procedures Committee (TTFP)<sup>1</sup> throughout 2005. The Board notes that NGTL will apply separately for approval to negotiate non-routine issues as they are adopted by the TTFP throughout 2005.

NGTL submitted that routine issues typically include business process changes, procedure reviews, contracting practices, audits, and new services with small revenue requirement implications, the resolution of which would result in either a filing for information or an application for Board approval. Further, non-routine issues would include any issue with significant revenue requirement implications, rate design or cost accountability issues, the resolution of which would result in an application for Board approval.

The Board is satisfied that interested parties, through the appropriate local and national newspaper publications and email, are aware of NGTL's invitation to participate in the TTFP. The Board also notes that NGTL has provided the 2005 Membership List of the TTFP as of January 12, 2005. The Board accepts this list as proof of negotiating authority of the listed participants and their respective organizations. In the EUB's June 24, 2004 letter to all interested parties regarding participation in negotiated settlements, it stated that parties wishing to participate in a negotiated settlement process must file a Request to Participate with the EUB. In this case, with respect to matters negotiated with NGTL through the TTFP, the Board accepts the TTFP 2005 Membership List in lieu of each those parties filing a Request to Participate.

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<sup>1</sup> The TTFP is a forum for industry, stakeholders and NGTL to address and attempt to resolve issues through a collaborative effort in order to streamline NGTL's formal regulatory process.

The Board considers it appropriate to approve NGTL's request to commence negotiations for 2005 on routine issues adopted by the TTFP. The Board is committed to the negotiated settlement process as part of its objective of achieving greater regulatory efficiency and effectiveness. However, while the Board approves the Application, the Board does so on the assumption that any settlement reached will not impact NGTL's 2005 GRA.

The Board directs NGTL to advise its shippers and members of the TTFP of this letter via the TransCanada Alberta System website.

Yours truly,

*<Original Signed By>*

Renée Marx  
Board Counsel