

Regulations and other acts

Gouvernement du Québec

O.C. 1043-2008, 29 October 2008

An Act respecting the Régie de l'énergie
(R.S.Q., c. R-6.01)

Wind energy

— 250 MW block from Aboriginal projects

Regulation respecting a 250 MW block of wind energy
from Aboriginal projects

WHEREAS, under subparagraph 2.1 of the first paragraph of section 112 of the Act respecting the Régie de l'énergie (R.S.Q., c. R-6.01), the Government may make regulations determining, for a particular source of electric power supply, the corresponding energy block and maximum price established for the purpose of fixing the cost of electric power referred to in section 52.2 or for the purposes of the supply plan provided for in section 72, or for the purposes of a tender solicitation by the electric power distributor under section 74.1 of the Act;

WHEREAS, under subparagraph 2.2 of the first paragraph of section 112 of the Act, the Government may make regulations determining the timeframe applicable to a public tender solicitation by the electric power distributor under section 74.1 of the Act;

WHEREAS, in accordance with sections 10 and 11 of the Regulations Act (R.S.Q., c. R-18.1), a draft of the Regulation respecting a 250 MW block of wind energy from Aboriginal projects was published in Part 2 of the *Gazette officielle du Québec* of 14 May 2008 with a notice that it could be made by the Government on the expiry of 45 days following that publication;

WHEREAS it is expedient to make the Regulation with amendments;

IT IS ORDERED, therefore, on the recommendation of the Minister of Natural Resources and Wildlife:

THAT the Regulation respecting a 250 MW block of wind energy from Aboriginal projects, attached to this Order in Council, be made.

GÉRARD BIBEAU,
Clerk of the Conseil exécutif

Regulation respecting a 250 MW block of wind energy from Aboriginal projects

An Act respecting the Régie de l'énergie
(R.S.Q., c. R-6.01, s. 112, 1st par., subpars 2.1 and 2.2)

1. For the purpose of fixing the cost of electric power referred to in section 52.2 of the Act respecting the Régie de l'énergie (R.S.Q., c. R-6.01), and for the purposes of the supply plan provided for in section 72 of the Act and the tender solicitation by the electric power distributor under section 74.1 of the Act, a block of wind energy must be produced in Québec from a target capacity of 250 megawatts from Aboriginal projects connected to Hydro-Québec's main network, within the following timeframe:

- 50 megawatts, not later than 1 December 2012;
- 100 megawatts, not later than 1 December 2013;
- 100 megawatts, not later than 1 December 2014.

The energy block is subject to a balancing service and supplementary capacity in the form of a wind energy integration agreement between the electric power distributor and Hydro-Québec in its electricity production operations or another Québec supplier.

The price of electric power may not exceed 9.5 ¢/kWh in 2008 dollars adjusted for Consumer Price Index for that block of energy, excluding the cost of transmission and balancing service and supplementary capacity.

2. The electric power distributor must solicit public tenders for each portion determined under section 1 not later than 90 days after the coming into force of this Regulation.

3. This Regulation comes into force on the fifteenth day following the date of its publication in the *Gazette officielle du Québec*.

9012