



March 31, 2004

Notice of Disclosure of Confidential Information

The National Energy Board (NEB) has requested that the IMO provide to the NEB monthly export and import quantities by market participant. The NEB would like to compare monthly export and import quantities reported to the NEB with the IMO's market participant data to determine the cause of any potential data discrepancies. This exercise would help the NEB to identify potential reporting errors and to identify companies that may not be filing reports as required by the National Energy Board Act and its regulations.

The NEB will not share this information with any party other than the market participant the data pertains to. When all correct reports have been received from the reporting companies, the NEB will revise the reports posted on its website.

The IMO discloses this information pursuant to section 5.3.1.4a of chapter 3 of the Market Rules. This notice is issued pursuant to section 5.3.3 of chapter 3 of the Market Rules.

The NEB has requested this information pursuant to the following authorities:

- The *National Energy Board Act* and the *National Energy Board Export and Import Reporting Regulations* require companies to file monthly returns with the NEB regarding electricity exports.
- The *Statistics Act* allows Statistics Canada to collect data on electricity exports and imports.
- Subsection 12(1) of the *Statistics Act* allows Statistics Canada to enter into an agreement with a department such as the NEB for the sharing of information collected by either Statistics Canada (or the department on behalf of both of them) and for the subsequent tabulation or publication based on that information.
- In the interest of efficiency, the NEB and Statistics Canada entered into an agreement to jointly collect and share data. This agreement is called the "Memorandum of Understanding Concerning the Collection and Sharing of Information on Energy Statistics Between Statistics Canada and the National Energy Board." Under the terms of this agreement, the NEB collects monthly export and import data, and shares this information with Statistics Canada.
- All federal Statutes and Regulations can be viewed online at www.justice.gc.ca. A copy of the Memorandum of Understanding can be obtained by contacting the NEB.

If you have any questions about the requirement to report electricity exports or imports to the NEB, please call toll free 1-800-899-1265 and ask to speak with the Research Officer on the Electricity Team. For questions concerning this notice, please contact George Katsuras of IMO Regulatory Affairs at 416-506-2852.