

1 - DEFINED TERMS

ENBRIDGE GAS DISTRIBUTION INC.
DEFINED TERMS
Rate 331 Service

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1 INTRODUCTION

- 1.1 Except where the context necessarily implies otherwise, the terms and symbols set forth in Article 2 shall be construed to have the meaning described therein when such terms and symbols are used in these Defined Terms, a Service Schedule, the General Terms and Conditions, a Service Agreement, a Service Index, or a Service Request Form.
- 1.2 All references to Imperial units in these Defined Terms, the Rate Schedule, a Service Schedule, the General Terms and Conditions, a Service Agreement, a Service Index, or a Service Request Form are made for illustrative purposes only.

2 DEFINED TERMS

- 2.1 The term "Business Day" means any day excluding Saturday, Sunday, and a statutory holiday under the laws of Canada and the Province of Ontario.
- 2.2 The term "Confirmation(s)" means a notice given by Transporter to Shipper scheduling Service for any Day, either by confirming Shipper's Nomination(s) for the Day or by specifying a lower level of Service.
- 2.3 The term "Central Clock Time" and the symbol "CCT" mean the clock time, standard or daylight-saving, in the Central Time Zone.
- 2.4 The term "Central Standard Time" and the symbol "CST" mean standard time in the Central Time Zone.
- 2.5 The term "cubic metre" and the symbol "m³" mean the volume of gas that, when dry and at a temperature of 15 degrees Celsius and under an

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absolute pressure of 101.325 kilopascals, will fill a space of one cubic metre; and the symbol " 10^3m^3 " means 1 000 cubic metres.

- 2.6 The term "Dawn" means the point at which the Tecumseh Pipeline connects with the facilities of Union Gas.
- 2.7 The term "day" means a calendar day and the term "Day" means a period of 24 consecutive hours beginning, and ending, at 0900 Central Standard Time; the reference date for any Day is the date on which the period begins.
- 2.8 The term "Delivery Volume" means, for any period, the volume of gas (expressed in 10^3m^3) that Transporter delivers to Shipper, or for Shipper's account, at Dawn during the period.
- 2.9 The term "E&GI Act" means the *Electricity and Gas Inspection Act* (Canada) and all applicable regulations, specifications, and procedures made or approved thereunder, as amended from time to time, and any superseding statute, regulations, specifications, or procedures.
- 2.10 The term "FT Service" means firm Service under the FT Service Schedule and the Rate 331 Schedule.
- 2.11 The term "gas" has the meaning ascribed to the term in the OEB Act.
- 2.12 The term "gross heating value" means the total megajoules obtained by the complete combustion of one cubic metre of gas and air under conditions where the combustion reaction is at a constant absolute pressure of 101.325 kPa; the gas is free of all water vapour; the gas, the air, and the products of combustion are at a temperature of 15 degrees Celsius; and the water formed by the combustion reaction is condensed to a liquid state.

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- 2.13 The term "In-Service Date" means, for any Service Agreement, the date of the first Day in which Transporter is capable of providing Service to Shipper under the Service Agreement.
- 2.14 The term "IT Service" means interruptible Service under the IT Service Schedule and the Rate 331 Schedule.
- 2.15 The term "joule" means the amount of work done by a force of one newton moving an object through a distance of one metre.
- 2.16 The symbol "kPa" means kilopascals (1 000 pascals) of gauge pressure, unless absolute pressure is specified.
- 2.17 The term "Link Pipeline" means Niagara Gas's pipeline that extends from a point on the international border under the St. Clair River to Tecumseh.
- 2.18 The term "Maximum Daily Volume" means, for any Service Agreement, the level of Service set out as the Maximum Daily Volume in the applicable Service Index.
- 2.19 The term "megajoule" and the symbol "MJ" mean 1 000 000 joules; and the term "gigajoule" and the symbol "GJ" mean 1 000 000 000 joules.
- 2.20 The term "month" means a calendar month and the term "Month" means the period beginning on the first day of a month, at 0900 Central Standard Time, and ending on the first day of the next month at the same time.
- 2.21 The term "Niagara Gas" means Niagara Gas Transmission Limited, an affiliate of Transporter.
- 2.22 The term "Nomination(s)" means Shipper's notice(s) to Transporter nominating Service for any Day, using a format approved by Transporter

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that calls for Shipper to provide such information as Transporter may require (acting reasonably) in order to provide such Service to Shipper.

- 2.23 The term "OEB" means the Ontario Energy Board and any superseding regulatory or governmental authority.
- 2.24 The term "OEB Act" means the *Ontario Energy Board Act, 1998*, the applicable regulations made thereunder, and the applicable regulatory instrument(s) made or issued by the OEB, as amended from time to time, and any superseding statute, regulations, or regulatory instrument(s).
- 2.25 The term "Open Season" has the meaning ascribed to the term "open season" in section 1.2.1 of the STAR.
- 2.26 The term "Rate 331 Schedule" means, at any time, the version of Rate Number 331 - Tecumseh Transmission Service in Transporter's Rate Handbook that is in effect at the time.
- 2.27 The term "Receipt Volume" means, during any period, the volume of gas (expressed in 10^3m^3) that Transporter receives from Shipper, or for Shipper's account, at Tecumseh during the period.
- 2.28 The term "Service" means the provision as well as the use of the Tecumseh Pipeline for the purpose of receiving, transporting, and delivering gas.
- 2.29 The term "Service Agreement" means an agreement between Transporter and Shipper in the form of the applicable standard form Service Agreement for Service under either of Transporter's Service Schedules and the Rate 331 Schedule.

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- 2.30 The term "Service Availability Date" means, for any Service Agreement, the later of (a) the date specified as the Service Availability Date in the applicable Service Index and (b) the In-Service Date.
- 2.31 The term "Service Delay Period" means, for any Service Agreement, the period between (a) the date set out as the Service Availability Date in the applicable Service Index and (b) the In-Service Date.
- 2.32 The term "Service Index" means, for any Service Agreement, the Service Index attached to the Service Agreement and any superseding Service Index.
- 2.33 The term "Service Termination Date" means, for any Service Agreement, the latest of (a) the date set out as the Service Termination Date in the applicable Service Index, (b) the date of the last Day of a period subsequent thereto that corresponds to any Service Delay Period, and (c) the date specified in the Renewal Provisions contemplated by (and defined in) Section 5.1 of the FT Service Schedule.
- 2.34 The term "Shipper" means a person entitled to receive Service from Transporter in accordance with a Service Agreement.
- 2.35 The term "Shipper's account" means receipts or deliveries of gas, as the case may be, by a person acting on behalf of Shipper as an agent or otherwise.
- 2.36 The acronym "STAR" means the *Storage and Transportation Access Rule* that was made by the OEB on December 9, 2009 with an effective date of June 16, 2010, as it may be amended from time, and any superseding rule.

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- 2.37 The term "Summer Period" means a period of seven consecutive Months commencing on the first Day of April.
- 2.38 The term "Tecumseh" means the point at which the Link Pipeline connects with Transporter's facilities proximate to the inlet of the Tecumseh Pipeline.
- 2.39 The term "Tecumseh Pipeline" means Transporter's twin NPS-30 pipelines that extend from Tecumseh to Dawn.
- 2.40 The term "Tecumseh Pipeline Capacity" means, for any period, the maximum volume of gas that Transporter can receive, transport, and deliver by means of the Tecumseh Pipeline under the prevailing operating conditions during the period.
- 2.41 The term "Tecumseh Pipeline Expansion Facilities" means, at any time, any pipeline or related facilities, or both, that Transporter would have to construct and operate in order to increase the level of Service beyond the Tecumseh Pipeline Capacity at the time.
- 2.42 The term "Term" means, for any Service Agreement, the period from and including the Service Availability Date to and including the Service Termination Date.
- 2.43 The term "Transporter" means Enbridge Gas Distribution Inc.
- 2.44 The term "Union Gas" means Union Gas Limited.
- 2.45 The term "Union Gas Q&M Rules" means the terms and conditions governing the quality and the measurement of gas received by Union Gas at Dawn that are approved by the OEB or that are otherwise in effect.

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2.46 The term "Winter Period" means a period of five consecutive Months commencing on the first Day of November.

3 INTERPRETATION

3.1 If any provision of these Defined Terms, a Service Schedule, the General Terms and Conditions, a Service Agreement, or a Service Index is or becomes invalid, illegal, or incapable of performance or operation, in whole or in part, the remaining provisions thereof shall not be affected thereby. In lieu of the invalid, unlawful, or inoperative provision, these Defined Terms, the Service Schedule, the General Terms and Conditions, the Service Agreement, or the Service Index shall be applied or interpreted in a reasonable manner that, insofar as is legally permissible, comes as close as possible to the application or interpretation that the parties intended or would have intended according to the sense and purpose of these Defined Terms, the Service Schedule, the General Terms and Conditions, the Service Agreement, or the Service Index, had they known of the invalidity, illegality, or inoperativeness at the time that the Service Agreement was executed and delivered.

3.2 The division of these Defined Terms, a Service Schedule, and the General Terms and Conditions into articles and sections, the provision of tables of contents, and the insertion of captions are for reference only and shall not affect the construction or interpretation thereof.