

microFIT Program Update

November 19, 2009

Summary of changes to the microFIT Rules, contract and standard definitions

microFIT Rules (version 1.2)

Section	Change	Description/Explanation
2.1(a)(i)	RESOP-contracted facilities can apply to the microFIT program if they signed a transition agreement.	Changed to be consistent with existing policy on RESOP transition.
2.1(e)(ii)	Solar photovoltaic (PV) projects purchased before October 1, 2009 will be deemed to have met domestic content requirements.	Changed to be consistent with existing policy on grandfathering existing projects.
2.1(g)(i)	The OPA will only allow 10 kW per renewable fuel type per property under the microFIT program.	Changed to provide greater clarity to project developers regarding the definition of project splitting.
3.4(a)	Connection date is the later of the date of the conditional offer of microFIT contract and the date the project was physically connected to the distribution system.	Changed to ensure that payments are not made to suppliers before the OPA approves an application.
5.1(a)	Contract term deemed to start on the connection date. The supplier must accept the contract offer within 45 days or the contract offer will be withdrawn.	Simplification of the start date of the contract.
6.1(g)	Changed OPA privacy policy information.	Provides greater clarity to applicants and suppliers.
Definitions	Changed the definition of bioenergy.	Is now consistent with the FIT Program definition.

microFIT Contract (version 1.2)

Article	Change
Section 2.1.2	Additional clarification to help with GST collection and remittance (using language recommended by external GST consultant).
Former sections 4.4.3 and 4.4.4	GST information will no longer be incorporated into the contract. Local distribution companies will still calculate customers' bills based on their GST status.
New section 4.4.5	Section added to facilitate with managing withholding tax where the supplier is a not a Canadian resident.
Appendix A Definitions	"Escalation percentage" now called "percentage escalated".
Appendix A Definitions	"Base date" is a newly defined term to reflect the date of the FIT price schedule.
Appendix B	For projects where escalation of the price is affected, the escalation will be based on date of the FIT price schedule.
Appendix C	The designated activities achieved by the supplier will not be recorded in the contract. The supplier will attest to the achieved designated activities before contract acceptance.
Appendix E	Removed the description of existing generating facility for simplification purposes.