

SUPREME COURT OF ONTARIO
(DIVISIONAL COURT)

THE HONOURABLE MR. JUSTICE EBERLE) FRIDAY, THE 22ND
THE HONOURABLE MR. JUSTICE POTTS) DAY OF FEBRUARY,
THE HONOURABLE MADAME JUSTICE BOLAND) 1985.

IN THE MATTER OF Section 2 and 3 of the Consolidated Hearings Act, 1981;

- and -

AND IN THE MATTER OF Sections 12(2) and 12(3) of the Environmental Assessment Act, R.S.O. 1980, c. 140;

- and -

AND IN THE MATTER OF an undertaking of Ontario Hydro consisting of the planning of, selection of locations for, acquisition of property rights for, operation and maintenance of additional bulk electricity system facilities in Eastern Ontario consisting of switching and transformer stations, communications and control facilities, transmission line and related facilities;

- and -

AND IN THE MATTER OF Section 11(1) of the Consolidated Hearings Act, 1981;

- and -

AND IN THE MATTER OF an application by the joint board for a stated case for the opinion of the Divisional Court.

O R D E R

THIS MOTION, made by Counsel on behalf of the Joint Board, to have heard and determined a stated case pursuant to s. 11 of the Consolidated Hearings Act, 1981, S.O. 1981, c. 20 was heard on Wednesday and Thursday, the 7th and 8th days of November, 1985 at Osgoode Hall, 130 Queen Street West, Toronto, Ontario.

ON READING the Order of the Joint Board dated October 5, 1984 and the documents therein referred to and on hearing the submissions of counsel for the Joint Board, Ontario Hydro, the Minister of the Environment, the Regional Municipality of Ottawa-Carleton, No Towers Federation, Hydro Consumers Association, Energy Probe and Dr. Lois Smith, appearing in person:

1. THIS COURT ORDERS THAT Notice of the Plan Stage hearing and the proceedings at the Plan Stage hearings are quashed.

2. THIS COURT ORDERS that the questions in the Stated Case be answered as follows:

- Question 1(a) - "No"
- Question 1(b) - "No"
- Question 1(c) - "Yes"
- Question 1(d) - "Yes"
- Question 2 - "Yes"
- Question 3 - "Yes"
- Question 5 - "Yes"
- Question 7 - "Yes"

Consolidated Hearings Act, 1981, et al.

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O R D E R

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