

**M A N I T O B A**

**THE PUBLIC UTILITIES BOARD ACT**

**THE MANITOBA PUBLIC INSURANCE ACT**

**THE CROWN CORPORATIONS PUBLIC  
REVIEW AND ACCOUNTABILITY ACT**

Order No. 62/12

May 11, 2012

Before: Régis Gosselin, CGA, MBA, Chair  
Len Evans, LLD, Member  
Susan Proven, P.H.Ec., Member

**MANITOBA PUBLIC INSURANCE:  
VARIATION OF ORDERS 122/10 AND 44/11**

## **Background**

On December 8, 2010 the Public Utilities Board (Board) issued Order No. 122/10 (Order) with respect to Manitoba Public Insurance Corporation's (Corporation or MPI) General Rate Application (GRA) for rates and premiums for compulsory vehicle insurance, driver insurance premiums and vehicle premium discounts effective March 1, 2011.

On January 7, 2011, the Corporation filed an Application with the Board to review and vary two aspects of Order 122/10.

One aspect of Order 122/10 that the Corporation sought to vary was the deletion of Item 9 of the Board Directives (in Section 5.0) which provided that: "*MPI shall allocate PIPP costs associated with claims by extra-provincial truckers and bus drivers to a non-Basic line of business*".

Following consideration of MPI's request, the Board issued Order 44/11, wherein the Corporation's request for a variance was denied in Item 1 of the Board Directives on page 13 of Order 44/11.

On June 1, 2011, the Corporation sought leave to appeal the aforementioned provisions of Orders 122/10 and 44/11 to the Manitoba Court of Appeal, for which leave was granted on November 9, 2011 (Appeal). The Appeal with respect to this issue is scheduled to be heard in the Manitoba Court of Appeal on Tuesday, May 22, 2012.

## **Board Findings**

Pursuant to the Board's Rules of Practice and Procedure, and in particular Sub-Sections 36(1) and 40(2) the Board may, on its own initiative, review, rescind, change, alter or vary any decision or order by it. The Board's jurisdiction in this regard flows from Section 44(3) of the *Public Utilities Board Act*.

In the interests of seeking alternative, cost-effective and less adversarial means of addressing this matter, the Board hereby rescinds Item 9 of the Board Directives of Order 122/10 as well as Item 1 of the Board Directives of Order 44/11.

Board decisions may be appealed in accordance with the provisions of Section 58 of the *Public Utilities Board Act*, or reviewed in Courts with Section 36 of the Board's Rules of Practice and Procedure. The Board's rules may be viewed on the Board's website, [www.pub.gov.mb.ca](http://www.pub.gov.mb.ca)

**IT IS THEREFORE ORDERED THAT:**

1. Directive 9 of Order 122/10 is hereby rescinded and deleted from the Board Directives Section 5.0 of that Order; and
2. Directive 1 on page 13 of Order 44/11 is hereby rescinded and deleted from the Board Directives section of that Order.

THE PUBLIC UTILITIES BOARD

" RÉGIS GOSSELIN, CGA, MBA "

Chair

"Hollis Singh"

Secretary

Certified a true copy of Order No. 62/12 issued by  
The Public Utilities Board

Associate Secretary