

# Manitoba Public Insurance Special Rebate Application

## *CAC Manitoba Recommendations and Key Statutory Provisions*

### Recommendations

1. The PUB should find that circumstances have changed substantially, pursuant to subsection of 26(3) of the *Crown Corporations Governance and Accountability Act*, including:
  - The COVID-19 pandemic, resulting in social and economic hardship for many Manitobans; and
  - Lower collisions and claims costs experience for MPI, as a result of the COVID-19 pandemic.
2. In light of the substantially changed circumstances, the PUB should find that it is just and reasonable to review and vary PUB Orders 159/18 and 176/19 and suspend the application of the Capital Management Plan for fiscal 2020/21 for purposes of **issuing to ratepayers a percentage of their annualized premiums in respect of universal compulsory automobile insurance policies in force and earning premium on March 15, 2020, through a special rebate in an amount equal to the approximate sum of \$58 million, by May 31, 2020 or as soon thereafter as is reasonably practicable.**
3. Relying on authority under s 26(3) of the *Crown Corporations Governance and Accountability Act* to respond to substantially changed circumstances and section 44 of the *Public Utilities Board Act* to grant such further or other relief in addition to or in substitution for that applied for, the PUB should:
  - Direct MPI to provide monthly filings for the next four months following the rebate period regarding the impacts from the COVID-19 pandemic on MPI (i.e. May 16-June 15, 2020, June 16-July 15, 2020, July 16-August 15, 2020 and August 16-September 15, 2020); and
  - Reserve the authority to provide further emergency rate relief as is just and reasonable for the 2020/21 year, including options such as a further rebate, a credit to customer account or other relief.

### Key Statutory Provisions

#### ***The Crown Corporations Governance and Accountability Act, C.C.S.M. c. C336***

Changed circumstances

26(3)

Where The Public Utilities Board is satisfied that the circumstances of a corporation have changed substantially, The Public Utilities Board may, of its own motion or on the application of the corporation or an interested person, review an order made pursuant to this section and modify the order in any manner that The Public Utilities Board considers reasonable and justified in the circumstances.

***The Public Utilities Board Act, C.C.S.M. c. P280***

Power to order partial or other relief

44(1)

Upon any application to it, the board may make an order granting the whole or part only of the application or may grant such further or other relief in addition to or in substitution for that applied for, as fully and in all respects as if the application had been for such partial, further or other relief.

Review of orders

44(2)

The board may require a re-hearing of an application before making any decision thereon.

Varying order

44(3)

The board may review, rescind, change, alter, or vary any decision or order made by it.