

ALBERTA SECURITIES COMMISSION

VARIATION ORDER

Natural Gas Exchange Inc.

Background

1. Natural Gas Exchange Inc. (**NGX**) has applied to the Alberta Securities Commission (**Commission**) for an order under sections 63(1)(b) and 67(3)(b) of the *Securities Act* (Alberta) (**Act**) to vary two orders dated October 9, 2008 recognizing NGX as a clearing agency and as an exchange (the **Recognition Orders**, cited respectively as *Natural Gas Exchange Inc.*, 2008 ABASC 583 and *Natural Gas Exchange Inc.*, 2008 ABASC 584).

Interpretation

2. Unless otherwise defined, terms used in this order have the same meaning as in the Act, in National Instrument 14-101 *Definitions*, or in the Recognition Orders.

Representations

3. NGX represents that:
 - (a) the variation would allow NGX to offer crude oil commodity contracts (**Crude Oil Contracts**) on the NGX Trading and Clearing Systems and, in turn, allow NGX's Contracting Parties to transact in Crude Oil Contracts on the NGX Trading and Clearing Systems;
 - (b) the addition of Crude Oil Contracts will not impact NGX's ability to comply with the terms and conditions of the Recognition Orders; and
 - (c) NGX will continue to comply with all terms and conditions of the Recognition Orders, including the Operating Principles and Clearing Principles.

Decision

4. Based on the above representations, the Commission, considering that it would not be prejudicial to the public interest to do so, orders pursuant to section 214(1) of the Act that paragraph 5(a) of the clearing agency Recognition Order and paragraph 4(a) of the exchange Recognition Order are varied by deleting “natural gas, electricity and related contracts” and substituting “natural gas, electricity, crude oil and related contracts”.

“original signed by”

Glenda A. Campbell, QC

“original signed by”

Stephen R. Murison