

Appendix V

Railway Act, R.S.C. 1970, c. R-2, s. 331

Information bearing on costs

331. Where information concerning the costs of a railway company or other information that is by its nature confidential is obtained from the company by the Commission in the course of any investigation under this Act, such information shall not be published or revealed in such a manner as to be available for the use of any other person, unless in the opinion of the Commission such publication is necessary in the public interest. 1966-67, c. 69, s. 70.

Appendix VI

Canadian Transport Commission, *Railway Costing Regulations*

FOREWORD

On March 28, 1977, Canadian Pacific Limited (CP) applied to the Railway Transport Committee of the Canadian Transport Commission for an amendment to the existing cost regulations as set out in Order R-6313. Specifically, CP requested that income tax be included in the cost of capital for the purposes of sections 253, 256, 258, 260 and 261 of the *Railway Act*. A hearing into this application was held in Ottawa between May 14 and June 5, 1979. During the course of the hearing the application was amended to apply to only sections 256, 258 and 261 of the *Railway Act*.

The Railway Transport Committee (the Committee) rendered its Decision on August 17, 1979. The *Railway Costing Regulations* reflect that Decision. The Railway Costing Regulations 1980-3 Rail were registered pursuant to the *Statutory Instruments Act* on May 1, 1980, Registration No. SOR/80-310. Subsequently, on December 9, 1980, by Order C.T.C. 1980-12, paragraph 5(5)(a) of the Regulations was revoked and replaced by the paragraph which is found in the attached Consolidation of the Railway Costing Regulations. The Registration No. under the *Statutory Instruments Act* for this amendment is SOR/80-940 dated December 10, 1980.