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10 **NO. A. I. 16 (2007)**

11 **IN THE MATTER OF** the *Automobile,*
12 *Insurance Act*, RSNL 1990, c. A-22, as
13 amended (the “*Act*”);

14 **AND**

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16 **IN THE MATTER OF** an application by
17 Axa Insurance (Canada) (the “Applicant”)
18 submitting a Category 1 rate filing
19 for its commercial class
20 of automobile insurance business.

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23 **WHEREAS** on November 2, 2007 the Applicant submitted a Category 1 rate filing for its commercial
24 class of automobile insurance business; and

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26 **WHEREAS** upon review it was determined that two components of the submission, being (1) a surcharge
27 schedule and (2) rates for Class 51 and 61 commercial vehicles require Board approval prior to
28 implementation; and

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30 **WHEREAS** the Applicant does not currently write Class 51 and 61 commercial vehicles in the province
31 and therefore has inadequate individual company specific experience on which to base its rates; and

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33 **WHEREAS** the Applicant is a member company of the Insurers’ Advisory Organization (“IAO”) and the
34 IAO rates are based on member company experience; and

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36 **WHEREAS** the proposed Class 51 and 61 rate schedules are the same as those accepted by the Board in
37 August 2007 for use by IAO companies; and

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39 **WHEREAS** the Board is satisfied that it is appropriate for the Applicant to base its Class 51 and 61 rate
40 schedule on that accepted for use by IAO companies; and

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42 **WHEREAS** the Board is satisfied that the surcharge schedule is similar to those of other insurers
43 operating in the province and is not too high in the circumstances.

1 **IT IS THEREFORE ORDERED THAT:**

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3 With effect from January 1, 2008:

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5 1. The proposed surcharge schedule is approved.

6 2. The proposed Class 51 and 61 commercial vehicle rates are approved.

DATED at St. John's, Newfoundland and Labrador, this 15th day of November 2007.

Robert Noseworthy
Chairperson & Chief Executive Officer

Darlene Whalen, P.Eng.
Vice-Chairperson

G. Cheryl Blundon,
Board Secretary