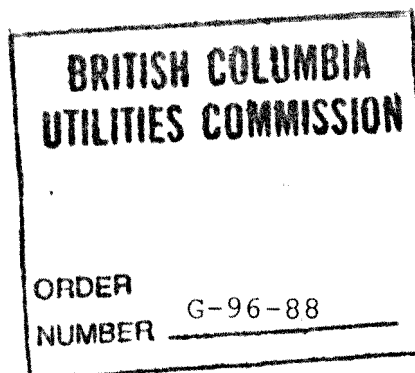




PROVINCE OF BRITISH COLUMBIA

BRITISH COLUMBIA UTILITIES COMMISSION



IN THE MATTER OF the Utilities Commission
Act, S.B.C. 1980, c. 60, as amended

and

IN THE MATTER OF an Electric Tariff Amendment for
West Kootenay Power Ltd.

BEFORE: J.G. McIntyre,)
Chairman;)
J.D.V. Newlands,)
Deputy Chairman;) October 6, 1988
N. Martin,)
Commissioner; and)
W.M. Swanson, Q.C.)
Commissioner)

O R D E R

WHEREAS as a result of a customer enquiry concerning removal of utility plant by West Kootenay Power Ltd. ("WKP"), there appears to be a conflict between the Electric Tariff of WKP and the Utilities Commission Act ("the Act"); and

WHEREAS Section 47 of the Act requires prior approval of the Commission for removal of facilities constructed pursuant to a utility's Certificate of Public Convenience and Necessity or Franchise; and

WHEREAS the Commission has considered the facts in the matter including information contained in WKP's letter dated September 15, 1988.

NOW THEREFORE the Commission orders West Kootenay Power Ltd. to file an amendment to Electric Tariff BCUC No. 1 on or before November 30, 1988 as follows:

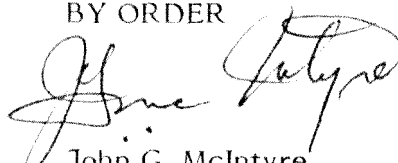
1. The filed Electric Tariff, Terms and Conditions, requires the addition of the following sub-section in Section 9 - Rights-of-Way and Access to Facilities, found on Sheet R:

9.3 Exception

Notwithstanding the provisions of Section 9.1 and 9.2, approval of the B.C. Utilities Commission will be required prior to any removal of plant constructed to serve industrial customers supplied at 60 kV and above.

DATED at the City of Vancouver, in the Province of British Columbia, this 18 day of October, 1988.

BY ORDER


John G. McIntyre
Chairman

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