



BRITISH COLUMBIA UTILITIES COMMISSION	
ORDER	
NUMBER	G-38-90

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 Application by  
West Kootenay Power Ltd. and  
Commission Order No. G-47-89

BEFORE:	J.D.V. Newlands,	)	
	Deputy Chairman;	)	
	N. Martin,	)	May 17, 1990
	Commissioner; and	)	
	W.M. Swanson, Q.C.,	)	
	Commissioner	)	

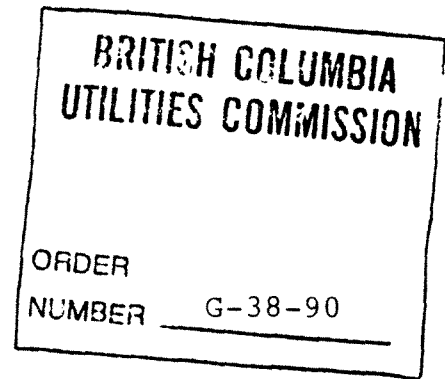
O R D E R

WHEREAS Commission Order No. G-47-89 approved the accounting and regulatory treatment of Rate Schedule 90 - Energy Management Service - Demand-Side Management ("DSM") Programs for West Kootenay Power Ltd. ("WKP") and required the utility to file with the Commission justification for its position with regard to the inclusion of municipal and other wholesale customers in such programs; and

WHEREAS on November 21, 1989 WKP provided its position, stating that the wholesalers, as responsible utilities, should operate a parallel program at their cost and that it was inappropriate for WKP to extend grants and loans to the customers of other utilities; and

WHEREAS on January 29, 1990 the Cities of Kelowna, Penticton, Grand Forks, Nelson and the District of Summerland ("the municipal wholesale customers") jointly filed a submission in support of their inclusion in such DSM programs and advised the Commission that they have no statutory authority to make such grants and loans and to deny the municipal wholesale customers their pro-rata shares of DSM funding was discriminatory pursuant to Section 65(2) of the Utilities Commission Act; and

WHEREAS on April 30, 1990 the municipal wholesale customers confirmed that WKP could be safeguarded from potential loss associated with the provision by WKP of such grants and loans should any one of the municipal wholesale customers leave the WKP supply system; and



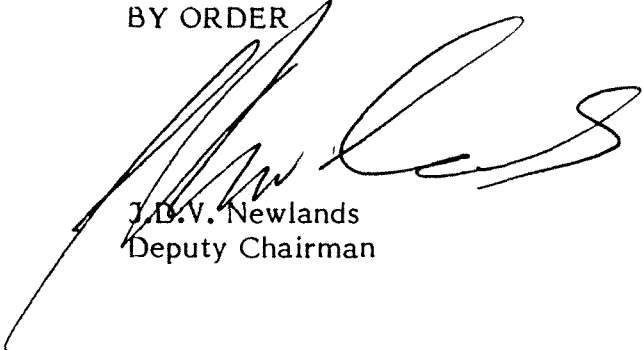
WHEREAS the Commission has reviewed the WKP DSM program and is satisfied that approval of such funding is necessary and in the public interest.

NOW THEREFORE the Commission orders WKP as follows:

1. The Commission approves the extension of DSM programs approved under Rate Schedule 90 - Energy Management Service to the customers of the municipal wholesale utilities.
2. Commission approval of the above-noted DSM program is conditional upon the municipal wholesale customers providing WKP with satisfactory written assurance that if a wholesale customer leaves the WKP supply system the unamortized balance remaining in such grant, loan or deferred account be repaid in full to WKP by the exiting municipal wholesale customers.
3. The municipal wholesale customers will be responsible for all administrative and promotional costs associated with the implementation of such programs that will be offered to individual customers of the municipal utility.

DATED at the City of Vancouver, in the Province of British Columbia, this 25<sup>th</sup> day of May, 1990.

BY ORDER



J.D.V. Newlands  
Deputy Chairman

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