



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.

BEFORE: J.D.V. Newlands,)
Deputy Chairman;)
N. Martin,) October 25, 1991
Commissioner; and)
K.L. Hall,)
Commissioner)

O R D E R

WHEREAS:

- A. On August 6, 1991 West Kootenay Power Ltd. ("WKP") filed for Commission approval, as an Energy Supply Contract pursuant to Section 85.3 of the Utilities Commission Act ("the Act"), agreements with Cominco Ltd. ("Cominco") entitled:
1. Long Term Firm Power Supply Agreement
 2. 1999 Firm Power Supply Agreement; and
- B. The Cominco power supply contracts are intended to replace the Consolidated Sale of Surplus Power Agreement between Cominco Ltd. and West Kootenay Power Ltd. dated January 31, 1989; and
- C. The Agreements are not binding upon Cominco and WKP unless certain actions described in Schedule 3 of the Agreements are taken by the British Columbia Utilities Commission ("the Commission") and the British Columbia Minister of Energy, Mines and Petroleum Resources prior to December 1, 1991; and
- D. The Commission, pursuant to Commission Order No. G-91-91, set the Application by WKP for public hearing to commence in Rossland, British Columbia on October 29, 1991; and
- E. On October 24, 1991 Applications for Adjournment were received from The British Columbia Public Interest Advocacy Centre, representing the Consumers' Association of Canada, B.C. Old Age Pensioners' Organization, Council of Senior Citizens Organizations, Federated Anti-Poverty Groups of B.C., and Senior Citizens' Association; from the Kootenay-Okanagan Electric Consumers Association, and from Mr. David George; Bull, Housser & Tupper representing the City of Kelowna, District of Summerland, City of Penticton, City of Grand Forks and the City of Nelson supported the request for adjournment received from the BCPIAC; and
- F. On October 25, 1991, Cominco agreed to amend Schedule 3 of the Agreements to postpone the December 1, 1991 deadline to January 1, 1992; and

- G. The Commission has considered the representations made by those seeking the adjournment, the representations made by WKP, and the co-operation shown by Cominco in extending the deadline date, and has concluded that the hearing scheduled to commence in Rossland, British Columbia on October 29, 1991 be adjourned to November 25, 1991.

NOW THEREFORE the Commission orders West Kootenay Power Ltd. as follows:

1. The adjourned WKP public hearing into the Cominco Power Supply Contracts will commence on November 25, 1991 at 9:00 a.m. in the Uplander Hotel in Rossland, British Columbia.
2. WKP will arrange for publication, not later than Wednesday, November 6, 1991, of a Notice of Public Hearing, as per attached copy, in one issue of the Vancouver Sun and such other appropriate local news publications as may properly provide adequate Notice to the population in the service area of the utility.
3. WKP is to file with the Commission, not later than Friday, November 8, 1991, any additional prepared testimony and supplemental material, if any, upon which it intends to rely.
4. Due to the rescheduling of the public hearing, submissions by intervenors and interested parties should be made to the Commission Secretary and to the Applicant no later than Monday, November 18, 1991.

DATED at the City of Vancouver, in the Province of British Columbia, this 28th day of October, 1991.

BY ORDER

J.D.V. Newlands
Deputy Chairman and
Chairman of the Division

/cms
Attachment



NOTICE OF PUBLIC HEARING

RESCHEDULING

THE APPLICATION

West Kootenay Power Ltd. ("WKP") filed for Commission approval, as an Energy Supply Contract pursuant to Section 85.3 of the Utilities Commission Act ("the Act"), power supply agreements with Cominco Ltd. ("Cominco") entitled:

1. Long Term Firm Power Supply Agreement
2. 1999 Firm Power Supply Agreement

THE PUBLIC HEARING

As a result of representations made by The British Columbia Public Interest Advocacy Centre, representing the Consumers' Association of Canada, B.C. Old Age Pensioners' Organization, Council of Senior Citizens Organizations, Federated Anti-Poverty Groups of B.C., and Senior Citizens' Association; from the Kootenay-Okanagan Electric Consumers Association, and from Mr. David George; Bull, Housser & Tupper representing the City of Kelowna, District of Summerland, City of Penticton, City of Grand Forks and the City of Nelson; and with the co-operation of WKP and Cominco, the Commission has rescheduled the Application for public hearing to commence at 9:00 a.m. local time, Monday, November 25, 1991 at the Uplander Hotel, 1919 Columbia Avenue, Rossland, B.C.

INTERVENTIONS AND SUBMISSIONS BY INTERESTED PARTIES

Due to the re-scheduling of the commencement of the public hearing, any additional interventions or submissions by interested parties should be made to the Commission Secretary and to the Applicant no later than Monday, November 18, 1991.

CLARIFICATION

Persons intending to participate in the public hearing, who are uncertain as to the manner in which to proceed, may contact Mr. R.J. Pellatt, Commission Secretary, or Mr. B. McKinlay, Manager, Rates and Finance - Electrical, by telephone (660-4700 or B.C. Toll Free: 1-800-663-1385), or in writing.

BY ORDER

A handwritten signature in black ink, appearing to read "R. J. Pellatt", written over a horizontal line.

Robert J. Pellatt
Commission Secretary

/cms
BCUC/Orders/G-105-91/WKP Adjourn