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BRITISH COLUMBIA
UTILITIES COMMISSION

ORDER
NUMBER C-5-94

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

and

An Application by Pacific Northern Gas Ltd.

BEFORE: M.K. Jaccard, Chairperson;)
K.L. Hall, Commissioner; and) June 16, 1994
F.C. Leighton, Commissioner)

**CERTIFICATE OF PUBLIC
CONVENIENCE AND NECESSITY**

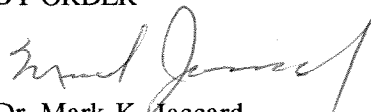
WHEREAS:

- A. On June 2, 1994 Pacific Northern Gas Ltd. ("PNG") applied for Commission approval of a Franchise Agreement dated December 3, 1993 ("the Agreement") between PNG and City of Prince Rupert ("the Municipality"); and
- B. The Agreement replaces an Order of the Public Utilities Commission dated August 13, 1968 which set forth the terms and conditions under which PNG could enter upon and use public thoroughfares and places within for its operations for a period of 20 years. The Agreement continued to have force and effect following the expiration of the primary term of the Agreement; and
- C. On February 22, 1994 the Municipality obtained from the Minister of Municipal Affairs approval in principle of By Law No. 2886, 1994 authorizing the Agreement; and
- D. The Commission has reviewed the Application and supporting documentation and finds that approval of the Agreement is necessary for the public convenience and properly conserves the public interest.

NOW THEREFORE, pursuant to Section 51(4) of the Utilities Commission Act, the Commission approves the Agreement between PNG and the Municipality which shall expire 21 years from the effective date of this Order, provided that such determination, approval and grant shall not restrict any regulatory power of the Commission.

DATED at the City of Vancouver, in the Province of British Columbia, this 17th day of June, 1994.

BY ORDER


Dr. Mark K. Jaccard
Chairperson