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BRITISH COLUMBIA
UTILITIES COMMISSION

ORDER
NUMBER E-31-95

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

and

An Application by BC Gas Utility Ltd.
for Approval of Buy/Sell Purchase Contracts
for the 1995/96 Gas Contract Year

BEFORE: M.K. Jaccard, Chairperson; and)
L.R. Barr, Deputy Chairperson) December 21, 1995

O R D E R

WHEREAS:

- A. On November 6, 1995 BC Gas Utility Ltd. ("BC Gas") filed for Commission approval Buy/Sell Gas Purchase Contracts with ECNG Inc. ("ECNG") dated September 1, 1995, Enershare Technology Corporation ("Enershare") dated September 1, 1995 and with Novagas Clearinghouse Core Ltd. ("NCCL") dated September 1, 1995; and
- B. Subsequent to the Application BC Gas requested that the Commission review the corporate warranty provisions in the Natural Gas Purchase and Sales Agreement between ECNG and IGI Resources Inc. ("IGI") in accordance with Section 2.2(b) of the Buy/Sell Agreement which requires that:
 - "The obligations of Seller and Buyer under this Contract shall not arise unless:
 - (b) if requested by the Buyer, the Seller has demonstrated to the BCUC that Seller has contracted for a Gas supply incorporating a corporate warranty acceptable to the BCUC."; and
- C. On November 30, 1995 ECNG filed a copy of its supply contract with IGI; and
- D. The Commission has reviewed the BC Gas filing and is satisfied that approval of the contracts and corporate warranty provisions is necessary and in the public interest.

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NOW THEREFORE pursuant to Section 85.3 of the Utilities Commission Act and the Rules, and subject to BC Gas filing fully executed documents in a timely fashion, the Commission orders the following:

1. The Commission approves the following Buy/Sell Gas Purchase Contracts, all dated September 1, 1995, for the 1995/1996 gas contract year subject to the timely filing of following fully executed documentation:
 - A contract with ECNG for 815 GJ/d at Station #2.
 - A contract with ECNG for 4,103 GJ/d at Huntingdon.
 - A contract with Enershare for 3,620 GJ/d at Station #2.
 - A contract with Enershare for 2,163 GJ/d at Huntingdon.
 - A contract with NCCL for 19,770 GJ/d at Station #2.
 - A contract with NCCL for 22,000 GJ/d at Huntingdon.
2. The Commission confirms that the corporate warranty in the Natural Gas Purchase and Sales Agreement (Contract No. S-042) between ECNG and IGI which provides 4,918 GJ/d of supply for the ECNG contracts is acceptable.

DATED at the City of Vancouver, in the Province of British Columbia, this *5th* day of January, 1996.

BY ORDER


Dr. Mark K. Jaccard
Chairperson