



IN THE MATTER OF
the Utilities Commission Act, RSBC 1996, c. 473

and

An Application by Westcoast Gas Services Inc.
for an Exemption Covering the Boundary Lake Gas Processing Plant

BEFORE: L.R. Barr, Deputy Chair)
and Acting Chair) July 31, 1997
K.L. Hall, Commissioner)

O R D E R

WHEREAS:

- A. On January 31, 1997 Westcoast Gas Services Inc. ("WGSI") applied to the Commission under Section 88(3) of the Utilities Commission Act ("the Act"), for an exemption with respect to its ownership in the Boundary Lake Gas Processing Plant (the "Boundary Lake Facilities") in Township 84, Range 15, W6M, which it uses to provide natural gas processing services to others, from Part 3 of the Act; and
- B. WGSI has entered into a service contract with a customer who it serves through the use of the Boundary Lake Facilities; and
- C. Petro-Canada Inc. also has ownership in the Boundary Lake Facilities, which it uses mainly for the processing of its own natural gas production; and
- D. Facilities which have been exempted from Part 3 of the Act continue to be regulated under the Act on a complaint basis, with a complaint taking the form of an application by an interested party under the Common Carrier and Common Processor sections of Part 4 of the Act; and
- E. The Commission has considered the Application and is satisfied that an Order, under Section 88(3) of the Act, exempting the Boundary Lake Facilities from most of the requirements under Part 3 of the Act, other than Sections 24 and 25, properly conserves the public interest; and
- F. On July 24, 1997 the approval of the Lieutenant Governor in Council was given to the said exemption by Order in Council No. 830, which is attached as Appendix I; and

G. Section 99 of the Act provides that the Commission may reconsider, vary or rescind an Order made by it.

NOW THEREFORE the Commission orders as follows:

1. Pursuant to Section 88(3) of the Act, the Commission approves for WGSi the exemption from Part 3, other than Sections 24 and 25, of the Boundary Lake Facilities, effective July 31, 1997.
2. WGSi is responsible for the safe and proper operation of the Boundary Lake Facilities consistent with the requirement of the Pipeline Act and other regulatory requirements.
3. WGSi is directed to file an annual report regarding the Boundary Lake Facilities in the form set out in Appendix II, or as the Commission may otherwise require, and to distribute copies to the shippers using the Boundary Lake Facilities.
4. WGSi is directed to pay fees to the Commission in the amounts that the Commission determines are required to defray costs associated with the regulation of the Boundary Lake Facilities.

DATED at the City of Vancouver, in the Province of British Columbia, this 6th day of August, 1997.

BY ORDER

Original signed by:

Lorna R. Barr
Deputy Chair
and Acting Chair

Attachments


PROVINCE OF BRITISH COLUMBIA

ORDER OF THE LIEUTENANT GOVERNOR IN COUNCIL

Order in Council No. **0830**, Approved and Ordered **JUL 24 1997**

I hereby certify that the following is a true copy of a Minute or the Honourable the Executive Council of the Province of British Columbia approved by His Honour the Administrator.


Deputy Order-in-Council Custodian

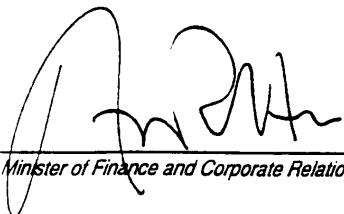

Administrator

Executive Council Chambers, Victoria

~~Administrator~~

On the recommendation of the undersigned, the ~~Lieutenant Governor~~, by and with the advice and consent of the Executive Council, orders that

- 1 In this order:
 - "commission" means the British Columbia Utilities Commission;
 - "facility" means the Boundary Lake Gas Processing Plant owned by Westcoast Gas Services Inc. and Petro-Canada Inc.
- 2 Approval is given to the commission to
 - (a) exempt the facility from the application of Part 3 of the *Utilities Commission Act*, except sections 24 and 25, or
 - (b) rescind the exemption under paragraph (a) if the commission considers that the exemption is not in the public interest.


Minister of Finance and Corporate Relations


Presiding Member of the Executive Council

(This part is for administrative purposes only and is not part of the Order.)

Authority under which Order is made:

ANNUAL REPORTING REQUIREMENTS

Part 4 Complaint Regulation of Companies that Transport or Process Gas for Others

A Report is required for each Separate, Significant Pipeline System or Processing Facility

(Companies are to file Reports within 90 days after fiscal year end)

1.0 Previous Year Actuals

- Facility name, location, function, capacity.
- Any significant changes in capacity during the year.
- Throughput during the year.
- Names, address, contact name and telephone number for each shipper.