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BRITISH COLUMBIA  
UTILITIES COMMISSION

ORDER  
NUMBER G-85-99

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IN THE MATTER OF  
the Utilities Commission Act, R.S.B.C. 1996, Chapter 473

and

An Application by Central Heat Distribution Limited  
for Approval of an Operating Agreement with the City of Vancouver

**BEFORE:** P. Ostergaard, Chair )  
B.L. Clemenhagen, Commissioner ) August 19, 1999  
K.L. Hall, Commissioner )  
F.C. Leighton, Commissioner )

**O R D E R**

**WHEREAS:**

- A. On May 21, 1999, Central Heat Distribution Limited ("CHDL") applied to the Commission for approval of the proposed Terms and Conditions of a Permanent Operating Agreement ("the Agreement") with the City of Vancouver ("the City") pursuant to Section 32 of the Utilities Commission Act ("the Application"); and
- B. The proposed Agreement replaces a thirty-year Franchise Agreement between CHDL and the City that expired on June 29, 1996 and, by agreement with the City, was subsequently extended on an interim basis; and
- C. On July 15, 1999, the Commission by Order No. G-77-99, established a regulatory timetable for negotiations on August 26 and 27, 1999 and for a public hearing to commence on September 28, 1999 if negotiations are unsuccessful; and
- D. On August 17, 1999 CHDL and the City requested that the regulatory timetable in Order No. G-77-99 for information requests, information responses and negotiations be adjourned; and
- E. On August 19, 1999 CHDL, the City and Commission staff established a revised regulatory timetable that allowed negotiations between CHDL and the City to continue until September 3, 1999 and, if a public hearing is required on September 28, 1999, set dates for information requests and responses; and

F. The Commission has reviewed the August 17, 1999 request by CHDL and the City and finds that the regulatory timetable established by Order No. G-77-99 requires amendment.

**NOW THEREFORE** the Commission orders as follows:

1. The Commission establishes the following amended regulatory timetable to deal with the Application.

**AMENDED REGULATORY TIMETABLE**

<u>Action</u>	<u>Date (1999)</u>
CHDL and the City report on status of negotiations and issue information requests	September 3
Respond to all Information Requests	September 10
Additional Evidence filed	September 14
Information Requests on additional filed Evidence issued by all Parties	September 17
City submissions on BCUC jurisdiction	September 20
CHDL submissions on BCUC jurisdiction	September 23
Information Responses on Additional Evidence	September 23
Public Hearing commences	September 28

2. If either party wishes Commission staff assistance with the negotiations, then the party should contact Commission staff prior to September 3, 1999.
3. The Public Hearing is scheduled to commence at 9:00 a.m. in the Commission's Hearing Room, 6<sup>th</sup> Floor, 900 Howe Street, Vancouver, B.C.
4. The Preliminary Issues List attached as Appendix A to Order No. G-77-99 is to be addressed at the negotiations and Public Hearing.

**DATED** at the City of Vancouver, in the Province of British Columbia, this 25<sup>th</sup> day of August 1999.

BY ORDER

*Original signed by:*

Peter Ostergaard  
Chair