



LETTER NO. L-11-03

ROBERT J. PELLATT
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March 20, 2003

Mr. Leo McGrady, Q.C.
McGrady, Baugh & White
502-2695 Granville Street
Vancouver, B.C. V6H 3H4

Dear Mr. McGrady:

Re: British Columbia Hydro and Power Authority ("B.C. Hydro")
Office & Professional Employees' International Union, Local 378 Application for a
Public Hearing to Examine the B.C. Hydro Accenture Arrangements and Transmission Division Plans

Subsequent to the filing of your submission dated February 26, 2003, the Energy and Mines Statutes Amendment Act, 2003 (the "EMSAA") was passed on February 27, 2003. The EMSAA includes amendments to section 12 of the Hydro and Power Authority Act which give the Lieutenant Governor in Council the power to designate any agreement entered into by B.C. Hydro as being related to the provision of support services [subsection (9)]. Subject to subsection (12), subsection (11)(e) now provides that B.C. Hydro is not required to obtain any approval, authorization, permit or order under the Utilities Commission Act in connection with such an agreement or any actions taken in accordance with the terms of such an agreement, and further that the Commission must not prohibit B.C. Hydro from taking any action that B.C. Hydro is entitled to or required to take under the terms of such an agreement.

Section 25 of the EMSAA also amends the definition of "public utility" in section 1 of the Utilities Commission Act.

The Commission encloses a letter from B.C. Hydro's solicitors dated March 13, 2003 relating to the filing of copies of the Accenture Agreements together with a copy of Order in Council No. 0219 bearing the same date, designating the Agreements as support services agreements pursuant to subsection 12(9) of the Hydro and Power Authority Act.

Please advise the Commission by April 4, 2003 of the impact that Order in Council No. 0219 has on your December 19, 2002 Application on behalf of the Office & Professional Employees' International Union, Local 378.

Yours truly,

Original signed by:

Robert J. Pellatt

BMcK/cms
Enclosures

cc: Mr. Ray Aldeguer
Senior Vice-President
Corporate Resources & General Counsel
British Columbia Hydro and Power Authority