



**LETTER NO. L-1-05**

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**VIA E-MAIL**

January 5, 2005

TO: British Columbia Hydro and Power Authority  
Registered Intervenor

British Columbia Hydro and Power Authority  
Call for Tenders for Capacity on Vancouver Island  
Review of Electricity Purchase Agreement

**Exhibit No. A-17**

Re: British Columbia Hydro and Power Authority  
Call for Tenders for Capacity on Vancouver Island  
Review of Electricity Purchase Agreement  
Evidence from Vancouver Island Generation Project Proceeding

By letter dated December 28, 2004 (Exhibit C20-12), counsel for the Georgia Strait Crossing Concerned Citizens Coalition ("GSXCCC") and the BC Sustainable Energy Association ("BCSEA") applied for admission as evidence in this proceeding, certain evidence regarding load forecasting from the Vancouver Island Generation Project ("VIGP") proceeding.

At the November 30, 2004 Procedural conference, at page 309 of the Transcript, the Commission Panel stated: "The record from the VIGP decision will not form part of the record of this proceeding, although participants may make application to the Commission seeking approval to make evidence from the VIGP proceeding part of the record of this proceeding." At page 528 of the Transcript, the Chair advised counsel for GSXCCC-BCSEA that applications for admission of evidence from the VIGP proceeding could be brought up until the commencement of the hearing.

The Commission has received a letter from Lawson Lundell dated January 5, 2005 (Exhibit B-27) commenting on the GSXCCC-BCSEA application. Prior to the receipt of that letter the Chair had decided to approve the GSXCCC-BCSEA application, although had not formalized that decision by letter. According to the January 5, 2005 letter BC Hydro anticipates that the only issue with respect to the incorporation of individual pieces of evidence will be their relevance. BC Hydro requests that consideration of the GSXCCC-BCSEA application be delayed until all parties have identified the information from the VIGP proceeding that they wish to include, and suggests a schedule for submissions on this matter that would be completed by January 21, 2005 to facilitate a ruling before the end of the evidentiary phase of the hearing.

Participants should have certainty where possible as they prepare for the hearing and the Chair intends to deal with requests related to evidence from the VIGP proceeding as they arise. The Chair hereby approves the GSXCCC-BCSEA application as set out in its December 28, 2004 letter. The approval is subject to any determinations the Chair may make during the hearing as to the ultimate relevance of the documents to the issues in the hearing.

At the November 30, 2004 Procedural Conference, at page 310 of the Transcript, the Commission Panel stated: “The evidence from the VIGP proceeding relevant to the timing of the 230 kV supply is to form part of the record in this proceeding.” The following is a listing of the evidence from the VIGP proceeding related to the timing of 230 kV supply that will form part of the record for this proceeding.

Exhibit 1, pp. 33-5	Description in CPCN Application
Exhibit 4A, BCUC IR 21.2, BCUC IR 21.3	Supplementary Response “Project Planning Report – 230 kV Transmission circuit from Arnott to VIT”.
Exhibit 4CC	Time required for 230 kV option engineering studies prior to starting the regulatory process.
Exhibit 4BBB	Advancement of 230 kV option in-service date by one year
Transcript Pages	T4: 786-7, 790-2, 842-6, 911-6 T5: 1016-7, 1031-5

The Chair is of the view that the suggestion in the January 5, 2005 Lawson Lundell letter of establishing a deadline of January 14, 2005 for applications in connection with VIGP evidence has merit and therefore now expects all participants who intend to make requests for the admission of evidence from the VIGP proceeding to do so by no later than 4:30 p.m., Friday, January 14, 2005.

Yours truly,

*Original signed by:*

Robert J. Pellatt

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