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**BRITISH COLUMBIA
UTILITIES COMMISSION**

**ORDER
NUMBER** G-25-08

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

and

**An Application by Spectra Energy Midstream to
revise Appendix I to Commission Order No. G-138-07**

BEFORE: L.F. Kelsey, Commissioner
P.E. Vivian, Commissioner

February 21, 2008

O R D E R

WHEREAS:

- A. On November 27, 2007 by Order No. G-138-07, the Commission continued and reissued the exemption approvals given under Order No. G-30-06 in the name of Spectra Energy Midstream ("SEM"); and
- B. Order No. G-30-06 directed SEM to advise the Commission, in writing, of any facility that is not listed in Appendix I and which SEM intends to use to transport and process natural gas for others, so that the Commission, on finding that the exemption of such facility is in the public interest may, by Order, issue a revised Appendix I; and
- C. On January 31, 2008, SEM requested that Appendix I to Order No. G-138-07 be revised to include natural gas processing and pipeline facilities in the West Doe area of northeast British Columbia; and
- D. 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. The exemption approvals given under Order No. G-138-07 are continued by this Order.
- 2. Appendix I to Order No. G-138-07 is revised to include the West Doe processing and pipeline facilities as set out in Appendix I to this Order ("Appendix I"). The facilities identified in Appendix I will continue to be regulated under the Act on a complaint basis, with a complaint taking a form similar to that of an application by an interested party under the Common Carrier and Common Processor sections of Part 4 of the Act with respect to facilities operated by a person declared to be a common carrier or common processor.

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3. SEM is directed to advise the Commission, in writing, of any facility that is not listed in Appendix I and which SEM intends to use to transport and process natural gas for others, so that the Commission, on finding that the exemption of such facility is in the public interest may, by Order, issue a revised Appendix I.
4. SEM is responsible for the safe and proper operation of its facilities consistent with the requirements of the Pipeline Act and other regulatory requirements.
5. SEM is directed to file an annual report regarding each exempted facility in the form set out in Appendix I1 or as the Commission may otherwise require, and to distribute copies to the shippers using the facility.
6. SEM 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 SEM facilities.

DATED at the City of Vancouver, in the Province of British Columbia, this 26th day of a February 2008.

BY ORDER

Original signed by

L.F. Kelsey
Commissioner

Attachments

SPECTRA ENERGY MIDSTREAM

Transportation and Processing Facilities in British Columbia
Exempted from Part 3 Regulation

1. Sunrise area - all pipelines, plant and related facilities.
2. West Doe area - all pipelines, plant and related facilities.

SPECTRA ENERGY MIDSTREAM
ANNUAL REPORTING REQUIREMENTS

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.