

SIXTH FLOOR, 900 HOWE STREET, BOX 250
VANCOUVER, B.C. V6Z 2N3 CANADA
web site: <http://www.bcuc.com>



**BRITISH COLUMBIA
UTILITIES COMMISSION**

**ORDER
NUMBER G-171-09**

TELEPHONE: (604) 660-4700
BC TOLL FREE: 1-800-663-1385
FACSIMILE: (604) 660-1102

IN THE MATTER OF

the Utilities Commission Act, R.S.B.C. 1996, Chapter 473

and

An Application by British Columbia Hydro and Power Authority
for Relief from Certain Requirements of the British Columbia Transmission Corporation
Transmission Service and Interconnection Service Procedures

BEFORE: A.A. Rhodes, Commissioner

December 24, 2009

O R D E R

WHEREAS:

- A. British Columbia Hydro and Power Authority ("BC Hydro") launched a Clean Power Call on June 11, 2008, and requested, in its 2008 Long Term Acquisition Plan ("2008 LTAP") filed with the British Columbia Utilities Commission ("Commission") on June 12, 2008, that the Commission endorse the Clean Power Call eligibility requirements and volume target; and
- B. On May 27, 2009, BC Hydro applied to the Commission for relief from certain requirements of the British Columbia Transmission Corporation ("BCTC") Transmission Service and Interconnection Service Procedures for Competitive Electricity Acquisition Processes (the "CEAP Procedures") in relation to the Clean Power Call (the Application"); and
- C. The CEAP Procedures are set out in Attachment P to BCTC's Open Access Transmission Tariff and were approved by Commission Order G-58-05; and
- D. On June 1, 2009, by Commission Order G-63-09, the Commission approved the May 27, 2009 application and determined that, for the Clean Power Call only, the requested relief was granted; and
- E. On August 19, 2009, BC Hydro applied to the Commission for further relief from certain requirements of the BCTC Transmission Service and Interconnection Service Procedures for CEAP Procedures in relation to the Clean Power Call; and
- F. On August 20, 2009, Commission Order G-96-09 approved the August 19, 2009 application and determined that, for the Clean Power Call only, the requested relief was granted; and

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- G. On December 16, 2009, BC Hydro applied to the Commission for further relief from certain requirements of the BCTC Transmission Service and Interconnection Service Procedures for CEAP Procedures in relation to the Clean Power Call (the "Application"); and
- H. BC Hydro advised that it does not intend to award Energy Purchase Agreements ("EPAs") to Clean Power Call proponents until it is confident that the resulting EPAs are cost-effective and that it does not expect to be in a position to award these EPAs prior to December 31, 2009; and
- I. BC Hydro advised that without the relief requested in the Application, it will be required by Section 4.10 of the CEAP Procedures to select the successful Clean Power Call participants and submit an application to BCTC to nominate those successful projects as network resources on or before December 31, 2009 or the CEAP Interconnection Requests will be deemed to be withdrawn; and
- J. The relief requested in the Application will allow BC Hydro, for the Clean Power Call only, to delay its nomination of the successful projects until on or before March 31, 2010 so that BC Hydro can stage the EPA award process and provide an opportunity for remaining proponents to make more cost-effective proposals for the Clean Power Call projects; and
- K. BC Hydro advised that there would be no potential harm to third parties if the Commission approves the Application because any risk associated with approval of the Application is solely to BC Hydro, and BC Hydro believes that risk is not significant; and
- L. The Commission received a letter from BCTC, dated December 17, 2009, confirming that the proposal will not disadvantage third parties, and generally expressing support for the Application; and
- M. The Commission has considered the Application and the BCTC letter.

NOW THEREFORE the Commission determines that BC Hydro shall, for the Clean Power Call only, submit an application to BCTC, nominating the successful projects as network resources as required by Section 4.10 of the CEAP Procedures, on or before March 31, 2010.

DATED at the City of Vancouver, in the Province of British Columbia, this 24th day of December 2009.

BY ORDER

Original signed by:

A. A. Rhodes
Commissioner