

**BRITISH COLUMBIA
UTILITIES COMMISSION**

**ORDER
NUMBER G-44-11**

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

and

**British Columbia Hydro and Power Authority
Transmission Service Rate
Customer Baseline Load F2010 and F2011 Application**

BEFORE: L.F. Kelsey, Commissioner
D.A. Cote, Commissioner
D. Morton, Commissioner March 10, 2011
N.A. MacMurchy, Commissioner
C.A. Brown, Commissioner

O R D E R

WHEREAS:

- A. On October 4, 2010, British Columbia Hydro and Power Authority (BC Hydro) filed its Customer Baseline Load F2010 and F2011 Application (F10/F11 CBL Application) with the British Columbia Utilities Commission (the Commission) requesting the following approvals under the *Utilities Commission Act* (the Act):
- i. Final Adjusted F2010 CBLs, effective April 1, 2009, and the placement of certain customers on Rate Schedule 1823A during F2010, pursuant to sections 58 to 61 of the Act;
 - ii. Interim F2011 CBLs, effective April 1, 2010, and the continuation or placement of certain customers on RS 1823A during F2011, pursuant to sections 58 to 61, 89 and 90 of the Act;
 - iii. Continuance of Interim F2010 CBLs for two specific customers with unique circumstances, Northgate Minerals and Buckeye Canada (Buckeye);
- B. In the F10/F11 CBL Application BC Hydro stated that it had submitted all F2010 and F2011 CBLs to customers for review and comment;
- C. On November 25, 2010, the Commission issued Order G-176-10, and Letter L-94-10, directing BC Hydro to provide a copy of the Order and Letter to all Transmission Service Rate customers taking service under Rate Schedule 1823 by December 3, 2010. Customers were requested to provide the Commission with

comment on BC Hydro's proposed CBLs by December 17, 2010. If a customer had not responded to the Commission by that date, L-94-10 indicated that the Commission would conclude that the customer agreed with the CBLs proposed by BC Hydro;

- D. By December 17, 2010, the Commission received comment from two transmission service customers concerning the revised CBLs proposed by BC Hydro: Prince Rupert Port Authority (PRPA); and Howe Sound Pulp and Paper Corporation (HSPPC);
- E. On January 10, 2011, BC Hydro filed an Amendment to the F10/F11 CBL Application that contained the following revisions to the F10/F11 CBL Application:
 - i. Revisions to Adjusted F2010 CBLs for three customers;
 - ii. A proposal for three customers to remain on their Adjusted F2010 CBLs on an interim basis pending BC Hydro's review of further information. The final CBLs for these three customers, Gibraltar Mines Ltd., Neucel Specialty Cellulose Ltd., and HSPPC, will be subject of a further filing with the Commission;
 - ii. A letter confirming HSPPC's agreement to its adjusted F2010 CBL and Interim F2011 CBL and withdrawal of any prior notice of dispute filed with the Commission;
 - iii. Adjusted F2010 CBL and Interim F2011 CBL for Northgate Minerals;
 - iv. Indication that BC Hydro was unable to reach agreement with PRPA;
- G. On February 24, 2011, the Commission issued Order G-32-11 initiating a written hearing process for the CBL dispute between PRPA and BC Hydro;
- H. On March 3, 2011 BC Hydro filed a second Amendment to the F10/F11 CBL Application that contained a revision to Buckeye's Adjusted F2010 and Interim F2011 CBL that was directed by Order G-139-10;
- I. The Commission has considered the F10/F11 Application and the two subsequent Amendments.

NOW THEREFORE the Commission orders as follows:

- 1. The CBLs and transfers to RS 1823A, as identified in columns "Adjusted F2010 CBL for Final Approval" in Appendix A of the March 3, 2011 Amendment to the F10/F11 CBL Application, are approved on a final and permanent basis.

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2. The CBLs and transfers to RS 1823A, as identified in columns “Interim F2011 CBL for Interim Approval” in Appendix A of the March 3, 2011 Amendment to the F10/F11 CBL Application dated March 3, 2011, are approved on an interim basis until such time as they are approved on a permanent basis by the Commission.
3. Directives 1 and 2 above do not apply to Gibraltar Mines Ltd., Neucel Specialty Cellulose Ltd., and HSPPC. These three customers are to remain on their Adjusted F2010 CBLs on an interim basis. The F2010 and F2011 CBLs for these three customers will be considered subsequent to this Order.
4. Directive 2 does not apply to PRPA because their F2011 CBL will be determined in a separate proceeding.

DATED at the City of Vancouver, in the Province of British Columbia, this 11th day of March 2011.

BY ORDER

Original signed by:

D.A. Cote
Commissioner