

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



**BRITISH COLUMBIA
UTILITIES COMMISSION**

**ORDER
NUMBER R-16-12**

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 Powell River Energy Inc.
for Acceptance of revised Mitigation Plans required for Compliance with Mandatory Reliability Standards
FAC-008-1 Requirement 1 - Violation ID: BCUC201000187
FAC-008-1 Requirement 2 - Violation ID: BCUC201000188
FAC-008-1 Requirement 3 - Violation ID: BCUC201000189
FAC-009-1 Requirement 1 - Violation ID: BCUC201000190**

BEFORE: L.F. Kelsey, Commissioner
N.E. MacMurchy, Commissioner
R.D. Revel, Commissioner
April 19, 2012

O R D E R

WHEREAS:

- A. Section 125.2 of the *Utilities Commission Act* (Act) assigns exclusive jurisdiction to determine whether a “reliability standard,” as defined in the Act, is in the public interest and should be adopted in British Columbia by the British Columbia Utilities Commission (Commission). By Order G-123-09 the Commission approved the Compliance Monitoring Program (CMP) for monitoring and enforcement of adopted reliability standards and appointed the Western Electricity Coordinating Council (WECC) as its Administrator for registration and monitoring compliance as per section 8 of the Act;
- B. Commission Order G-67-09 requires entities subject to approved Mandatory Reliability Standards, to file mitigation plans outlining how they plan to meet compliance with standards they are not in compliance with;
- C. Section 5.1.1 of the CMP requires that an entity file a Mitigation Plan for every violation to a standard requirement and that WECC review the Mitigation Plan and make a recommendation to the Commission;
- D. On December 14, 2010, Powell River Energy Inc (PREI) submitted a Mitigation Plan to address alleged violations of Reliability Standards FAC-008-1 R1, R2 and R3 with a completion date of August 26, 2011;
- E. On December 14, 2010, Powell River Energy Inc (PREI) submitted a Mitigation Plan to address alleged violation of Reliability Standard FAC-009-1 R1 with a completion date of November 11, 2011;

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- F. By letter dated January 20, 2012, WECC recommended acceptance of the Mitigation Plans for PREI to bring into compliance the standards listed above. Shortly thereafter, the Commission was informed that PREI was revising the completion dates for the Mitigation Plan listed above;
- G. On January 25, 2012, PREI submitted a revised Mitigation Plan for FAC-008-1 R1. On January 30, 2012, PREI submitted a revised Mitigation Plan for FAC-008-1 R2 and R3. On February 2, 2012, PREI submitted a revised Mitigation Plan for FAC-009-1 R1;
- H. By letters dated April 12, 2012, WECC recommended acceptance of the following Mitigation Plans for PREI to bring into compliance the following standards:

| Reliability Standard | BCUC Violation ID | Completion Date |
|----------------------|-------------------|-----------------|
| FAC-008-1 R1 | BCUC201000187 | March 20, 2012 |
| FAC-008-1 R2 | BCUC201000188 | March 20, 2012 |
| FAC-008-1 R3 | BCUC201000189 | March 20, 2012 |
| FAC-009-1 R1 | BCUC201000190 | March 20, 2012 |

NOW THEREFORE pursuant to section 125.2 (10) of the Act and in accordance with the Compliance Monitoring Program, the Commission accepts WECC's recommendations and approves the Mitigation Plans as listed above.

DATED at the City of Vancouver, in the Province of British Columbia, this 20th day of April 2012.

BY ORDER

Original signed by:

L.F. Kelsey
Commissioner