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**BRITISH COLUMBIA
UTILITIES COMMISSION**

**ORDER
NUMBER R-29-12**

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

and

**An Application by Powell River Energy Inc.
for Dismissal of Possible Violations of Mandatory Reliability Standards
TOP-002-2_R3 – Violation ID: BCUC201000216
TOP-002-2_R18 – Violation ID: BCUC201000215**

BEFORE: L.F. Kelsey, Commissioner
D.M. Morton, Commissioner
C.A. Brown, Commissioner
N.E. MacMurchy, Commissioner
R.D. Revel, Commissioner

May 24, 2012

O R D E R

WHEREAS:

- A. Section 125.2 of the *Utilities Commission Act* (Act) assigns exclusive jurisdiction to the British Columbia Utilities Commission (Commission) 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 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 those entities subject to approved Mandatory Reliability Standards to file mitigation plans outlining how they plan to achieve compliance;
- C. Pursuant to Section 5.3 of the CMP, a Mitigation Plan with respect to an Alleged Violation may be submitted at any time, and a Mitigation Plan with respect to a Confirmed Violation must be submitted within ten business days following confirmation by the Commission;
- D. On December 13, 2010, Powell River Energy Inc. (PREI) submitted mitigation plans addressing possible noncompliance with TOP-002-2 R3 and R18;
- E. On April 17, 2012, during a compliance audit, WECC reviewed PREI’s evidence and determined that PREI was not in violation of the Mandatory Reliability Standards TOP-002-2 R3 and R18 at the time;

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F. On May 16, 2012, WECC recommended that the Commission approve the dismissal of PREI's possible violations of the following standards:

- TOP-002-2 R3 – Violation ID: BCUC201000216
- TOP-002-2 R18 – Violation ID: BCUC201000215

G. The Commission has reviewed WECC's recommendation and considers its approval warranted.

NOW THEREFORE pursuant to section 125.2 (10) of the Act, the Commission accepts WECC's recommendation and approves the dismissal of the possible violations identified above.

DATED at the City of Vancouver, in the Province of British Columbia, this 30th day of May 2012.

BY ORDER

Original signed by:

D.M. Morton
Commissioner