



**BRITISH COLUMBIA
UTILITIES COMMISSION**

**ORDER
NUMBER R-26-14**

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

and

Rio Tinto Alcan
Confirmation of Alleged Violation of Mandatory Reliability Standard:
FAC-009-1 Requirement 1 – Violation ID: BCUC2013000420

BEFORE: D.M. Morton, Commissioner July 3, 2014

O R D E R

WHEREAS:

- A. Order G-123-09 approved the Compliance Monitoring Program (CMP) which provides a process for dealing with violations to Mandatory Reliability Standards (MRS) adopted by the British Columbia Utilities Commission (Commission);
- B. On May 19, 2014, the Western Electricity Coordinating Council (WECC), acting as the Commission's MRS Administrator, issued a Notice of Alleged Violation (NOAV) to Rio Tinto Alcan (Rio Tinto) for the alleged violation of the Reliability Standard listed above. The NOAV described the nature of the Alleged Violation and provided an assessment of the severity of the Alleged Violation;
- C. On May 19, 2014, WECC also advised Rio Tinto of its rights under section 4.2 of the CMP, pursuant to which the Applicable Entity has 30 days to respond to the NOAV. The CMP also states if the Applicable Entity fails to respond within 30 days, the Commission may consider the Alleged Violation in the absence of a submission;
- D. By email correspondence dated June 26, 2014, WECC informed Commission staff that Rio Tinto accepts the Alleged Violation noted above;
- E. Pursuant to section 5.1.1 of the CMP, the Applicable Entity is not required to, but may, prepare a Mitigation Plan for an Alleged Violation at any time. Pursuant to section 5.3.2 of the CMP, the Applicable Entity must submit a Mitigation Plan for a Confirmed Violation within ten business days following confirmation by the Commission;

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- F. By Commission Order R-24-13, dated June 20, 2013, the Commission accepted a Mitigation Plan submitted by Rio Tinto for this Alleged Violation with a proposed completion date of May 29, 2014;
- G. The Commission has reviewed WECC's recommendation and considers confirmation of the Alleged Violation is warranted.

NOW THEREFORE pursuant to section 125.2 of the *Utilities Commission Act* and section 4.1 of the Compliance Monitoring Program, the British Columbia Utilities Commission confirms the Alleged Violation identified above.

DATED at the City of Vancouver, in the Province of British Columbia, this 4th day of July 2014.

BY ORDER

Original Signed by:

D.M. Morton
Commissioner