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**BRITISH COLUMBIA
UTILITIES COMMISSION**

**ORDER
NUMBER R-36-15**

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**IN THE MATTER OF
the *Utilities Commission Act*, RSBC 1996, Chapter 473**

and

**Rio Tinto Alcan
Confirmation of Alleged Violation of Mandatory Reliability Standard:
FAC-003-1 Requirement 2 – Violation ID: BCUC2015000559**

BEFORE: D. M. Morton, Commissioner June 16, 2015

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) and Order R-34-15 approved revisions and updates to the CMP;
- B. On May 15, 2015, the Western Electricity Coordinating Council (WECC), acting as the Commission's MRS Administrator, issued a Notice of Alleged Violation (NOAV) to Rio Tinto Alcan (RTA) 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. The NOAV identified the Alleged Violation as a repeat violation of this standard. The Commission confirmed a previous instance of RTA Alleged Violation FAC-003-1 R2 by Commission Order R-26-13, dated June 20, 2013;
- D. On May 15, 2015, WECC also advised RTA of its rights pursuant to the CMP, whereby the Entity has 30 days to respond to the NOAV. The CMP also states if the Entity fails to respond within 30 days, the Commission may consider the Alleged Violation(s) in the absence of a submission;
- E. Pursuant to the CMP, the Entity is not required to, but may, prepare a Mitigation Plan for an Alleged Violation at any time and the Entity must submit a Mitigation Plan for a Confirmed Violation within 10 business days following confirmation by the Commission;
- F. On June 1, 2015, RTA responded to the NOAV stating it was in agreement with the Alleged Violation and that it had submitted a Mitigation Plan on May 27, 2015; and

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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 of the Compliance Monitoring Program, the British Columbia Utilities Commission confirms the Alleged Violation identified as FAC-003-1 R2 above.

DATED at the City of Vancouver, in the Province of British Columbia, this 16th day of June 2015.

BY ORDER

Original signed by:

D. M. Morton
Commissioner