



**ORDER NUMBER
R-22-17**

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

and

FortisBC Inc.
Change in registration with the
British Columbia Mandatory Reliability Standards Program

BEFORE:
W. M. Everett, QC, Commissioner

on February 23, 2017

ORDER

WHEREAS:

- A. In accordance with British Columbia Utilities Commission (Commission) Order R-12-17 approving, among other things, the elimination of Purchasing Selling Entity (PSE) and Load Serving Entity (LSE) as registered functions with the British Columbia Mandatory Reliability Standards Program (BC MRS Program), FortisBC Inc. (FortisBC) is no longer required to register for the PSE or LSE function and is not required to comply with Commission approved reliability standards applicable to the PSE and LSE functions;
- B. Section 125.2 of the *Utilities Commission Act* (UCA) assigns exclusive jurisdiction to the Commission to determine whether a “reliability standard,” as defined in the UCA, is in the public interest and should be adopted in British Columbia;
- C. The Mandatory Reliability Standards Regulation (MRS Regulation), Ministerial Order M039, deposited February 23, 2009, described the parties subject to reliability standards adopted under section 125.2(6) of the UCA and, on June 4, 2009, the Commission issued Order G-67-09 specifying that entities subject to reliability standards must register with the Commission;
- D. By Commission Orders G-29-10 and G-92-10, dated February 25, 2010 and May 27, 2010 respectively, the Commission approved the registration of FortisBC for various functions including the PSE and LSE functions, with the BC MRS Program;
- E. On November 17, 2015, the UCA was amended to repeal sections 125.2(8) and 125.2(9) concerning the applicability of reliability standards and include updated sections 125.2(8) and 125.2(9), pursuant to which, the Commission may, by order, specify that a reliability standard adopted under the UCA applies or does not apply to a specified person, a class of persons or a person in respect of specified equipment;
- F. On May 18, 2016, the MRS Regulation was revised by Ministerial Order M171 to remove, among other things, section 2, Application;

- G. As a result of the amended UCA giving the Commission authority to make determinations on the applicability of reliability standards in BC, and considering the general policy to have the BC MRS Program align with the North American Electric Reliability Corporation (NERC) MRS Program in the US, the Commission issued for comment proposed revisions to the BC Registration Manual which included registration criteria that align with the NERC Statement of Compliance Registry Criteria. The proposed revisions to the Registration Manual included, among other things, the elimination of PSE and LSE as registration categories;
- H. Following thorough consideration of comments and reply comments received, the Commission issued Commission Order R-12-17, dated February 23, 2017, approving the revised Registration Manual, which, among other things, eliminated PSE and LSE as a registered functions, and;
- I. The Commission considers deregistration of FortisBC for the PSE and LSE functions with the BC MRS Program warranted.

NOW THEREFORE pursuant to sections 125.2(8), (9) and (10) of the *Utilities Commission Act* and in accordance with the revised Registration Manual that is Appendix 1 to the Rules of Procedure for Reliability Standards in British Columbia, the British Columbia Utilities Commission:

- 1. Approves the deregistration of FortisBC Inc. for the functions of Purchasing Selling Entity and Load Serving Entity with the British Columbia Mandatory Reliability Standards Program.
- 2. Orders that the Mandatory Reliability Standards adopted by the Commission pursuant to section 125.2 of the *Utilities Commission Act* and applicable to the Purchasing Selling Entity and Load Serving Entity functions no longer apply to FortisBC Inc.
- 3. Orders that FortisBC Inc. is no longer required to submit compliance filings applicable to the Purchasing Selling Entity and Load Serving Entity functions to the British Columbia Utilities Commission and remains registered for other applicable functions.

DATED at the City of Vancouver, in the Province of British Columbia, this 23rd day of February 2017.

BY ORDER

Original signed by:

W. M. Everett, QC
Commissioner