



**ORDER NUMBER**

**R-1-20**

**IN THE MATTER OF**

the *Utilities Commission Act*, RSBC 1996, Chapter 473

and

Rio Tinto Alcan

Notice of Compliance Violation Investigation

Pertaining to FAC-003-4

**BEFORE:**

A. K. Fung, QC, Commissioner

on February 28, 2020

**ORDER**

**WHEREAS:**

- A. On February 7, 2020, the Western Electricity Coordinating Council (WECC), acting as the Administrator for the British Columbia Mandatory Reliability Standards Program (BC MRS Program), issued a recommendation to the British Columbia Utilities Commission (BCUC) for a Compliance Violation Investigation of Rio Tinto Alcan (RTA) pertaining to FAC-003-4 (Recommendation), as adopted by Order R-39-17 Attachment E;
- B. Section 125.2 of the *Utilities Commission Act* (UCA) assigns exclusive jurisdiction to the BCUC to determine whether a “reliability standard,” as defined in the UCA, is in the public interest and should be adopted in British Columbia;
- C. By Order G-123-09 dated October 15, 2009, the BCUC approved the Rules of Procedure for Reliability Standards in British Columbia (BC ROP), including the Compliance Monitoring Program (CMP) appended thereto, which provides processes for monitoring compliance with reliability standards adopted by the BCUC. Most recent revisions to the CMP were approved by Order R-40-17, dated September 1, 2017;
- D. Order G-123-09 also appointed WECC as the BCUC’s Administrator for monitoring compliance, as per section 8 of the UCA and in adherence with the ROP and CMP. The Administration Agreement between WECC and the BCUC was signed on October 8, 2009, and WECC’s role as Administrator for the BC MRS Program was renewed most recently on July 5, 2019;
- E. Upon reviewing the information submitted by RTA regarding a FAC-003-4 vegetation-caused outage on June 11, 2019, WECC recommends that a Compliance Violation Investigation of RTA with an onsite component is warranted with respect to FAC-003-4. WECC makes this recommendation pursuant to Section 2.4 of the BCUC Compliance Monitoring Program, Appendix 2 of the BCUC ROP; and
- F. The BCUC has reviewed the Recommendation and considers that a Compliance Violation Investigation of RTA’s compliance with FAC-003-4 is warranted.

**NOW THEREFORE** pursuant to section 8 and part 9 of the UCA and in accordance with section 2.4 of the CMP, the BCUC approves the Compliance Violation Investigation of RTA with respect to FAC-003-4 with an onsite component as recommended by WECC.

DATED at the City of Vancouver, in the Province of British Columbia, this 28<sup>th</sup> day of February 2020.

BY ORDER

*Original signed by:*

A. K. Fung, QC  
Commissioner