



ORDER NUMBER
G-357-22

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

APT Utility Corp.
Status as a Public Utility

BEFORE:
B. A. Magnan, Panel Chair
E. B. Lockhart, Commissioner
A. Pape-Salmon, Commissioner

December 9, 2022

ORDER

WHEREAS:

- A. On September 9, 2021, a complaint was filed with the British Columbia Utilities Commission (BCUC) concerning, amongst other things, electricity charges offered by APT Utility Corp. (APT) at Holly Lodge (HL) in Vancouver and whether APT had been approved to resell electricity (Complaint);
- B. On January 21, 2022, by Order G-16-22, the BCUC suspended the Complaint pending the outcome of a proceeding to determine if APT is a public utility;
- C. On August 16, 2022, by Order G-228-22, the BCUC established a regulatory timetable to conduct the review of APT's status as a public utility with public notice, BCUC Information Request (IR) No. 1 to APT, a letter of comment period, with further process to be determined;
- D. On August 25, 2022, by Order G-244-22, the BCUC issued an amended regulatory timetable which granted APT's request to revise the public notice and to extend the deadline to file BCUC IR No. 1 responses;
- E. On September 15, 2022, APT's response to BCUC IR No. 1 was filed with the BCUC;
- F. By September 22, 2022, the BCUC had received eight letters of comment;
- G. On September 22, 2022, the British Columbia Old Age Pensioners' Organization et al (BCOAPO) requested an amendment to the regulatory process to allow for further process to include intervenor registration, intervenor IR's, IR responses and final and reply submissions. In the alternative, BCOAPO requested an extension to the deadline for letters of comment;
- H. On October 3, 2022, by Order G-273-22, the BCUC issued an amended regulatory timetable to allow for a further round of BCUC IR, an extension to the letter of comment period, with further process to be determined;

- I. On October 27, 2022, APT requested a one week extension to the deadline to respond to letters of comment, which was granted by Order G-317-22;
- J. On November 3, 2022, the BCUC received two additional letters of comment from BCOAPO and the Residential Consumer Intervener Association;
- K. On November 9, 2022, APT filed its response on the additional letters of comment;
- L. On November 18, 2022, by Order G-329-22, the BCUC issued an amended regulatory timetable to allow for a further round of BCUC IR, with further process to be determined;
- M. On December 7, 2022, APT requested extension to the deadline to respond to the BCUC IR No.3, to Friday, January 6, 2023; and
- N. The BCUC has reviewed APT's request and determines that an amendment to the regulatory timetable is warranted.

NOW THEREFORE the BCUC orders that the regulatory timetable established by Order G-329-22 is amended as set out in Appendix A to this order.

DATED at the City of Vancouver, in the Province of British Columbia, this 9th day of December 2022.

BY ORDER

Original signed by:

B. A. Magnan
Commissioner

Attachment

APT Utility Corp.
Status as a Public Utility

REGULATORY TIMETABLE

Action	Date (2023)
APT response to BCUC Information Request (IR) No. 3	Friday, January 6
Further process	To be determined