



ORDER NUMBER
G-186-23

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

and

Creative Energy Vancouver Platforms Inc.
2023 Revenue Requirements Application for the Core Thermal Energy System

BEFORE:

T. A. Loski, Panel Chair
A. C. Dennier, Commissioner
E. B. Lockhart, Commissioner

on July 13, 2023

ORDER

WHEREAS:

- A. On December 1, 2022, Creative Energy Vancouver Platforms Inc. (Creative Energy) filed with the British Columbia Utilities Commission (BCUC) its 2023 Revenue Requirements Application (RRA) for the thermal energy system serving downtown Vancouver (Core Steam) and Northeast False Creek (NEFC) (together, Core TES) and requested, among other things, the following:
 - (i) interim and permanent approval of the thermal energy service rates for the Core TES and the system contribution charge for customers connected to the NEFC system as set out in Appendix B to the Application, effective January 1, 2023; and
 - (ii) approval of a proposed Inter-Affiliate Conduct and Transfer Pricing Policy (IAC/TPP) filed as Appendix C to the Application (collectively, Application);
- B. On November 30, 2021, the BCUC issued Decision and Order G-349-21 relating to Creative Energy's IAC/TPP (Original IAC/TPP) filed as part of the Creative Energy 2021 RRA for the Core Steam System proceeding (2021 IAC/TPP Decision). The 2021 IAC/TPP Decision made several key findings and directives to Creative Energy and ultimately did not approve the Original IAC/TPP as filed;
- C. On November 29, 2022, the BCUC issued Decision and Order G-345-22A, which, among other things, approved the unification of the Core Steam and NEFC system's cost of service and rates as the Core TES, in a new rate design, effective January 1, 2022 (2022 RRA Decision). Directive 15 of Order G-345-22A directed Creative Energy to file, within 60 days of the day of the order, an evidentiary update to its 2023 RRA for the Core TES addressing the relevant directives and determinations in the decision, as applicable (First Evidentiary Update);
- D. By Order G-379-22, the BCUC approved, on an interim and refundable/recoverable basis, the thermal energy rates as set forth in Appendix B to the Application and the same system contribution charge for customers

connected to the NEFC system as approved by Order G-345-22A, effective January 1, 2023. By the same order, the BCUC established a regulatory timetable for the review of the Application, which included, among other things, intervener registration and the filing of the First Evidentiary Update with further process to be determined;

- E. On January 27, 2023, Creative Energy filed, in compliance with Directive 15 of Order G-345-22A, the First Evidentiary Update to the Application with supporting schedules to amend its request for thermal energy rates for the Core TES on a permanent basis;
- F. Subsequent to the filing of the First Evidentiary Update, by Order G-27-23, the BCUC amended the regulatory timetable to request submissions from Creative Energy and interveners on certain items related to the directives and BCUC guidance in the 2021 IAC/TPP Decision and in the 2022 RRA Decision that are relevant to the Application. Creative Energy and interveners filed submissions on February 27, 2023 and March 6, 2023, respectively, and Creative Energy filed its reply on March 13, 2023;
- G. On May 9, 2023, the BCUC issued Decision and Order G-110-23 relating to the proposed IAC/TPP, which, among other things, ordered the following:
 - (i) Creative Energy has contravened Directives 2, 3 and 4 from Order G-349-21 of the 2021 IAC/TPP Decision;
 - (ii) within 30 days of the date of the Decision, Creative Energy is directed to file a revised IAC/TPP addressing the determinations, directives, key findings and BCUC guidance in the 2021 IAC/TPP Decision, and a second evidentiary update (Second Evidentiary Update) to the 2023 Core TES revenue requirements;
 - (iii) a further regulatory timetable for the review of the Application, which included one round of BCUC and intervener IRs to Creative Energy and further process to be determined;
- H. By letter dated July 12, 2023, Creative Energy requested an extension to the filing date for its response to IR No. 1 from July 25, 2023 to August 9, 2023 due to the number of IRs received and resourcing constraints; and
- I. The BCUC has considered Creative Energy's extension request and determines that an amendment to the regulatory timetable for the review of the Application is warranted.

NOW THEREFORE the BCUC establishes an amended regulatory timetable, as set out in Appendix A to this order.

DATED at the City of Vancouver, in the Province of British Columbia, this 13th day of July 2023.

BY ORDER

Original signed by:

T. A. Loski
Commissioner

Attachment

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REGULATORY TIMETABLE

Action	Date (2023)
Creative Energy response to IR No. 1	Wednesday, August 9
Further process	To be determined