



ORDER NUMBER
G-223-23

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

and

Enbridge ACGS Acquisition Inc.
Application to Acquire Control of the Shares of Aitken Creek Gas Storage ULC

BEFORE:
R. I. Mason, Panel Chair

on August 23, 2023

ORDER

WHEREAS:

- A. On April 28, 2023, Enbridge GTM Canada Inc. (Enbridge GTM) and FortisBC Holdings Inc. (FHI) entered into a purchase agreement (Purchase Agreement) regarding the sale and purchase of the shares of FortisBC Midstream Inc. (FMI), which holds all issued and outstanding shares of Aitken Creek Gas Storage ULC (ACGS), a public utility. To give effect to the Purchase Agreement, FHI will cause FMI to change its name to 784267 B.C. Ltd., and Enbridge ACGS Acquisition Inc. (Enbridge ACGS) will then acquire all issued and outstanding shares of 784267 B.C. Ltd. On closing of the transaction, Enbridge ACGS will acquire control of all issued and outstanding shares of ACGS;
- B. ACGS owns an interest in the underground reservoir and contained natural gas, wells, on-site equipment and other components of the natural gas storage facility at Aitken Creek, as they may be modified or expanded from time to time (Storage Facility);
- C. On May 12, 2023, Enbridge ACGS applied to the British Columbia Utilities Commission (BCUC) pursuant to section 54 of the *Utilities Commission Act* for approval to acquire control of a reviewable interest in ACGS (Application);
- D. By Order G-139-23 dated June 13, 2023, the BCUC established a regulatory timetable for review of the Application, which included one round of information requests (IR) and further process to be determined;
- E. On August 9, 2023, Enbridge ACGS filed its responses to BCUC and Intervener IRs;
- F. The BCUC has reviewed the IR responses and considers that a further regulatory timetable is warranted.

NOW THEREFORE the BCUC amends the regulatory timetable for the Application as set out in Appendix A to this order.

DATED at the City of Vancouver, in the Province of British Columbia, this 23rd day of August 2023.

BY ORDER

Original signed by:

R. I. Mason
Commissioner

Attachment

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REGULATORY TIMETABLE

Action	Date (2023)
Enbridge ACGS final argument	Wednesday, September 13
Intervener final argument	Wednesday, September 27
Enbridge ACGS reply argument	Wednesday, October 11