



ORDER NUMBER
G-338-23

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

and

FortisBC Energy Inc.
Application for Approval of an Operating Agreement between
the City of Salmon Arm and FortisBC Energy Inc.

BEFORE:

B. A. Magnan, Commissioner

on December 11, 2023

ORDER

WHEREAS:

- A. On November 29, 2023, FortisBC Energy Inc. (FEI) applied to the British Columbia Utilities Commission (BCUC) for approval of an operating agreement dated November 28, 2023, between the City of Salmon Arm and FEI effective January 1, 2024 (FEI-Salmon Arm Operating Agreement or Application), pursuant to section 23(1)(g) of the *Utilities Commission Act* (UCA);
- B. By Order C-7-03, dated September 2, 2003, the BCUC approved the current Operating Agreement and Addendum between FEI (through its predecessor companies BC Gas Utility Ltd. and Terasen Gas Inc.) and the City of Salmon Arm (then the Corporation of the District of Salmon Arm). The term of the current Operating Agreement expires on December 31, 2023;
- C. FEI requests interim approval of the FEI-Salmon Arm Operating Agreement if a final determination by the BCUC is not made prior to a requested January 1, 2024, effective date, pursuant to section 89 of the UCA; and
- D. The BCUC has reviewed the Application and considers the following determinations are warranted.

NOW THEREFORE, pursuant to sections 23(1)(g) and 89 of the *Utilities Commission Act*, the BCUC orders as follows:

- 1. Interim approval of the FEI-Salmon Arm Operating Agreement and the collection of operating fees, effective January 1, 2024, is granted until the Panel reaches a final determination on the Application.
- 2. A public hearing process and a regulatory timetable is established, as set out in Appendix A to this order.
- 3. As soon as is practicable, but no later than Wednesday, December 20, 2023, FEI must publish notice of this Application on its website.

4. FEI must publish notice of the Application on its social media platforms on or before Wednesday, December 20, 2023. It must also publish weekly reminder notices on each of these platforms until the conclusion of the intervener registration period on Wednesday, January 17, 2024.
5. FEI must provide confirmation to the BCUC by Thursday, December 21, 2023, when the public notice was posted to its website and its social media platforms. FEI must also include a list of the social media platforms by which the public notice has been shared.
6. Parties who wish to participate in the proceeding are to register with the BCUC by completing a [Request to Intervene Form](#) by the date established in the regulatory timetable attached as Appendix A to this order and in accordance with the BCUC's Rules of Practice and Procedure attached to Order G-72-23. Alternatively, parties may submit a letter of comment through the [Submit a Letter of Comment Form](#) available on the BCUC website.

DATED at the City of Vancouver, in the Province of British Columbia, this 11th day of December 2023.

BY ORDER

Original signed by:

B. A. Magnan
Commissioner

Attachment

FortisBC Energy Inc.
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REGULATORY TIMETABLE

Action		Date (2023)	
FEI to publish public notice		Wednesday, December 20	
FEI to provide confirmation of public notice to the BCUC		Thursday, December 21	
Action		Date (2024)	
Intervener registration and letters of comment deadline		Wednesday, January 17	
Further process		To be determined	