



ORDER NUMBER
G-161-24

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

and

British Columbia Hydro and Power Authority
Electricity Purchase Agreement Renewal for the Moresby Lake Hydroelectric Project

BEFORE:
M. Jaccard, Commissioner

on June 14, 2024

ORDER

WHEREAS:

- A. On May 14, 2024, pursuant to section 71 of the *Utilities Commission Act* (UCA), the British Columbia Hydro and Power Authority (BC Hydro) filed with the British Columbia Utilities Commission (BCUC) for acceptance of two energy purchase agreements (EPA) between BC Hydro and Atlantic Power (Coastal Rivers) Corporation for the Moresby Lake hydroelectric generating facility near Sandspit, BC on Haida Gwaii (Filing).

The agreements consist of:

1. A two-week extension to an existing electricity purchase agreement for the Moresby Lake hydroelectric generating facility (Moresby Lake EPA) covering the period of March 1, 2024 to March 14, 2024 (Moresby Lake EPA Extension), and
 2. an electricity purchase agreement covering the period March 15, 2024, to December 31, 2043, with an option for BC Hydro to extend a further ten years, effective March 15, 2024 (Moresby Lake EPA Renewal);
- B. The BCUC approved the Moresby Lake EPA with an expiry date of August 31, 2022 by Order E-1-89 dated March 23, 1989, and approved a subsequent amended EPA by Order E-16-93 dated September 10, 1993;
- C. The amended Moresby Lake EPA was exempted from section 71 of the UCA in accordance with Ministerial Order M-22-9801;
- D. By Orders E-24-22, E-9-23, E-23-23, E-3-24 and E-4-24, the BCUC accepted extension agreements to the Moresby Lake EPA extending the expiry date of the Moresby Lake EPA to February 29, 2024;
- E. By Order G-61-12, dated May 17, 2012, the BCUC approved the Rules for Energy Supply Contracts for Electricity (Rules). Appendix A of Order G-61-12 contains the Rules, which are intended to facilitate the BCUC's review of energy supply contracts for electricity, pursuant to section 71 of the UCA;
- F. BC Hydro requests that the Moresby Lake EPA Renewal and the unredacted version of the Filing be held confidential in accordance with Part IV of the BCUC's Rules of Practice and Procedure; and

- G. The BCUC has commenced review of the Filing and determines that the establishment of a public hearing is warranted.

NOW THEREFORE the BCUC orders as follows:

1. A public hearing process is established to review the Filing in accordance with the regulatory timetable as set out in Appendix A to this order.
2. BC Hydro is directed to publish the Filing, this order, and the regulatory timetable on its website and provide a copy of this order and the Filing, electronically where possible, to the following:
 - a. Registered interveners in BC Hydro's most recent revenue requirements application,
 - b. All First Nations within the consultative boundaries of the Moresby Lake hydroelectric facility,
 - c. Any person who participated in a previous BCUC hearing related to this facility, and
 - d. Customers located in Haida Gwaii.
3. BC Hydro is directed, as soon as practicable, but not later than Wednesday, June 19, 2024, to publish notice of the Filing, or post the Public Notice attached as Appendix B to this order, on its existing social media platforms.
4. BC Hydro is directed to provide to the BCUC by Friday, June 21, 2024, confirmation of when the public notice has been posted, including a list of the social media platforms on which the public notice was posted, as well as a list of all parties notified.
5. In accordance with the BCUC's Rules of Practice and Procedure, parties who wish to actively participate in this proceeding must submit a Request to Intervene Form, available on the BCUC's website at <https://www.bcuc.com/GetInvolved/GetInvolvedProceeding>, by Wednesday, July 3, 2024, as established in the regulatory timetable. Intervention will be limited to those persons or parties directly or sufficiently affected by the Filing, particularly those located in Haida Gwaii.
6. The scope of Information Request No. 1 is limited to the application of the criteria in section 71 of the UCA to the Moresby Lake EPA Extension and Moresby Lake EPA Renewal and the sufficiency of BC Hydro's consultation. Intervenors are limited to a maximum of 20 information requests, inclusive of sub-questions.
7. The BCUC will hold the Moresby Lake EPA Renewal and the unredacted version of the Filing confidential due to their commercially sensitive nature, until otherwise determined.

DATED at the City of Vancouver, in the Province of British Columbia, this 14th day of June 2024.

BY ORDER

Original signed by:

M. Jaccard
Commissioner

Attachment

British Columbia Hydro and Power Authority
Electricity Purchase Agreement Renewal for the Moresby Lake Hydroelectric Project

REGULATORY TIMETABLE

Action	Date (2024)
BC Hydro notice pursuant to Directives 2 and 3	Wednesday, June 19
BC Hydro confirmation of compliance with notice requirements set out in Directives 2 and 3	Friday, June 21
Intervener registration deadline	Wednesday, July 3
BCUC Information Request (IR) No. 1 to BC Hydro	Wednesday, July 10
Intervener IR No. 1 to BC Hydro	Wednesday, July 24
BC Hydro responses to BCUC and Intervener IR No. 1	Wednesday, August 7
Further process	To be determined



We want to hear from you

BC Hydro EPA Renewal for Moresby Lake Hydroelectric Project

On May 14, 2024, BC Hydro filed two agreements with the British Columbia Utilities Commission (BCUC) between BC Hydro and Atlantic Power (Coastal Rivers) Corporation for the Moresby Lake hydroelectric generating facility near Sandspit, BC on Haida Gwaii. The Filing includes:

- (i) a two-week electricity purchase agreement (EPA) extension of the previous EPA contract covering the period March 1, 2024, to March 14, 2024; and
- (ii) a 20-year long-term EPA Renewal covering the period March 15, 2024, to December 31, 2043, with a further ten-year extension option open to BC Hydro.

Please visit the [Proceeding webpage](#) on bcuc.com under “Our Work” to learn more.

To participate in the proceeding, visit www.bcuc.com/get-involved.

GET INVOLVED

- **Subscribe to the proceeding**
- **Request intervener status**

IMPORTANT DATES

1. **Wednesday, July 3, 2024** – Deadline to request intervener status with the BCUC

Subscribe to this Proceeding on bcuc.com under “Get Involved” to receive email notifications when public documents are added to the proceeding.

CONTACT INFORMATION

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