



ORDER NUMBER
G-192-24

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

and

FortisBC Alternative Energy Services Inc.
Stream A Registration of the Chloe Thermal Energy System

BEFORE:

B. A. Magnan, Panel Chair
E. A. Brown, Commissioner
E. B. Lockhart, Commissioner

on July 18, 2024

ORDER

WHEREAS:

- A. On May 15, 2024, FortisBC Alternative Energy Services Inc. (FAES) filed with the British Columbia Utilities Commission (BCUC) an application to register the Chloe Thermal Energy System (TES) (Chloe TES), as a Stream A Thermal Energy System (Application), in accordance with the BCUC Thermal Energy Systems Regulatory Framework Guidelines (TES Guidelines);
- B. FAES requests that certain information contained in the Application be held confidential by the BCUC in perpetuity, pursuant to Section 18 of the BCUC's Rules of Practice and Procedure established by Order G-72-23. Specifically, FAES requests that information relating to construction costs, purchase price, operating costs, design data, drawings, and specifications be kept confidential. FAES states that the information is commercially sensitive and if publicly disclosed, could reasonably be expected to result in harm or prejudice to FAES's competitive or negotiating position with other parties or future projects;
- C. On August 27, 2014, the BCUC issued Order G-121-14 granting an exemption to a person, or the person's lessee, trustee, receiver or liquidator, who owns or operates in British Columbia a Stream A TES for the production, generation, storage, transmission, sale, delivery or provision of any agent for the production of heat or cold for compensation, with a capital cost less than a maximum threshold and greater than a minimum threshold, from sections 44.1, 45 and 59-61 of the *Utilities Commission Act* (UCA) for that specific TES. The exemption only applies if:
 - 1. The person files information that allows the BCUC to determine that Order G-121-14 applies to the person's specific TES;
 - 2. The BCUC determines that Order G-121-14 applies to the person's specific TES;
- D. On August 28, 2014, the BCUC issued Order G-127-14 approving the TES Guidelines and, on March 2, 2015, revisions to the TES Guidelines were approved by Order G-27-15;

- E. On June 13, 2024, the BCUC issued BCUC Staff Questions No. 1;
- F. On June 27, 2024, FAES filed its responses to BCUC Staff Questions No. 1; and
- G. The BCUC has reviewed the Application and responses to BCUC Staff Questions No. 1 and is satisfied that the Chloe TES meets the characteristics of a Stream A TES and is suitable for exemption.

NOW THEREFORE pursuant to section 88(3) of the UCA and by the advance approval of the Lieutenant Governor in Council (Order in Council 400/14), the BCUC orders as follows:

1. In accordance with the TES Guidelines, FAES is exempt from sections 44.1, 45 and 59 to 61 of the UCA for the Chloe TES.
2. FAES must file with the BCUC, an annual report for the Chloe TES in accordance with Stream A annual reporting guidelines, as provided in Appendix B of the TES Guidelines.
3. Information related to construction costs, purchase price, operating costs, design data, drawings, and specifications filed by FAES shall be treated as confidential until otherwise determined by the BCUC.

DATED at the City of Vancouver, in the Province of British Columbia, this 18th day of July 2024.

BY ORDER

Original signed by:

B. A. Magnan
Commissioner