



BRITISH COLUMBIA
UTILITIES COMMISSION

ORDER
NUMBER T-44-82

PROVINCE OF BRITISH COLUMBIA

BRITISH COLUMBIA UTILITIES COMMISSION

IN THE MATTER OF the Utilities Commission
Act, S.B.C. 1980, c. 60, as amended

and

IN THE MATTER OF an Application for a
Certificate of Public Convenience and
Necessity by Enderby Cablecom Ltd.

BEFORE:	M. Taylor,	)	
	Chairman;	)	
	R.J. Ludgate,	)	November 30, 1982
	Commissioner; and	)	
	W. Wolfe,	)	
	Commissioner	)	

O R D E R

WHEREAS the Lieutenant Governor in Council issued Order-in-Council No. 194 February 1, 1982 and directed the Commission to hold hearings on any Applications received for a Certificate of Public Convenience and Necessity for the construction and operation of a system of cable undertaking; and

WHEREAS the Commission issued a public notice advising of the terms of reference of Order-in-Council No. 194; and

WHEREAS Enderby Cablecom Ltd. applied for a Certificate of Public Convenience and Necessity by an Application dated July 29, 1982; and

WHEREAS the Application was heard by the Commission in Vancouver on August 31, 1982.

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NOW THEREFORE the Commission orders as follows:

1. A Certificate of Public Convenience and Necessity will be issued to Enderby Cablecom Ltd. covering the ownership, construction and operation of a system of cable undertaking for the conveyance or transmission of information, messages or communications other than broadcast signals for compensation serving Enderby, British Columbia, all as more particularly described in the Application and hearing record, upon Enderby Cablecom Ltd. satisfying the following conditions:
 - (a) The service offered by the undertaking must be provided at the rates and under the terms of service described in the Application and the hearing record.
 - (b) Enderby Cablecom Ltd. will place any funds received as deposits or advances by subscribers into a trust account with a chartered bank which funds will be refundable with bank interest until the system of cable is completed and the appropriate Certificate is issued.
 - (c) The system of cable must be constructed to technical standards equivalent to Part 4 of Department of Communications BP-23 for cable systems.
 - (d) Enderby Cablecom Ltd. will complete construction and commence the operation of the said system of cable undertaking prior to December 31, 1983.
2. A complaint which the Commission finds is related to a matter which may be in contravention of the guidelines for enforcement of the obscenity provisions, Criminal Code of Canada may be referred to the Attorney General for investigation and the Commission may suspend the Certificate until such matter is concluded.
3. No variation or alteration in this Order may be made without the approval of the Commission first obtained.

DATED at the City of Vancouver, in the Province of British Columbia, this 30th day of November, 1982.

BY ORDER


Chairman