



SIXTH FLOOR, 900 HOWE STREET, BOX 250
VANCOUVER, B.C. V6Z 2N3
CANADA

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

and

An Application by Harmac Pacific Inc.
for Exemption from Regulation Concerning the Sale of Steam
to Canadianoxy Industrial Chemicals Limited Partnership

BEFORE: M.K. Jaccard, Chairperson; and) September 30, 1994
L.R. Barr, Deputy Chairperson)

ORDER

WHEREAS:

- A. On September 19, 1994 Harmac Pacific Inc. ("Harmac") applied to the Commission pursuant to Section 103(3) of the Utilities Commission Act ("the Act") for an order exempting it from regulation as a public utility with regard to its sale of steam to Canadianoxy Industrial Chemicals Limited Partnership ("Canoxy"); and
- B. The sale of steam is pursuant to an agreement dated March 28, 1963 ("the Agreement") between predecessor companies to Harmac and Canoxy and does not provide for the sale of steam to any other party; and
- C. Harmac has requested that the exemption order be made effective May 26, 1994, the date upon which Harmac took over responsibility for the Agreement; and
- D. The Commission has considered Harmac's application and is satisfied that an Order exempting Harmac from regulation under Part 3 of the Act properly conserves the public convenience and interest; and
- E. The Commission may, pursuant to Section 114 of the Act, reconsider, vary or rescind an Order made by it.

BRITISH COLUMBIA
UTILITIES COMMISSION

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ORDER
NUMBER G-69-94

NOW THEREFORE the Commission orders as follows:

1. The sale of steam by Harmac to Canoxy is exempt from Part 3 of the Act effective May 26, 1994.
2. This exemption order is transferable to any future owner of the Harmac pulp mill and/or any future owner of the Canoxy plant, but this order shall terminate in the event that steam is sold to any other party.
3. This exemption order shall not have any force and effect until after the date upon which it is approved by the Lieutenant Governor in Council ("LGIC"), pursuant to Section 103(3) of the Act.
4. Following approval by the LGIC, the Order in Council will form part of this Order as Appendix A.

DATED at the City of Vancouver, in the Province of British Columbia, this *4th* day of October, 1994.

BY ORDER



Dr. Mark K. Jaccard
Chairperson

Atch.

PROVINCE OF BRITISH COLUMBIA

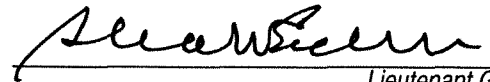
ORDER OF THE LIEUTENANT GOVERNOR IN COUNCIL

APPENDIX A

Order in Council No. 1

1442

, Approved and Ordered DEC. -1. 1994



Lieutenant Governor

Administrator

Executive Council Chambers, Victoria

~~Administrator~~

On the recommendation of the undersigned, the ~~Lieutenant Governor~~, by and with the advice and consent of the Executive Council, orders that approval is given to the British Columbia Utilities Commission to exempt Harmac Pacific Inc., (Harmac) from the application of Part 3 of the *Utilities Commission Act* with regard to the sale of Harmac's steam to Canadianoxy Industrial Chemicals Limited Partnership, (Canoxy) pursuant to an agreement dated March 28, 1963 between parties that were predecessor companies to Harmac and Canoxy.



Minister of Energy, Mines and Petroleum Resources



Presiding Member of the Executive Council

(This part is for administrative purposes only and is not part of the Order.)

Authority under which Order is made:

Act and section:- Utilities Commission Act, s. 103 (3)

Other (specify):-

October 14, 1994

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