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BRITISH COLUMBIA
UTILITIES COMMISSION

ORDER
NUMBER G-62-96

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

and

An Application by the Tahltan Nation Development Corporation
for Approval to Transfer all Rights and Interests in the Hluey Lake Generating Facility

BEFORE: M.K. Jaccard, Chairperson: and)
L. R. Barr, Deputy Chairperson) June 13, 1996

O R D E R

WHEREAS:

- A. By Order No. G-46-94 dated June 22, 1994, the Commission approved for the Tahltan Nation Development Corporation ("TNDC"), exemption from certain provisions of the Utilities Commission Act ("the Act") in respect of the sale of power generated from its Hluey Lake hydroelectric generating facility at Dease Lake, B.C. to British Columbia Hydro and Power Authority ("B.C. Hydro"); and
- B. The Electricity Purchase Agreement for the project between TNDC and B.C. Hydro was approved by Commission Order No. E-10-94; and
- C. On May 13, 1996 TNDC applied to the Commission for approval to transfer all of its rights and interests in the generating facility to a new company incorporated for that purpose and identified as the Stikine Nation Power Corporation ("SNPC"); and
- D. On June 5, 1995 B.C. Hydro provided to the Commission an August 9, 1995 Assignment and Consent Agreement by which all parties have agreed to assign the benefits of the Electricity Purchase Agreement and the Hluey Lake hydroelectric generating facility to SNPC; and
- E. The Commission has considered the Application and is satisfied that an Order approving the Assignment and transfer of rights is necessary and in the public interest.

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NOW THEREFORE the Commission orders the following:

1. The transfer of the rights and interests in the generating facility given by Orders No. G-46-94 and E-10-94 are approved to be transferred from TNDC to SNPC.
2. The Commission approves for B.C. Hydro the August 9, 1995 Assignment and Consent Agreement which transfers the benefits under the Electricity Purchase Agreement from TNDC to SNPC, effective immediately.

Dated at the City of Vancouver in the Province of British Columbia this 19th day of June, 1996.

BY ORDER

Original signed by:

Dr. Mark K. Jaccard
Chairperson