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**BRITISH COLUMBIA
UTILITIES COMMISSION**

**ORDER
NUMBER** C-9-03

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**IN THE MATTER OF
the Utilities Commission Act, R.S.B.C. 1996, Chapter 473**

and

**An Application by Aquila Networks Canada (British Columbia) Ltd.
for a Certificate of Public Convenience and Necessity
to Rebuild the Unit No. 5 Headgate
at the Upper Bonnington Hydroelectric Generating Plant**

BEFORE: L.A. Boychuk, Commissioner) October 2, 2003

CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY

WHEREAS:

- A. On February 28, 2001 the Commission issued Certificate of Public Convenience and Necessity ("CPCN") No. C-2-01 to Aquila Networks Canada (British Columbia) Ltd. ("Aquila") for a Life Extension and Upgrade to Unit No. 5 at the Upper Bonnington Hydroelectric Generating Plant ("the Plant") located on the Kootenay River; and
- B. On August 27, 2003 Aquila applied to the Commission for a CPCN to rebuild Headgate No. 5 at the Plant, pursuant to Sections 45 and 46 of the Utilities Commission Act ("the Act"); and
- C. The Project is estimated to cost \$813,000 and is necessary for the continued safe operation of Unit No. 5 as the present Headgate has exceeded its original life expectancy; and
- D. The Commission has determined that the expenditure for the Unit No. 5 Headgate rebuild is necessary and in the public interest.

NOW THEREFORE the Commission orders as follows:

- 1. The Commission, pursuant to Section 45 of the Act, issues a CPCN to Aquila to rebuild Unit No. 5 Headgate at the Upper Bonnington Hydroelectric Generating Plant for an estimated cost of \$813,000.

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2. Aquila is to file a final report and cost summary with the Commission following completion of the Project.

DATED at the City of Vancouver, in the Province of British Columbia, this 14th day of October 2003.

BY ORDER

Original signed by:

Lori Ann Boychuk
Commissioner