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**BRITISH COLUMBIA
UTILITIES COMMISSION**

**ORDER
NUMBER G-43-12**

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

and

**An Application by British Columbia Hydro and Power Authority
to Amend Attachment K of the Open Access Transmission Tariff**

BEFORE: L.F. Kelsey, Commissioner
C.A. Brown, Commissioner
D.M. Morton, Commissioner April 5, 2012
N.E. MacMurchy, Commissioner
R.D. Revel, Commissioner

ORDER

WHEREAS:

- A. On September 16, 2010, British Columbia Hydro and Power Authority (BC Hydro), pursuant to sections 59 to 61 of the *Utilities Commission Act* (Act), submitted to the British Columbia Utilities Commission (Commission) an application to amend the Open Access Transmission Tariff (OATT) (2010 Application) to reflect the integration of BC Hydro and British Columbia Transmission Corporation pursuant to the *Clean Energy Act*, S.B.C. 2010, c. 16 (CEA);
- B. As part of the 2010 Application, BC Hydro sought an order from the Commission granting BC Hydro relief from compliance with the terms of the current Attachment K (Transmission Planning Process) to its OATT until January 1, 2012. Such relief was requested to allow BC Hydro to fully assess its transmission planning process and determine how it will comply with the CEA in conjunction with the Act and the OATT;
- C. On December 9, 2010, the Commission issued Order G-192-10 approving, among other things, BC Hydro's request for relief from its obligations under the current Attachment K of the OATT until January 1, 2012;
- D. On December 15, 2011, BC Hydro posted its proposed Attachment K on its public transmission website for comments from OATT service customers and other stakeholders;
- E. On December 16, 2011, BC Hydro applied to the Commission for additional relief from its obligations under the current Attachment K until January 31, 2012;
- F. On December 23, 2011, the Commission issued Order G-225-11 approving BC Hydro's request for relief from its obligations under the current Attachment K until January 31, 2012;
- G. On January 3, 2012, BC Hydro received comments on the proposed Attachment K from the British Columbia Old Age Pensioners Organization *et al.* (Letter of Comment);

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- H. On January 25, 2012, BC Hydro, pursuant to sections 59 to 61 of the Act, submitted to the Commission an application to amend the existing Attachment K of the OATT (Application) to reflect the transmission planning process of BC Hydro as an integrated electric utility having regard for the requirements of the CEA, the Act, and the transmission planning principles stipulated in the Federal Energy Regulatory Commission Order No. 890. The concerns raised in the Letter of Comment were addressed in the Application;
- I. The implementation of Attachment K will require the development of OATT business practices. Following the approval of the revised Attachment K, BC Hydro will develop and consult on proposed business practices that support Attachment K in accordance with the OATT. To allow BC Hydro sufficient time to develop and consult on the business practices, BC Hydro requests that the revised Attachment K become effective no earlier than four months after the date on which the Attachment K is approved;
- J. In the Application, BC Hydro also sought continued relief from its obligation under the current Attachment K until such time as the Attachment K review process is complete and the revised Attachment K is approved by the Commission and becomes effective;
- K. By Order G-10-12 dated February 2, 2012, the Commission approved BC Hydro's request for continued relief from its obligation under the current Attachment K until the revised Attachment K becomes effective and established a written regulatory process to review the Application, which included one round of Information Requests (IRs) from the Commission and Registered Interveners;
- L. No interveners registered in this proceeding. As a result, BC Hydro did not submit a reply submission, as allowed in the Regulatory Timetable in Order G-10-12;
- M. On March 12, 2012, as a result of a number of Commission IRs, BC Hydro submitted an updated proposed Attachment K (Updated Application), adding new definitions that were missing from its original Application and clarifying existing ones;
- N. BC Hydro notes that the fact that no parties have registered as interveners or provided comments in this proceeding confirms that Attachment K is not controversial and interest in it is limited;
- O. The Commission has considered the Application, BC Hydro's responses to Commission IRs, and the Updated Application.

NOW THEREFORE the Commission approves BC Hydro's revised OATT Attachment K and directs that the new tariff sheets become effective on August 5, 2012 to allow BC Hydro sufficient time to develop the supporting OATT business practices and to consult with its OATT customers and other stakeholders during the intervening four months.

DATED at the City of Vancouver, in the Province of British Columbia, this *Fifth* day of April 2012.

BY ORDER

Original signed by:

D.M. Morton
Commissioner