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**BRITISH COLUMBIA
UTILITIES COMMISSION**

**ORDER
NUMBER R-1-12**

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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
for Acceptance of Violation Retraction for Possible Violation of
Mandatory Reliability Standard FAC-002-0, Requirement 1**

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

January 26, 2012

O R D E R

WHEREAS:

- A. Section 125.2 of the *Utilities Commission Act* (Act) assigns exclusive jurisdiction to determine whether a “reliability standard,” as defined in the Act, is in the public interest and should be adopted in British Columbia to the British Columbia Utilities Commission (the Commission). By Order G-123-09 the Commission approved the Compliance Monitoring Program (CMP) for monitoring and enforcement of adopted reliability standards and appointed the Western Electricity Coordinating Council (WECC) as its Administrator for registration and monitoring compliance as per section 8 of the Act;
- B. Commission Order G-67-09 requires entities subject to approved mandatory reliability standards to file mitigation plans outlining how they plan to meet compliance with standards they are not in compliance with;
- C. Section 5.1.1 of the CMP requires that an entity file a mitigation plan for every confirmed violation to a standard requirement and that WECC review the mitigation plan and make a recommendation to the Commission;
- D. On June 30, 2010, British Columbia Hydro and Power Authority (BC Hydro) reported reliability standard FAC-002-0, Requirement 1 as a potential violation. BC Hydro submitted a revised Mitigation Plan on August 13, 2010. BC Hydro stated “Upon further review of the Reliability Standards and our previously submitted Mitigation Plans, we have determined that several mitigation plans were submitted in error.” Subsequently, on February 18, 2011, BC Hydro submitted a Violation Retraction for FAC-002-0, Requirement 1;

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- E. In a letter dated December 19, 2011, WECC stated that the Violation Retraction form submitted on February 18, 2011, indicated that BC Hydro was compliant with reliability standard FAC-002-0, Requirement 1. In the same correspondence, WECC recommended the Commission accept the Violation Retraction for the FAC-002-0 Mitigation Plan submitted in error.

NOW THEREFORE pursuant to section 125.2 (10) of the Act, the Commission accepts the WECC recommendations and approves the Violation Retraction for possible violations as identified above.

DATED at the City of Vancouver, in the Province of British Columbia, this 27th day of January 2012.

BY ORDER

Original signed by:

D. Morton
Commissioner