



ORDER NUMBER
G-312-22

IN THE MATTER OF
the *Utilities Commission Act*, RSBC 1996, Chapter 473

and

EPCOR Industrial Infrastructure L.P.
Exemption under Section 88(3) of the *Utilities Commission Act*

BEFORE:

E. B. Lockhart, Panel Chair
B. A. Magnan, Commissioner
A. Pape-Salmon, Commissioner

on October 19, 2022

ORDER

WHEREAS:

- A. On April 21, 2022, EPCOR Industrial Infrastructure L.P. (EPCOR) filed with the British Columbia Utilities Commission (BCUC) an application for an exemption pursuant to section 88(3) of the *Utilities Commission Act* (UCA) for partial exemption from Part 3 of the UCA (Application);
- B. In the Application, EPCOR states the exemption is in respect of transmission and interconnection facilities to be owned by EPCOR and used to transmit and deliver electricity from the British Columbia Hydro and Power Authority transmission system for use by the Trans Mountain Pipeline L.P. crude oil pipeline system;
- C. Under the UCA, a public utility is defined in section 1, in part, as: A person, or the person's lessee, trustee, receiver or liquidator, who owns or operates in British Columbia, equipment or facilities for the (a) production, generation, storage, transmission, sale, delivery or provision of electricity, natural gas, steam or any other agent for the production of light, heat, cold or power to or for the public or a corporation for compensation;
- D. On June 9, 2022 and September 22, 2022, BCUC Staff issued questions (Staff Questions) to EPCOR regarding the consultation that had occurred with First Nation Groups;
- E. EPCOR responded to the Staff Questions on June 17, 2022, and September 28, 2022; and
- F. The BCUC determines that the establishment of a written comment process and regulatory timetable for review of the Application is warranted.

NOW THEREFORE the BCUC orders as follows:

1. A public written comment process is established in accordance with the regulatory timetable as set out in Appendix A to this order.
2. EPCOR is directed, as soon as reasonable possible, but no later than Friday, November 18, 2022, to provide notice of the Application and a copy of this order, electronically where possible, to BC Hydro and the Association of Major Power Customers (AMPC).
3. Any party wishing to provide comments on the Application is invited to submit a letter of comment by the date established in the regulatory timetable attached as Appendix A to this order. Letters of Comment must be in the Letter of Comment Form available on the BCUC's website.

DATED at the City of Vancouver, in the Province of British Columbia, this 3rd day of November 2022.

BY ORDER

Original signed by:

E. B. Lockhart
Commissioner

Attachment

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REGULATORY TIMETABLE

Action	Date (2022)
EPCOR to provide notice of Application	Friday, November 18
BCUC Information Request (IR) No. 1 to EPCOR	Tuesday, November 22
EPCOR response to BCUC (IR) No. 1	Tuesday, December 13

Action	Date (2023)
Letters of Comment Deadline	Friday, January 6
EPCOR response to Letters of Comment	Friday, January 20
Further Process	To be determined