



**ORDER NUMBER
G-127-21**

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

and

British Columbia Hydro and Power Authority
2020 Transfer Pricing Agreement Application

BEFORE:

R. I. Mason, Panel Chair
E. B. Lockhart, Commissioner
T. A. Loski, Commissioner

on April 28, 2021

ORDER

WHEREAS:

- A. On May 29, 2020, British Columbia Hydro and Power Authority (BC Hydro) filed the 2020 Transfer Pricing Agreement (TPA) Application seeking an order from the British Columbia Utilities Commission (BCUC) accepting the 2020 TPA as filed under section 71 of the *Utilities Commission Act* (UCA) (Application);
- B. By Order G-61-12 dated May 17, 2012, the BCUC established the Rules for Energy Supply Contracts (ESC) for Electricity (Rules). The Rules are intended to facilitate the BCUC's review of ESCs and proposed ESCs for electricity;
- C. By Order G-156-20 dated June 17, 2020, the BCUC established a regulatory timetable. The regulatory timetable was subsequently amended by Orders G-204-20, G-285-20, and Order G-333-20;
- D. On March 22, 2021, the Government of British Columbia deposited Order in Council (OIC) No. 172, which amends Direction No. 8 to the BCUC and states, in part, that "[t]he commission may not exercise its powers under section 71 (1) (b) and (3) of the Act in respect of the transfer pricing agreement";
- E. By letter dated April 1, 2021, in light of OIC No. 172, BC Hydro requests an order from the BCUC to conclude this proceeding and to accept the 2020 TPA as filed;
- F. By Order G-107-21 dated April 7, 2021, the BCUC invited registered interveners for submission regarding BC Hydro's request dated April 1, 2021, with an opportunity for BC Hydro to file a reply submission; and
- G. The BCUC reviewed and considered the Application in accordance with OIC No. 172 and considers the following determination to be warranted. The BCUC has not reviewed the Application from a public interest perspective.

NOW THEREFORE pursuant to section 71 of the UCA, the 2020 TPA is accepted for filing.

DATED at the City of Vancouver, in the Province of British Columbia, this 28th day of April 2021.

BY ORDER

Original signed by:

R. I. Mason
Commissioner