

December 28, 2020

D. Flintoff,  
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Richmond, BC  
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Ms. Marija Tresoglavic,  
Acting Commission Secretary and Manager Regulatory Support,  
British Columbia Utilities Commission,  
Suite 410, 900 Howe Street,  
Vancouver, BC  
V6Z 2N3

RE: British Columbia Utilities Commission  
An Inquiry into the Regulation of Safety ORDER NUMBER G-241-20

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Dear Ms. Tresoglavic:

In the Commission's letter dated December 17, 2020, it requests submissions from participants on whether the scope of the Inquiry should include the regulation of safety for the Insurance Corporation of British Columbia (ICBC).

As Exhibit A-1, outlines the scope of the Inquiry as regulation of public utility safety that is in Part 3 – Regulation of Public Utilities of the UCA; and as ICBC is not a public utility as noted in the Insurance Corporation Act, Division 2 — Role of the British Columbia Utilities Commission, section 44; one may conclude that ICBC is not to be included as a public utility within the scope of this inquiry.

*Utilities Commission Act to apply*

44

- (1) Subject to subsections (3), (6) and (7), the Utilities Commission Act, other than sections 5 (4) to (9), 22, 23 (1) (a) to (d) and (2), 25 to 38, 40, 41, 43 (1) (b) (ii), 44.1, 44.2, 45 to 57, 59 (2) and (3), 60 (1) (b) (ii) and (2) to (4), Part 3.1, 97, 98, 106 (1) (k), 107 to 109 and 114, Parts 4 and 5 and sections 125.1 and 125.2 of that Act, applies to and in respect of the corporation as if it were a public utility, and a reference in this Part to the Utilities Commission Act or to a provision of that Act is deemed to be a reference to that Act or provision as it applies for the purposes of this Act.
- (2) Despite subsection (1), the corporation is not a public utility.

Since the scope of this Inquiry is on safety regulation of public utilities only; and considering the foregoing, I believe the public utility regulation of safety for ICBC must not be included in the scope of this Inquiry.

Regards,  
Donald Flintoff