



ORDER NUMBER
G-234-21

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

and

FortisBC Energy Inc.
Application for Approval of a Modification Agreement to the Operating Agreement between
the Westbank First Nation and FortisBC Energy Inc.

BEFORE:

R. I. Mason, Commissioner

on August 5, 2021

ORDER

WHEREAS:

- A. On August 4, 2021, FortisBC Energy Inc. (FEI) applied to the British Columbia Utilities Commission (BCUC) pursuant to section 23(1)(g) of the *Utilities Commission Act* for approval of a Modification Agreement, dated July 26, 2021 entered into between the Westbank First Nation (WFN) and FEI, modifying the expiry of the Operating Agreement between WFN and FEI dated August 8, 2006 (WFN Operating Agreement) (Application);
- B. The WFN Operating Agreement expires on August 8, 2021. By Order C-3-07, dated February 15, 2007, the BCUC, among other things, approved the WFN Operating Agreement for a period of 15 years, effective February 15, 2007. The Modification Agreement amends the expiry of the WFN Operating Agreement to February 15, 2022, consistent with Order C-3-07 approving the WFN Operating Agreement for a period of 15 years effective February 15, 2007; and
- C. The BCUC has reviewed the Application and considers that approval is warranted.

NOW THEREFORE pursuant to section 23(1)(g)(ii) of the *Utilities Commission Act*, the BCUC orders that the Modification Agreement to the WFN Operating Agreement is approved on a permanent basis, effective August 8, 2021.

DATED at the City of Vancouver, in the Province of British Columbia, this 5th day of August 2021.

BY ORDER

R. I. Mason
Commissioner