

**IN THE MATTER OF the *Public Utilities Act*  
Revised Statutes of Yukon, 2002, c. 186, as amended**

**and**

**An Application by Yukon Electrical Company Limited (YECL)  
for Approval of the April 6, 2009 Compliance Filing for  
Revenue Requirements for 2008 and 2009**

**BEFORE:**            W. Shanks, Chair            )            May 21, 2009  
                         R. Laking, Vice-Chair        )  
                         R. Hancock                    )  
                         J. Woodland                   )  
                         K. Avery                        )

**BOARD ORDER 2009-5**

WHEREAS:

- A. In order 2009-2, dated February 19, 2009, the Yukon Utilities Board (YUB or Board) ordered:
  - 1. The Board directs YECL to provide a compliance filing to the Board within 45 days of the issuance of this Order in accordance with the directions set out in the Reasons for Decision.
  - 2. The Board approves the 2008 and 2009 revenue requirement for YECL with the changes directed in the Reasons for Decision.
  
- B. On April 6, 2009 YECL filed with the Board its compliance filing with respect to its 2008-09 General Rate Application (GRA).
  
- C. On April 17, 2009, the Board issued a memorandum outlining a process for the compliance filing whereby intervenors could comment on the compliance filing by May 1, 2009 and YECL could reply to those comments by May 15, 2009.
  
- D. Comments from the Utilities Consumers' Group (UCG) were received on April 21, 2009; comments from John Maissan (Leading Edge Projects) were received on April 22, 2009; and comments from the City of Whitehorse were received on May 1, 2009.
  
- E. Reply comments from YECL were received on May 8, 2009.

- F. The Board has reviewed YECL's compliance filing for its 2008 and 2009 revenue requirement, the comments from Intervenor and the reply by YECL.
- G. The Board notes that none of the Intervenor have objected to the compliance filing, and is of the opinion that any concerns raised by Intervenor were addressed in YECL's reply.

NOW THEREFORE, the Board orders as follows:

- 1. The Board finds the compliance filing consistent with the directions given to YECL in the Reasons for Decision attached to Order 2009-2.
- 2. The Board approves the request of YECL to:
  - A. Introduce the 2008-09 Revenue Shortfall/Surplus Rider, Rider G of 4.145% to be in effect from June 1, 2009 to December 31, 2009, to collect the remaining 2008 and 2009 net revenue shortfall. Effective January 1, 2010, Rider G shall be set to zero.
  - B. Set the current Interim Revenue Shortfall Rider, Rider R, of 5.00% approved in Board Order 2008-6, to zero, effective June 1, 2009.
  - C. Re-introduce Rider R set to 10.526%, as the rate adjustment rider effective January 1, 2010, in lieu of redesigning the base rates. This rate will remain in effect until such time as one of the following occurs:
    - i) Base rates are changed; or
    - ii) An application is approved by this Board to reset Rider R; or
    - iii) December 31, 2010;whichever comes first.

DATED at the City of Whitehorse, in the Yukon, the 21st day of May 2009.

BY ORDER



Wendy Shanks  
Chair