

**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 and
Yukon Energy Corporation
for a 2009 Joint Phase II Rate Application**

BEFORE: B. McLennan, Chair) December 30, 2010
 R. Laking)
 R. Hancock)
 J. Woodland)

BOARD ORDER 2010-13

WHEREAS:

- A. On February 19, 2010, Yukon Electrical Company Limited (YECL) and Yukon Energy Corporation (YEC) (jointly, the Companies) filed with the Yukon Utilities Board (Board), pursuant to the *Public Utilities Act* , and Order-In-Council 1995/90, the 2009 Phase II Rate Application (Application). The Companies request an Order approving adjustments to rates (on a prospective basis), to be effective September 1, 2010, and to collect an approved 2009 Consolidated Firm Rate Revenue Requirement of \$50.833 million;
- B. YECL separately seeks approval of a proposed Diesel Generation Energy Cost Recovery Rider (Rider D) to flow through the actual cost of purchase power for the hydro zone during the period when diesel generation is on the margin and had not been forecast;
- C. The Application also proposes updates to the Terms and Conditions of Service (previously known as “Electric Service Regulations”) including a review of investment levels;
- D. Through Board Order 2010-6, the Board issued a process schedule and requested Parties intending to participate in the review process to register in writing with the Board Secretary no later than May 17, 2010;
- E. Through Board Order 2010-7, the Board revised the proceeding schedule;
- F. On October 5, 2010, the Board held an oral public hearing in the City of Whitehorse, Yukon; and

- G. The Board considered the extensive evidence and the written Argument and Reply Argument of the Parties respecting the Application.

NOW THEREFORE the Board orders as follows with Reasons attached as Appendix A:

1. The Board directs the Companies to provide a compliance filing to the Board within 60 days of the issuance of this Board Order in accordance with the directions set out in the Reasons for Decision (Appendix A attached to this Board Order).
2. The Board does not accept the cost of service study as filed by the Companies, but does not require a cost of service study to be filed in the compliance filing.
3. The Companies are to include updated Rate Schedules, Bill Comparison Tables, and Terms and Conditions of Service as separate attachments reflecting the directions provided in the Reasons for Decision (Appendix A attached to this Board Order).

DATED at the City of Whitehorse, in the Yukon Territory, this 30th day of December 2010.

BY ORDER



Bruce McLennan
Chair