

1997-5

AN ORDER IN THE MATTER OF the Public Utilities Act
Revised Statutes, 1986, c. 143, as amended

and

A Joint Application by Yukon Energy Corporation and
The Yukon Electrical Company Limited

BEFORE: B. Morris, Chair)
G. Duncan) April 21, 1997

ORDER 1997-5

WHEREAS:

- A. On April 11, 1997, Yukon Energy Corporation ("YEC") and Yukon Electrical Company Limited ("YECL") (the "Companies") filed submissions that:
1. Current rates for 1997 be made as interim refundable and retroactive to April 1, 1997, and that the Board direct the Companies to file an application with the Board by October 1, 1997, to finalize the 1997 rates and confirm new rates for 1998/99;
 2. The payment of Rider G rebates to Territorial and Federal Government General Service customers pursuant to Board Order #1996-8 be suspended effective for billings issued on or after May 1, 1997, until such time as the Faro mine resumes normal mine and mill operations as a Rate Schedule 39 customer of YEC, or until the Board determines final rates for 1997 and 1998/99 GRA, whichever is earlier;
 3. An interim refundable general rate surcharge of 20% be applied to the base rates for all classes of service effective for billings issued on or after May 1, 1997, and continuing thereafter until such time as the Faro mine resumes as a Rate Schedule 39 customer of YEC, or until the Board determines final rates for 1997 and the 1998/99 GRA, whichever is earlier; and
 4. The following be confirmed with respect to the application for existing approved rates for the purchase of power from YEC for use at the Faro mine:
 - a. In the event that the Faro mine ceases to take power from YEC for a period of less than 12 consecutive months and YEC is then asked to resume power supply to the Faro mine, it is confirmed that the owner of the Faro mine is required to pay the minimum monthly bills set out in Rate Schedule 39 (Industrial Primary) for each month during such period, including months when the Faro mine ceased to take power from YEC.
 - b. Site Maintenance Energy (Rate Schedule 40) is available to the Faro mine only in the event that this facility continues after shut down to take power from YEC pursuant to Rate Schedule 39 for a period of at least six consecutive months, and in the event that all of the other conditions set out in Rate Schedule 40 are satisfied.

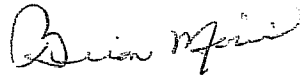
- B. Interested parties have suggested that the terms of the Diesel Contingency Fund be amended to allow use of the Fund in this matter.

NOW THEREFORE the Board orders as follows:

YEC/YECL will arrange for publication in display-ad format, not later than April 25, 1997, of a Notice of Public Hearing, as per attached copy in such local news publications in the service area of the Companies so as to provide adequate notice to the public.

Dated at the City of Whitehorse, in the Yukon Territory, this 12 day of April, 1997.

BY ORDER

A handwritten signature in cursive script, appearing to read "Brian Morris".

Brian Morris
Chair

YUKON UTILITIES BOARD

NOTICE OF PUBLIC HEARING

Time:	9:00 a.m.
Date:	May 12, 1997
Location	Room A 2206, Yukon College, Whitehorse Campus

THE APPLICATION

- A. On April 11, 1997, Yukon Energy Corporation ("YEC") and Yukon Electrical Company Limited ("YECL") (the "Companies") filed submissions that:
1. Current rates for 1997 be made as interim refundable and retroactive to April 1, 1997, and that the Board direct the Companies to file an application with the Board by October 1, 1997, to finalize the 1997 rates and confirm new rates for 1998/99;
 2. The payment of Rider G rebates to Territorial and Federal Government General Service customers pursuant to Board Order #1996-8 be suspended effective for billings issued on or after May 1, 1997, until such time as the Faro mine resumes normal mine and mill operations as a Rate Schedule 39 customer of YEC, or until the Board determines final rates for 1997 and 1998/99 GRA, whichever is earlier;
 3. An interim refundable general rate surcharge of 20% be applied to the base rates for all classes of service effective for billings issued on or after May 1, 1997, and continuing thereafter until such time as the Faro mine resumes as a Rate Schedule 39 customer of YEC, or until the Board determines final rates for 1997 and the 1998/99 GRA, whichever is earlier; and
 4. The following be confirmed with respect to the application for existing approved rates for the purchase of power from YEC for use at the Faro mine:
 - a. In the event that the Faro mine ceases to take power from YEC for a period of less than 12 consecutive months and YEC is then asked to resume power supply to the Faro mine, it is confirmed that the owner of the Faro mine is required to pay the minimum monthly bills set out in Rate Schedule 39 (Industrial Primary) for each month during such period, including months when the Faro mine ceased to take power from YEC.
 - b. Site Maintenance Energy (Rate Schedule 40) is available to the Faro mine only in the event that this facility continues after shut down to take power from YEC pursuant to Rate Schedule 39 for a period of at least six consecutive months, and in the event that all of the other conditions set out in Rate Schedule 40 are satisfied.
- B. Interested parties have suggested that the terms of the Diesel Contingency Fund be amended to allow use of the Fund in this matter.

THE PUBLIC HEARING

The Application will be heard commencing at 9:00 a.m. local time, Monday, May 12, 1997, at Room A 2206, Yukon College, Whitehorse Campus, Whitehorse, Yukon.

The Board members to review the Application will be the following:

Mr. Brian Morris, Chair
Mr. Gordon Duncan, A/Vice-Chair

PUBLIC INSPECTION OF THE APPLICATION

The Application and supporting material are available for inspection at the following locations:

Yukon Energy Corporation

Head Office: Whitehorse Hydro Dam
Robert Service Way

Yukon Electrical Company Limited

Head Office: First Avenue and Elliot Street
Whitehorse, Yukon

District Offices: Beaver Creek, Yukon
Dawson City, Yukon
Faro, Yukon
Haines Junction, Yukon
Mayo, Yukon
Watson Lake, Yukon

Copies of the Application and support material are also available for inspection at the office of the Yukon Utilities Board, 19-1114 First Avenue, Whitehorse, Yukon.

INTERVENTIONS

Any person wishing to obtain the complete Application materials, or to be present at the public hearing and to give evidence or cross-examine witnesses should provide written notice, to be received not later than April 30, 1997, to the Board Secretary and to the Applicants. The notice should include a brief statement as to the nature of the interest in the proceedings and should indicate whether they intend to appear at the hearing.

INFORMATION REQUESTS

Information requests submitted to the Companies by May 1, 1997 will be responded to by May 8, 1997.

SUBMISSIONS FROM THE GENERAL PUBLIC

Oral submissions to the Board with respect to the Interim Refundable Rate Application will be accepted from the general public beginning at 4:00 p.m. on Monday, May 12, 1997.

CLARIFICATION

Persons intending to participate in the public hearing, and who are uncertain as to the manner in which to proceed, may contact Mr. J. Slater, Board Secretary, by telephone at 667-5058, or in writing to him at P.O. Box 6070, 19-1114 First Avenue, Whitehorse, Yukon, Y1A 5L7 or by fax at 667-5059.

YUKON UTILITIES BOARD

P.O. Box 6070, 19 - 1114 First Avenue,

Whitehorse, Yukon Y1A 5L7

Telephone (403) 667-5058, Fax (403) 667-5059

Our file no.:

Your file no.:

April 22, 1997

By fax and mail

J. Carroll
Yukon Electrical Company Limited
P.O. Box 4190
Whitehorse, Yukon
Y1A 3T4

R. McWilliam
Yukon Energy Corporation
P.O. Box 5920
Whitehorse, Yukon
Y1A 5L7

Dear Sirs:

Re: YEC/YECL 1997 Interim Refundable Rate Application

I enclose a copy of Board Order #1997-5 with respect to the above captioned application.

I confirm Duncan Sinclair's commitment to have the Notice of Public Hearing published in both official languages.

Yours truly,



Jim Slater

Enclosure

cc	K. Forgaard	Fax	668 6518
	Ian Blue	Fax	(416) 360 8877
	Jared Storey	Fax	668 8384
	Larry Bagnell	Fax	668 7574
	Pat Joe & Jason Shorty	Fax	668 5057
	Energy Commission	Fax	667 8424
	Whitehorse City Manager	Fax	668 8639
	R. Clarkson	Fax	668 3978
	R. Rondeau	Fax	633 5210
	J. Lawson	Fax	667 4507
	J. Ellis	Fax	668 6637
	P. Percival	Fax	667 2647
	D. MacLean	Fax	667 8601