1997-8

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)	
	Georgina Leslie)	September 4, 1997

ORDER 1997-8

WHEREAS:

- A. Pursuant to Section 17 of the *Public Utilities Act*, the Commissioner in Executive Council passed Order-in-Council 1997/139, as follows:
 - "1. The Yukon Utilities Board is directed to approve, as provided in subsection 3.1 of the Board's Electrical Service Regulations made on June 25, 1996, the Agreement among the Government of Yukon, Yukon Energy Corporation (YEC) and Anvil Range Mining Corporation (Anvil) dated August 7, 1997 and filed with the Board, so as to exempt YEC and Anvil from section 4.18 of the said Electrical Service Regulations when YEC reconnects electrical service to Anvil in accordance with the said agreement."
- B. Section 3.1 of the Electrical Service Regulations ("ESR") state that no agreement can provide for the waiver or alteration of any part of these regulations unless such agreement is first filed with and approved by the Board.
- C. Section 4.18 of the ESR requires:

"Before reconnecting or restoring service, the customer shall pay:

- a) any amount owing to the Company;
- b) a collection charge of \$45 if the reconnection is made during the Company's normal business hours, or, in any other case, an amount not exceeding the Company's actual cost of reconnection;

D. Section 17. (1) of the *Public Utilities Act* requires that, "notwithstanding any other provision of this *Act*, the Board shall comply with any general or specific direction of the Commissioner in Executive Council with respect to the exercise of the powers and functions of the board."

NOW THEREFORE:

The Board orders that YEC and Anvil are exempted from section 4.18 of the Electrical Service Regulations when YEC reconnects electrical service to Anvil in accordance with the August 7, 1997 agreement.

Dated at the City of Whitehorse, in the Yukon Territory, this 4 day of September, 1997.

BY ORDER

Brian Morris

Chair