

Yukon Utilities Board

August 7, 2025

Consultation on Yukon Utilities Board's Revised Rules of Practice

The Yukon Utilities Board's (Board's) *Rules of Practice* (Rules) govern the conduct of its proceedings. The Rules include the Scale of Costs which set out the fees that may be awarded to participants in a proceeding. The Board is in the process of updating the Rules to make them easier to understand and to better represent current modes of taking part in its proceedings as well as more responsive to practical issues that may arise in the context of a proceeding.

The Board has prepared the new *Rules of Practice* in draft form, which it is circulating to interested members of the public for consultation. The Rules are not presented as a finished product but, instead, a document to be discussed. We welcome feedback from the public.

While minor wording changes to the existing rules that do not change a provision's meaning have not been identified in this new draft, more substantive changes are accompanied by text explaining the nature of the change and the reason for it.

The Board is particularly interested in hearing views on the following matters:

1. Do you have any comments about the provisions in the draft Rules on:
 - filing and serving of documents,
 - applications and confidential filing of documents,
 - evidence in a hearing,
 - examination of witnesses, or
 - any other procedural matter related to a written or oral hearing?
2. The Scale of Costs for unrepresented intervenors, legal counsel, and consultants was adopted in 2012. However, a review of those Canadian jurisdictions that provide costs to interveners indicates that the Yukon's costs are still near the upper third of those jurisdictions. Not all jurisdictions provide costs which are ultimately paid by the customers of the utilities. The Scale of Costs has not been increased in this draft, but we would like to hear your views on the appropriate Scale of Costs in the Yukon.
3. Does the fact that the Yukon Utilities Board considers and awards costs in accordance with the criteria set out in the Scale of Costs make a difference to your decision as to whether to participate in a proceeding before the Board?

4. Are there any other factors in the Board's practice that make a difference to your decision as to whether to participate in a proceeding before the Board? What steps could the Board take to encourage public participation?
5. Are there any other matters that you think the *Rules of Practice* should address?

Please address your comments to Colleen Henry: YUB@utilitiesboard.yk.ca on or before September 12, 2025.