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

and

an Application by Yukon Energy Corporation
for approval of the Power Purchase Agreement (PPA)
between YEC and Minto Exploration Ltd.

BEFORE:	W. Shanks, Chair	)	May 25, 2007
	R. Hancock	)	
	M. Phillips	)	

BOARD ORDER 2007-6

WHEREAS:

A. On June 1, 2006, Yukon Energy Corporation (YEC) filed an application with the Yukon Utilities Board (the Board) to review its 20-Year Resource Plan: 2006-2025 (Resource Plan) to address Yukon's major electrical generation and transmission needs;

B. The Resource Plan sets out YEC's expected near-term and longer-term requirements. Four near-term projects are proposed in the Resource Plan. Four alternatives, based on various scenarios to meet the needs of industrial customers, are set out to meet longer-term requirements. Certain near-term planning activities are proposed to protect longer-term options to address new load requirements;

C. The Minister of Justice of the Government of Yukon requested that the Board review and hold a hearing on the Resource Plan. The Board forwarded its report with its recommendations on YEC's Resource Plan to the Commissioner in Executive Council on January 15, 2007;

D. In accordance with YEC's commitment and the recommendations in the January 15, 2007, report, on February 9, 2007, YEC filed the finalized PPA for review and approval by the Board;

E. In Board Order 2007-01, dated February 9, 2007, the Board established a procedural schedule for the PPA proceeding;

F. Through Board correspondence dated March 5, 2007, the Board granted the Utilities Consumers' Group's (UCG) request for a second round of Information Requests (IRs) pertaining to the Macquarrie Bank Financing (MBF). The Board directed that IRs were to be submitted to YEC by March 7, 2007, and responses were to be received from YEC by March 9, 2007;

G. On April 30, 2007, the Board issued Board Order 2007-5, denying the application as applied for. The Board directed YEC to revise the PPA based on the Reasons and file the revision with the Board by

May 31, 2007. The Board encouraged YEC to endeavour, by May 9, 2007, to reach an agreement in principle with Minto Exploration on the changes required by the Board in order for the Board to approve the PPA, and advise the Board of the status by that date;

H. On May 14, 2007, YEC filed amendments to the PPA with the Board. This amended PPA was signed by representatives of YEC and Minto Exploration;

I. The amended PPA, among other things, provides for any financing risk of the Minto Capital Cost Contribution to be on account of Yukon Development Corporation, and amends the Minto Minimum Take or Pay amount and term. YEC also advised that the Yukon Government will fix Rate Schedule 39 as required by the amended PPA; and

J. The Board has reviewed the filing and agrees that it meets the intent of Board Order 2007-5.

NOW THEREFORE the Board orders as follows:

1. The Board approves the PPA as amended on May 14, 2007.

DATED at the City of Whitehorse, in the Yukon Territory, the 25th day of May, 2007.

BY ORDER

Wendy Shanks
Chair