



**ORDER NUMBER**  
**C-1-16**

IN THE MATTER OF  
the *Utilities Commission Act*, RSBC 1996, Chapter 473

and

Pacific Northern Gas Ltd.  
Application for Approval of the Renewal and Amendment of the  
Franchise Agreement with the City of Prince Rupert

**BEFORE:**

H. G. Harowitz, Commissioner  
K. A. Keilty, Commissioner  
R. D. Revel, Commissioner

on February 4, 2016

**CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY**

**WHEREAS:**

- A. Pacific Northern Gas Ltd. (PNG) and the City of Prince Rupert (Municipality) entered into a Franchise Agreement dated December 3, 1993 (1993 Franchise Agreement). British Columbia Utilities Commission (Commission) Order C-5-94 approved the 1993 Franchise Agreement. The term of the 1993 Franchise Agreement was set to expire on June 15, 2015;
- B. On November 9, 2015, the Municipality adopted a Resolution approving the renewal and amendment of the 1993 Franchise Agreement with PNG (Renewal and Amendment). The Municipality acknowledged the receipt and acceptance of the Renewal and Amendment from PNG, on November 12, 2015;
- C. On November 13, 2015, PNG applied to the Commission for approval of the Renewal and Amendment, effective June 16, 2015, for a term of 21 years, pursuant to section 45(7) of the *Utilities Commission Act*, and as required under section 2.1(c) of the 1993 Franchise Agreement;
- D. On December 14, 2015, PNG filed a revised submission on the Renewal and Amendment to reflect, among other things, changes to legislative references, specifically the implementation of the *Local Government Act* in place of the former *Municipal Act* (Revised Renewal and Amendment), effective June 16, 2015 (Application);
- E. On January 27, 2016, the Municipality confirmed its agreement with the final changes to the Revised Renewal and Amendment; and
- F. The Commission reviewed the Application and considers that approval is warranted.

**NOW THEREFORE** pursuant to section 45(7) of the *Utilities Commission Act*, the British Columbia Utilities Commission approves the Revised Renewal and Amendment as filed.

**DATED** at the City of Vancouver, in the Province of British Columbia, this 4<sup>th</sup> day February 2016.

BY ORDER

*Original signed by:*

H. A. Harowitz  
Commissioner