



**BRITISH COLUMBIA  
UTILITIES COMMISSION**

**ORDER  
NUMBER E-23-14**

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IN THE MATTER OF  
the Utilities Commission Act, R.S.B.C. 1996, Chapter 473

and

FortisBC Energy Inc.  
Section 71 Filing of a GasEDI Base Contract  
with Progress Energy Canada Ltd.

**BEFORE:** L.F. Kelsey, Commissioner  
H.G. Harowitz, Commissioner  
K.A. Keilty, Commissioner October 9, 2014  
N.E. MacMurchy, Commissioner  
I.F. MacPhail, Commissioner  
B.A. Magnan, Commissioner  
C. van Wermeskerken, Commissioner

### **O R D E R**

#### **WHEREAS:**

- A. On July 17, 2014, the British Columbia Utilities Commission (Commission), by Letter L-40-14, accepted FortisBC Energy Inc.'s (FEI) 2014/15 Annual Gas Contracting Plan (Annual Contracting Plan);
- B. On October 1, 2014, FEI filed for acceptance with the Commission a fully executed copy of a GasEDI Base Contract, including amendments called "Standard Provisions to the GasEDI Contract for Short-Term Sale and Purchase of Natural Gas", negotiated between FEI and Progress Energy Canada Ltd. (Contract);
- C. FEI uses the GasEDI Base Contract dated October 26, 2000, together with FEI's Standard Provisions, as the starting point for negotiation with counterparties with whom FEI wishes to execute off-system sale or purchase agreements. The GasEDI Base Contract and FEI's Standard Provisions are set out in Rate Schedule 30 as approved by Commission Order G-197-11 dated November 28, 2011. As Standard Provisions to the GasEDI Base Contract are subject to negotiation, the final agreed Standard Provisions can vary from the Standard Provisions set out in Rate Schedule 30. The Standard Provisions executed with the counterparty form the underlying basis of the contract. Each gas purchase or sale transaction is then confirmed via a Transaction Confirmation deal sheet described in section 9 of the GasEDI Base Contract;
- D. FEI requested that the details of the subject filing be kept confidential due to the commercially sensitive nature of the Contract and to ensure that FEI's ability to obtain favourable commercial terms for future natural gas contracting is not impaired; and

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E. The Commission reviewed the FEI filing and is satisfied that the Contract between FEI and Progress Energy Canada Ltd. is consistent with the Annual Contacting Plan and in the public interest.

**NOW THEREFORE** pursuant to section 71 of the of the *Utilities Commission Act* and the British Columbia Utilities Commission's Rules for Natural Gas Energy Supply Contracts, the Commission accepts the GasEDI Base Contract between FortisBC Energy Inc. and Progress Energy Canada Ltd. for filing. The Commission will keep the Contract confidential as it contains commercially sensitive information.

**DATED** at the City of Vancouver, In the Province of British Columbia, this *Ninth* day of October 2014.

BY ORDER

*Original signed by:*

L.F. Kelsey  
Commissioner