

**Chris Sandve**  
Chief Regulatory Officer  
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February 21, 2024

Patrick Wruck  
Commission Secretary and Manager  
Regulatory Services  
British Columbia Utilities Commission  
Suite 410, 900 Howe Street  
Vancouver, BC V6Z 2N3

Dear Patrick Wruck:

**RE: British Columbia Utilities Commission (BCUC or Commission)  
British Columbia Hydro and Power Authority (BC Hydro)  
Energy Supply Contract Filing Requirements – Fiscal 2024, Quarter 3**

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BC Hydro writes in respect of its Amendments and Contractual Developments relating to its energy supply contracts (**Electricity Purchase Agreements** or **EPAs**) for the period October 2023 to December 2023 (**Q3 Fiscal 2024**).

BC Hydro files these reports and makes determinations about whether agreements it enters into, or other developments under an energy supply contract, are “Amendments” or “Contractual Developments” in accordance with the Rules for Energy Supply Contracts for Electricity (**Rules**).

We have also considered Commission Order No. G-148-20, the subsequent clarification to the Order provided in the letter dated August 28, 2020, and Commission Order No. G-279-20 with respect to the reconsideration and variance of Commission Order No. G-148-20. We have particularly considered the directive in Commission Order No. G-148-20, as varied by Commission Order No. G-279-20, that “BC Hydro file future agreements that are associated with and materially affect existing EPAs”, and Commission Order No. G-269-22 that requires BC Hydro “to file all amendments to [Energy Supply Contracts] with the BCUC by April 30 of each year including all contractual developments with their relevant details” (the **Directives**).

As with past practice for our quarterly reports, we are reporting EPA Amendments and EPA Contractual Developments for Non-Exempt EPAs. To provide greater transparency, and taking the Directives into consideration, we are also reporting EPA Amendments and EPA Contractual Developments for Exempt EPAs. In addition, as has been the practice since February 2021, we are continuing to report and file for information those agreements that are associated with and materially affect existing EPAs (for both Non-Exempt and Exempt EPAs), to the extent there are any agreements to report for Q3 Fiscal 2024.

For ease of administration and consistency, there is one attached summary table for Non-Exempt EPAs (summarizing EPA Amendments and Contractual Developments) and a separate attached summary table for Exempt EPAs (summarizing EPA Amendments and Contractual Developments). As noted in the attached summary tables, those agreements associated with and that materially affect an existing EPA are included for information, as applicable.

### **EPA Amendments and Contractual Developments (Non-Exempt EPAs)**

During the Q3 Fiscal 2024 period, BC Hydro confirms that no EPA Amendment relating to Non-Exempt EPAs were executed. There were also six documents that relate to Non-Exempt EPAs and that BC Hydro considers to be Contractual Developments under the Rules.

A description and brief summary of each of these EPA Amendments and Contractual Developments is included in Attachment 1. Moreover, in consideration of the Directives, BC Hydro confirms there are no other agreements relating to Non-Exempt EPAs that are associated with and materially affect existing Non-Exempt EPAs for Q3 Fiscal 2024.

### **EPA Amendments and Contractual Developments (Exempt EPAs)**

During the Q3 Fiscal 2024 period, BC Hydro confirms that there were four EPA Amendments relating to Exempt EPAs and that there were five document that relates to exempt EPAs, which BC Hydro considers to be a Contractual Development under the Rules.

A description and brief summary of each of these EPA Amendments and Contractual Developments is included in Attachment 2. Moreover, in consideration of the Directives, BC Hydro confirms there are no other agreements relating to Exempt EPAs that are associated with and materially affect existing Exempt EPAs for Q3 Fiscal 2024.

### **Confidentiality**

BC Hydro is filing its Summaries of EPA Amendments and Contractual Developments (for Non-Exempt EPAs and Exempt EPAs), including any attachments related to each of these summaries, in their entirety, on a confidential basis as applicable. A redacted version of each of these summaries, and confidential unredacted versions of these attachments, are provided in Attachment 1 and Attachment 2, respectively.

The summaries of agreements and other documents contain certain information which is commercially sensitive to BC Hydro and/or the Seller Company. This information, if publicly disclosed, may be harmful to the Seller Company and/or BC Hydro (e.g., if such information is publicly available; it may impact the financial position of the Seller or may

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potentially negatively impact BC Hydro's management of its IPP portfolio). Accordingly, as provided by the General Rules 1.10 of the Rules for Energy Supply Contracts for Electricity, Part IV of the Commission's Rules of Practice and Procedure, and section 42 of the *Administrative Tribunals Act*, BC Hydro is requesting that the Commission hold the unredacted forms (if applicable) of Attachment 1 and Attachment 2 in their entirety as confidential, whereas the redacted forms are for public review. BC Hydro further requests that the information be held confidential on an ongoing basis, until otherwise determined by the BCUC.

For further information, please contact Alicia Henderson at [bchydroregulatorygroup@bchydro.com](mailto:bchydroregulatorygroup@bchydro.com).

Yours sincerely,



Chris Sandve  
Chief Regulatory Officer

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Enclosure

Copy to: BC Hydro Fiscal 2023 to Fiscal 2025 Revenue Requirements Application  
Proceeding Registered Intervener Distribution List.

# **Energy Supply Contract Filing Requirements**

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**Fiscal 2024, Quarter 3**  
**October 1, 2023 to December 31, 2023**

## **Attachment 1**

**Non-Exempt EPAs – Summary of  
EPA Amendments and Contractual Developments**

**PUBLIC**

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## Non-Exempt EPAs: Summary of EPA Amendments and Contractual Developments

(For the three-month period ending December 31, 2023 – Quarter 3)

	Project Name	Seller Company Name	Effective Date of Document	Document Type	Description
<b>CONFIDENTIAL ATTACHMENT FOR BCUC ONLY</b>					

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# **Energy Supply Contract Filing Requirements**

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**Fiscal 2024, Quarter 3  
October 1, 2023 to December 31, 2023**

## **Attachment 2**

**Exempt EPAs – Summary of  
EPA Amendments and Contractual Developments**

**PUBLIC**

## Exempt EPAs: Summary of EPA Amendments and Contractual Developments

(For the three-month period ending December 31, 2023 – Quarter 3)

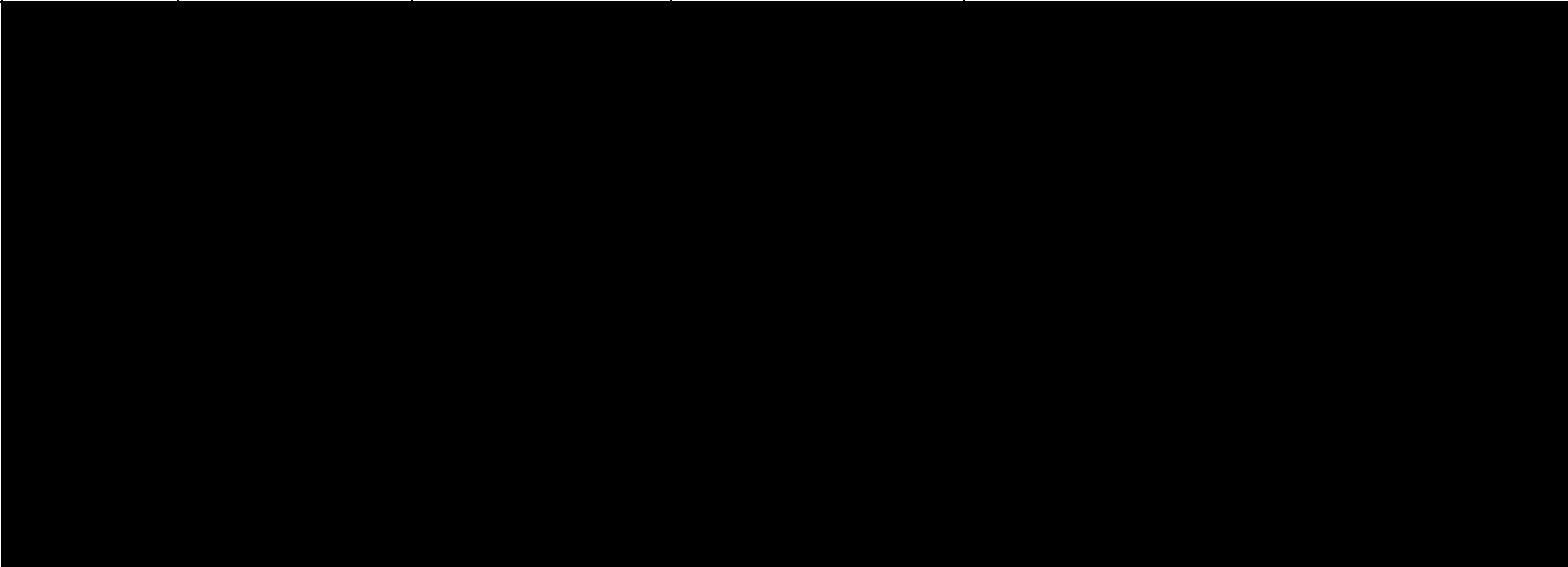
	Project Name	Seller Company Name	Effective Date of Document	Document Type	Description
1					
2					

Exempt EPAs – Summary of EPA Amendments and Contractual Developments

	Project Name	Seller Company Name	Effective Date of Document	Document Type	Description
3	Moresby Lake	Atlantic Power (Coastal Rivers) Corporation	November 30, 2023	EPA Amendment	<p>Fourth and Fifth EPA Amendments with respect to extending the expiration date of the EPA by one month each to allow BC Hydro and the Seller to continue discussions for a renewal EPA, for First Nations consultations, and for BC Hydro to continue receiving clean energy to displace diesel generation on the northern grid of the Haida Gwaii Non-Integrated Area. These amending agreements are not exempt from section 71 of the <i>Utilities Commission Act</i>. The Fourth EPA Amendment was accepted pursuant to Commission Order No. E-3-24 and the Fifth EPA Amendment was filed with the BCUC on February 6, 2024 for acceptance.</p> <p>BC Hydro notes that the Moresby Lake EPA, as amended and replaced, is exempt from section 71 of the <i>Utilities Commission Act</i> in accordance with Ministerial Order No. M-22-9801. The EPA was originally set to expire on August 31, 2022, and has also had its expiration date extended by Commission Orders Nos. E-24-22, E-9-23 and E-23-23.</p>
4	Moresby Lake	Atlantic Power (Coastal Rivers) Corporation	December 31, 2023	EPA Amendment	
5					

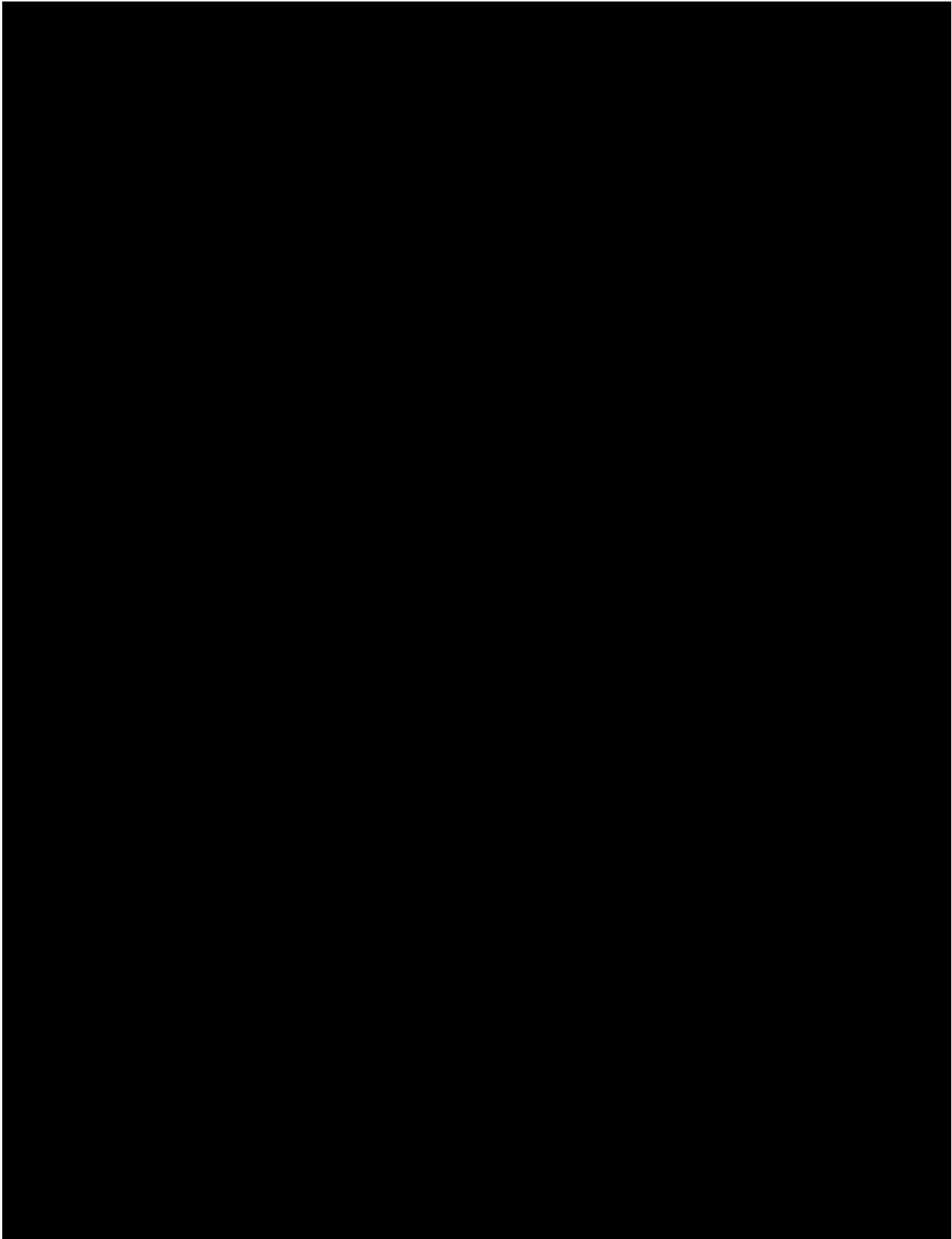


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	Project Name	Seller Company Name	Effective Date of Document	Document Type	Description
6					

	Project Name	Seller Company Name	Effective Date of Document	Document Type	Description
7					
8					
9					

Exempt EPAs - Summary of EPA Amendments and Contractual Developments



Exempt EPAs - Summary of EPA Amendments and Contractual Developments

