

# YUKON UTILITIES BOARD

## IN THE MATTER OF the *Public Utilities Act*

and

**Yukon Energy Corporation (YEC) application for the referral of its Electricity Purchase Agreement with Tlingit Homeland Energy Limited Partnership by its general partner Tlingit Homeland Energy Limited to the Yukon Utilities Board for review under subsection 18(1) of the *Public Utilities Act***

**BEFORE:** R. Buchan, Chair ) April 28, 2022  
B. King, Vice-Chair )  
A. Fortin )  
A. Middler )  
L. McCullough )

### BOARD ORDER 2022-05

#### WHEREAS:

- A. On May 18, 2021, the Minister of Justice (Minister) issued a letter to the Yukon Utilities Board (Board) referring the Electric Purchase Agreement (EPA) between Yukon Energy Corporation (YEC) and Tlingit Homeland Energy LP by its general partner, Tlingit Homeland Energy Limited (THELP), for review under subsection 18(1) of the *Public Utilities Act*. The Minister attached terms of reference to review the EPA and directed the Board to report back to the Minister within 180 days of the date upon which the EPA is finalized and provided to the Board. The EPA is for the sale, by THELP to YEC, of electricity generated from the proposed Atlin Hydro Expansion Project;
- B. YEC filed its EPA application with the Board on January 20, 2022. The Board issued Board Order 2022-01 on February 1, 2022, establishing a process schedule for the YEC EPA proceeding;
- C. In accordance with the proceeding schedule, a public information workshop was held, interveners were registered and confirmed, Information Requests (IRs) were sent to YEC and IR responses were received from YEC;

- D. The deadline for intervener evidence to be submitted was set for March 22, 2022; however, no intervener evidence was received. The Board will be proceeding based on no intervener evidence;
- E. The Board received correspondence from YEC on April 8, 2022, wherein YEC requested to postpone the oral hearing originally scheduled from April 20 to 22, 2022, due to project design changes and required amendments to the EPA. In a memorandum issued by the Board on April 14, 2022, the Board accepted the YEC request and put the proceeding in abeyance until YEC provided the revised EPA, including black-lined versions of the amended EPA and the consolidated version of all IR responses that were impacted by the amended EPA; and
- F. YEC submitted its amended EPA and black-lined versions of the directed documents to the Board on April 20, 2022.

**NOW THEREFORE**, the Board orders that:

The following process schedule will be established for the remainder of this proceeding:

<b>Action</b>	<b>Date (2022)</b>
Round 2 IRs to YEC	June 6
Round 2 IR responses from YEC	June 27
Public notify Board of oral or written submissions	July 4
Public hearing (virtual)	July 19-21
Written final argument	July 28
Written reply argument	August 4

**DATED** at the City of Whitehorse, Yukon, this 28<sup>th</sup> day of April 2022.

BY ORDER



Richard Buchan  
Chair