

Rule 025

Administration Fee

The Alberta Utilities Commission (Commission) has approved amendments to this rule on April 9, 2010.

Definitions

1. In this rule
 - (a) administration fee means the administration fee as defined in section 70 of the *Alberta Utilities Commission Act*;
 - (b) Commission means the Alberta Utilities Commission;
 - (c) customer means a customer of a utility;
 - (d) fiscal year means the Commission's fiscal year which is from April 1, 2010 to March 31, 2011;
 - (e) Independent System Operator means the Independent System Operator as defined in the *Electric Utilities Act*;
 - (f) utility means a utility listed in Schedule A.

Classes

2. For purposes of determining the amounts payable by each utility and the Independent System Operator under this rule, the following two classes and categories are established:
 - (a) Class 1 is comprised of utilities and the Independent System Operator which fall within the following categories:
 - Category 1-gas transmission;
 - Category 2- gas distribution;

Category 3- gas retail;

Category 4- electricity distribution

Category 5- electricity retail; and

Category 6- Independent System Operator on its own behalf and on behalf of transmission facilities owners.

- (b) Class 2 is comprised of the Independent System Operator on behalf of wholesale electric market participants.

Determination of administration fee

3. (1) The Commission has estimated its net expenditures for the portion of the fiscal year that runs from April 1, 2010 to December 31, 2010 and has allocated a portion of those expenditures to class 1 and class 2 based on the services provided to each class.
- (2) The Commission has allocated the expenditures within class 1 to each category based on the services provided to the category, and
- (a) for categories 1 to 5, the revenue requirement and customer count set out in Schedule A for each utility is taken from in its most recent filing under Rule 005, *Rules Respecting Annual Reporting Requirements of Operations and Financial Reports* were used to determine the administration fee for each utility;
- (b) for category 6, the administration fee is \$9,575,005 dollars.

Exemption

4. A utility which has a revenue requirement of less than \$ 1 million and has less than 30,000 customers is exempt from the payment of the administration fee for utilities.

Wholesale electric market

5. For purposes of class 2, the administration fee of \$5,135,240 dollars was determined for services provided to market participants related to the filing of Independent System Operator rules or reliability standards, processing of objections or complaints about Independent System Operator rules or reliability standards, processing of applications for an order permitting preferential sharing of records, proceedings regarding notices of specified penalties and notices of administrative penalties, complaints about the conduct of the Independent System Operator or the conduct of the Market Surveillance Administrator, and the processing of applications for the construction or alteration and operation of power plants, and industrial system designations.

Order to pay

6. The Commission orders each utility listed in Schedule A and the Independent System Operator to pay the amount in the manner set out in the order issued by the Commission to it.

Late payment

7. Where a utility or the Independent System Operator fails to make payment of the administration fee in accordance with the order, the utility or Independent System Operator shall pay a penalty, equal to the total amount calculated for each period, under Schedule B, to the Commission, unless the Commission otherwise orders.

Appeal

8. (1) A utility to whom an order to pay is issued pursuant to section 6 may appeal the order, in whole or in part, to the Commission, by filing electronically with the Commission a notice of appeal within 30 days of the mailing date shown on the order, on the grounds that
 - (a) the revenue requirement or customer count set out in the Schedule A is incorrect; or
 - (b) an error was made in issuing an order to pay to the utility where the utility was not subject to an administrative fee.
- (2) The notice of appeal shall be signed by the appellant and shall set out the name of the appellant, the name of the agent of the appellant, if any, the grounds and particulars of the appeal, and the address including email to which further correspondence concerning the appeal shall be sent.
- (3) Where a utility appeals an order to pay to the Commission, the utility must pay the administration fee set out in the order to pay in accordance with section 6.
- (4) If the Commission on appeal changes the amount of the administration fee and the amount is less than the amount paid the Commission shall reimburse the difference without interest.

Subsequent administration fee for fiscal year

9. The Commission will determine the administration fee for the balance of the fiscal year from January 1, 2011 to March 31, 2011 based on its estimated net expenditures for that portion of the fiscal year.

SCHEDULE A

CLASS 1	Revenue Requirement	Customer Count
CATEGORY 1 – Gas Transmission		
ATCO Gas and Pipelines Ltd. (ATCO Pipelines – Gas Transmission)	\$ 168.183 million	237
CATEGORY 2 – Gas Distribution		
ATCO Gas and Pipelines Ltd. (ATCO Gas – Gas Distribution)	\$677.931 million	1,010,900
AltaGas Utilities Inc.	\$40.885 million	67,195
CATEGORY 3 – Gas Retail		
Direct Energy Marketing Limited (DRT)	\$61.637 million	711,877
CATEGORY 4 – Electric Distribution		
ENMAX Power Corporation	\$183.542 million	417,314
EPCOR Distribution Inc.	\$206.382 million	328,168
FortisAlberta Inc.	\$258.692 million	480,100
ATCO Electric Ltd.	\$376.300 million	202,824
CATEGORY 5 – Electric Retail		
ENMAX Energy Corporation	\$22.619 million	276,267
EPCOR Energy Alberta Inc. (EPCOR Distribution and Transmission Inc. service area)	\$16.332 million	258,141
EPCOR Energy Alberta Inc. (FortisAlberta Inc. service area)	\$20.750 million	348,847
Direct Energy Marketing Limited (RRT)	\$20.473 million	158,875

SCHEDULE B

<p>Number of days the administration fee is unpaid. The days are counted from the day after the payment is to be received by the Commission to the day payment is received.</p>	<p>Penalty determination</p>
<p>Period 1 1 to 15 days</p>	<p>Penalty is determined using the following calculation: $A \times 0.03356\% \text{ per day} \times B$ where A is the unpaid administration fee amount B is the number of days the administration fee is unpaid, to a maximum of 15 days</p>
<p>Period 2 16 to 30 days</p>	<p>Penalty is determined using the following calculation: $A \times 0.06096\% \text{ per day} \times B$ where A is the unpaid administration fee amount B is the number of days the administration fee is unpaid less 15 days, to a maximum of 15 days</p>
<p>Period 3 31 to 45 days</p>	<p>Penalty is determined using the following calculation: $A \times 0.08836\% \text{ per day} \times B$ where A is the unpaid administration fee amount B is the number of days the administration fee is unpaid less 30 days, to a maximum of 15 days</p>