

# Rule 025

## Administration Fee

The Alberta Utilities Commission (Commission) has approved this revised rule on April 21, 2009.

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### Definitions

1. In this rule
  - (a) “Act” means the *Alberta Utilities Commission Act*;
  - (b) “administration fee” means the administration fee as defined in section 70 of the Act;
  - (c) “Commission” means the Alberta Utilities Commission;
  - (d) “customer” means a customer of a utility;
  - (e) “fiscal year” means fiscal year from April 1, 2009 to March 31, 2010;
  - (f) “Independent System Operator” means the Independent System Operator as defined in the *Electric Utilities Act*;
  - (g) “utility” means a utility listed in the Schedule.

### 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,

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 part of fiscal year that runs from April 1, 2009 to December 31, 2009 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 the Schedule 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 \$ 8,079,950 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 \$ 5,388,238 dollars was determined for services provided to market participants related to the filing of ISO rules, processing of objections or complaints to Independent System Operator rules, proceedings regarding notices of specified penalties and notices of administrative penalties 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 the Schedule and the Independent System Operator to pay the amount set out in the order issued by the Commission to it.

### **Late payment**

7. Where a utility or the Independent System Operator fails to pay the administration fee due by the date shown in the order, the utility or Independent System Operator is liable to pay a

penalty to the Commission in an amount equal to 20% of the unpaid amount, unless the Commission otherwise orders.

### **Appeal**

8. (1) A utility or the Independent System Operator 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 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 e-mail to which further correspondence concerning the appeal shall be sent.
- (3) Where a utility or the Independent System Operator appeals an order to pay to the Commission, the utility or the Independent System Operator 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, 2010 to March 31, 2010 based on its estimated expenditures for that portion of the fiscal year by December 1, 2009.

## SCHEDULE

CLASS 1	Revenue Requirement	Customer Count
<b>CATEGORY 1 – Gas Transmission</b>		
ATCO Gas and Pipelines Ltd. (ATCO Pipelines – Gas Transmission)	\$ 151.002 million	244
<b>CATEGORY 2 – Gas Distribution</b>		
ATCO Gas and Pipelines Ltd. (ATCO Gas – Gas Distribution)	\$590.254 million	984,137
AltaGas Utilities Inc.	\$36.254 million	64,684
<b>CATEGORY 3 – Gas Retail</b>		
Direct Energy Marketing Limited (DRT)	\$57.295 million	743,122
<b>CATEGORY 4 – Electric Distribution</b>		
ENMAX Power Corporation	\$183.514 million	407,849
EPCOR Distribution Inc.	\$202.177 million	321,828
FortisAlberta Inc.	\$234.254 million	463,914
ATCO Electric Ltd.	\$346.900 million	197,354
<b>CATEGORY 5 – Electric Retail</b>		
ENMAX Energy Corporation	\$23.768 million	289,112
EPCOR Energy Alberta Inc. (EPCOR Distribution and Transmission Inc. service area)	\$16.554 million	262,803
EPCOR Energy Alberta Inc. (FortisAlberta Inc. service area)	\$20.898 million	342,334
Direct Energy Marketing Limited (RRT)	\$19.647 million	152,201