

Rule 025

Commission Administration Fee

The Alberta Utilities Commission (AUC/Commission) has approved amendments to this rule on September 30, 2008.

Definitions

1(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;
- (d) “fiscal year” means fiscal year from April 1, 2008 to March 31 2009;
- (e) “Independent System Operator” means the Independent System Operator as defined in the *Electric Utilities Act*;
- (f) “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 fiscal year 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 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 approved by the Commission in the most recent general rate or general tariff application for each utility and its customer count which are set out in the Schedule were used to determine the administration fee for each utility;

(b) for category 6, the administration fee is \$ 9,619,494 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 \$ 6,989,803 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 (1) The Commission issued an order to pay to each utility and the Independent System Operator setting out the amount owed which is payable as follows:

(a) 60% on August 1, 2008,

(b) 40% on October 31, 2008.

(2) As the order issued under subsection (1) is required to be adjusted, the Commission shall issue an order to each utility and the Independent System Operator adjusting the total amount owed and the amount payable on October 31, 2008.

Late payment

7 Where a utility or the Independent System Operator fails to pay the portion of the administration fees due by the date shown in subsection 6, 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 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.

(2) 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.

(3) 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.

Schedule

CLASS 1	Revenue Requirement As approved by the Commission in most recent general rate or general tariff application for the utility	Customer Count As stated by the utility to the Commission
CATEGORY 1 – Gas Transmission		
NOVA Gas Transmission Ltd.	\$ 1,127.9 million	369
ATCO Gas and Pipelines Ltd. (ATCO Pipelines – Gas Transmission)	\$ 136.595 million	262
CATEGORY 2 – Gas Distribution		
ATCO Gas and Pipelines Ltd. (ATCO Gas – Gas Distribution)	\$595.520 million	973,334
AltaGas Utilities Inc.	\$35.712 million	65,246
CATEGORY 3 – Gas Retail		
Direct Energy Marketing Limited (DRT)	\$48.614 million	556,946
CATEGORY 4 – Electric Distribution		
ENMAX Power Corporation	\$178.20 million	399,695
EPCOR Distribution Inc.	\$92.64 million	295,801
FortisAlberta Inc.	\$256.20 million	457,357
ATCO Electric Ltd.	\$360.80 million	238,576
CATEGORY 5 – Electric Retail		
ENMAX Energy Corporation	\$21.791 million	271,958
EPCOR Energy Alberta Inc. (EPCOR Distribution and Transmission Inc. service area)	\$20.074 million	262,880
EPCOR Energy Alberta Inc. (FortisAlberta Inc. service area)	\$25.121 million	328,657
Direct Energy Marketing Limited (RRT)	\$15.314 million	141,091