

PROVINCE OF BRITISH COLUMBIA
ORDER OF THE LIEUTENANT GOVERNOR IN COUNCIL

Order in Council No. 161, Approved and Ordered March 21, 2017


Lieutenant Governor

Executive Council Chambers, Victoria

On the recommendation of the undersigned, the Lieutenant Governor, by and with the advice and consent of the Executive Council, orders that the Greenhouse Gas Reduction (Clean Energy) Regulation, B.C. Reg. 102/2012, is amended as set out in the attached Schedule.



Minister of Energy and Mines and Minister Responsible
for Core Review



Presiding Member of the Executive Council

(This part is for administrative purposes only and is not part of the Order.)

Authority under which Order is made:

Act and section: *Clean Energy Act*, S.B.C. 2010, c. 22, s. 35

Other: OIC 295/2012

January 11, 2017

2/R/1169/2016/33

SCHEDULE

1 Section 1 of the Greenhouse Gas Reduction (Clean Energy) Regulation, B.C. Reg. 102/2012, is amended by adding the following definitions:

“non-bypass customer” means a customer of a public utility that receives service under a rate that is not specific to the customer;

“shore-side asset” means any of the following:

- (a) boil-off gas recovery equipment;
- (b) an LNG cryogenic loading manifold;
- (c) an LNG cryogenic pipeline and vessel loading berth;
- (d) an LNG cryogenic storage tank;
- (e) an LNG measurement apparatus; .

2 Section 2 (0.1) is amended in the table in the definition of “early adopter vehicle or machine” by striking out the row in relation to “Shipping, passenger transportation or commercial services by marine vehicle that will use fuel purchased from a public utility” and substituting the following:

Column 1 Market Segment	Column 2 Contracted Demand (GJ)	Column 3 Number of Persons who Receive Grants or Zero-Interest Loans
Shipping, passenger transportation or commercial services by marine vehicle that will use fuel purchased from a public utility	10 million	13

3 Section 2 (1) is amended

(a) in paragraph (b) by striking out “in a year” and substituting “in any year”, and

(b) in paragraph (c) by striking out “\$107.9 million” and substituting “\$177.9 million”.

4 Section 2 is amended by adding the following subsection:

(1.4) Despite subsection (1) (c), the total expenditures referred to in that subsection may exceed \$177.9 million by \$40 million if the \$40 million is for expenditures in relation to eligible vehicles or machines operated on liquefied natural gas or compressed natural gas all of which is derived from biogas or biomass.

5 Section 2 (3) is amended

(a) by repealing paragraph (a) and substituting the following:

(a) the public utility, before March 31, 2022, enters into a binding commitment to construct and operate, or purchase and operate, one or more of the following:

- (i) one or more liquefied natural gas tank trailers or liquefied natural gas fuelling stations for the purposes of providing within British

Columbia liquefied natural gas fuel and fuelling services to owners of vehicles that operate on liquefied natural gas;

- (ii) one or more tanker truck load-outs for the purposes of providing within British Columbia liquefied natural gas fuel and fuelling services to owners of vehicles that operate on liquefied natural gas or to owners or operators of marine vehicles that operate on liquefied natural gas; ,

(b) in paragraph (b) by striking out “\$30.5 million,” and substituting “\$50.5 million,” and

(c) in paragraph (b) (ii) by striking out “\$5.5 million” and substituting “\$10 million”.

6 Section 2 (3.1) is amended by striking out “Subject to subsection 3.3, a public utility’s” and substituting “A public utility’s”.

7 Section 2 (3.4) is amended

(a) in paragraph (a) by striking out everything after subparagraph (ii) and substituting the following:

LNG distribution and storage infrastructure, other than liquefied natural gas fuelling stations, in British Columbia, including LNG rail tank cars, ISO containers and shore-side assets, for the purpose of reducing greenhouse gas emissions; , **and**

(b) in paragraph (b) by striking out “\$15 million” and substituting “\$40 million”.

8 Section 2 is amended by adding the following subsections:

(3.5) A public utility’s undertaking that is in the class defined in subsection (3.6) is a prescribed undertaking for the purposes of section 18 of the Act.

(3.6) The public utility, during the undertaking period, expends amounts on feasibility and development costs in relation to shore-side assets that do not exceed \$5 million.

(3.7) A public utility’s undertaking that is in the class defined in subsection (3.8) is a prescribed undertaking for the purposes of section 18 of the Act.

(3.8) The public utility acquires renewable natural gas

(a) for which the public utility pays no more than \$30 per GJ, and

(b) that, subject to subsection (3.9), in a calendar year, does not exceed 5% of the total volume of natural gas provided by the public utility to its non-bypass customers in 2015.

(3.9) The volume referred to in subsection (3.8) (b) does not include renewable natural gas acquired by the public utility that the public utility provides to a customer in accordance with a rate under which the full cost of the following is recovered from the customer:

(a) the acquisition of the renewable natural gas;

(b) the service related to the provision of the renewable natural gas.