

**UTILITY RATES REVIEW COUNCIL ACT**

R-003-2009

Registered with the Registrar of Regulations

2009-01-23

**INTERIM RATE IMPOSITION REGULATIONS (JANUARY 2009)**

Whereas the Minister for the Review Council, with the approval of the Executive Council, has determined that the following special circumstances exist:

- (a) on September 17, 2008, the Review Council issued a report, under subsection 13(1) of the Act, recommending the imposition of a fuel stabilization rider of 12.52 cents per kWh for all classes of customers in Nunavut, commencing November 1, 2008 and concluding January 31, 2009;
- (b) the Minister is deemed, under subsection 16(3) of the Act, to have instructed Qulliq Energy Corporation to comply with that recommendation of the Review Council because the Minister did not issue any instructions within 30 days of receiving the Review Council's report;
- (c) on January 16, 2009, Qulliq Energy Corporation made a request in accordance with subsection 12(1) of the Act to impose a total fuel stabilization rider of 12.52 cents per kWh for all classes of customers in Nunavut, and on January 16, 2009, under subsection 12(2) of the Act, the Minister sought the advice of the Review Council on the request;
- (d) although the global price of fuel has recently fallen, fuel prices had increased sharply in 2008 so that the cost of fuel, required by Qulliq Energy Corporation to provide services in Nunavut and purchased during the 2008 resupply, had also increased sharply and continues to remain high;
- (e) the imposition of a fuel stabilization rider, on an interim basis, will likely reduce the impact on most Nunavummiut because the total amount required to be collected can be paid at a lower rate when it is spread over a greater period of time;

Therefore, the Minister for the Review Council, with the approval of the Executive Council, under subsection 20(1) of the *Utility Rates Review Council Act* and every enabling power, makes the annexed *Interim Rate Imposition Regulations (January 2009)*.

**1.** In these regulations,

"instruction" means the instruction given under section 16 of the Act to Qulliq Energy Corporation in response to its request, made on January 16, 2009, under subsection 12(1) of the Act, to impose a fuel stabilization rider;  
(*instructions*)

"interim rate" means the fuel stabilization rider imposed under section 2. (*taux temporaire*)

**2.** Qulliq Energy Corporation is permitted to impose, on an interim basis, a fuel stabilization rider of 12.52 cents per kWh for all classes of customers in Nunavut, commencing February 1, 2009 and continuing until the earlier of June 30, 2009 and the day on which an instruction is given.

**3.** (1) If the instruction results in the imposition of a fuel stabilization rider less than the interim rate, Qulliq Energy Corporation shall, as soon as practicable, credit every customer an amount equal to the difference between the total amount paid by the customer pursuant to the interim rate and the total amount the customer would have paid had the lower rate been in effect.

(2) If the instruction results in no fuel stabilization rider, Qulliq Energy Corporation shall, as soon as practicable, credit every customer an amount equal to the total amount paid by the customer pursuant to the interim rate.