

IN THE MATTER OF the *Public Utilities Act*,
R.S.N. 1990 Chapter P-47 (the “Act”); and

IN THE MATTER OF an Application by
Newfoundland and Labrador Hydro for approvals of
(1) Under Section 70 of the Act, changes in the rates to
be charged for the supply of power and energy to its
Retail Customer, Newfoundland Power, its Rural
Customers and its Industrial Customers; (2) Under
Section 71 of the Act, its Rules and Regulations
applicable to the supply of electricity to its Rural
Customers; (3) Under Section 71 of the Act, the
contracts setting out the terms and conditions applicable
to the supply of electricity to its Industrial Customers;
and (4) Under Section 41 of the Act, its 2002 Capital
Budget.

TO: The Board of Commissioners of Public Utilities (“the Board”)

**INTERVENOR’S SUBMISSION
OF NEWFOUNDLAND POWER INC.**

Interest of Newfoundland Power

1. Newfoundland Power Inc. (“Newfoundland Power”) purchases approximately 70% of Newfoundland and Labrador Hydro’s (“Newfoundland Hydro”) annual production of electrical energy on the Island of Newfoundland for resale to consumers. Electrical energy purchased from Newfoundland Hydro for resale is Newfoundland Power’s largest single expense, amounting to approximately \$200 million in 2000. Newfoundland Hydro’s application filed in this proceeding requests, amongst other things, that the Board approve an increase in the price of electrical energy purchased by Newfoundland Power.
2. Newfoundland Hydro’s application filed in this proceeding is the first application made by Newfoundland Hydro for its electrical rates and the rules and regulations governing the provision of electrical service to be established pursuant to the provisions of the Act. Newfoundland Power is the largest customer of Newfoundland Hydro and therefore has an interest in the matters raised in the application.
3. Newfoundland Power’s interest in the application includes, without limitation, an interest in ensuring that the rates to be charged for electricity and the rules and regulations governing the provision of electrical service are just and reasonable and in accordance with the provisions of

the Act, the *Electrical Power Control Act, 1994*; the *Hydro Corporation Act* and all regulations made pursuant thereto.

Disposition Advocated by Newfoundland Power

4. Until Newfoundland Power has had an opportunity to gain a satisfactory understanding of the matters to be considered in the application, it would be inappropriate for Newfoundland Power to advocate a specific disposition of the application of Newfoundland Hydro.

Facts and Reasons Supporting Intervention

5. Until Newfoundland Power has had an opportunity to gain a satisfactory understanding of the matters to be considered in the application, it would be premature for Newfoundland Power to decide what facts it intends to show in evidence or for what reasons the Board should dispose of the application of Newfoundland Hydro in a particular matter.

Participation of Newfoundland Power

6. Newfoundland Power proposes to fully participate in the hearing of the application filed by Newfoundland Hydro and the various procedures associated with the hearing of the application including, without limitation:
 - (a) directing information requests to Newfoundland Hydro as may be permitted by the Board;
 - (b) cross-examining of witnesses appearing on behalf of Newfoundland Hydro or any other party;
 - (c) calling of witnesses, including expert witnesses, as is appropriate in the circumstances; and
 - (d) making representations through counsel to the Board concerning the disposition of the application.

DATED at St. John's, Newfoundland this 3rd of July, 2001.

NEWFOUNDLAND POWER INC.

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