

June 25, 2003

Board of Commissioners of Public Utilities  
P.O. Box 21040  
120 Torbay Road  
St. John's, Newfoundland A1A 5B2

Attention: Ms. Cheryl Blundon  
Board Secretary

Ladies & Gentlemen:

**Re: Newfoundland and Labrador Hydro Corporation  
2003 General Rate Application**

Please find enclosed fifteen copies of an Intervenor's Submission in compliance with section 9 of the *Board of Commissioners of Public Utilities Regulations, 1996*.

Copies of the enclosed Intervenor's Submission have been circulated as indicated.

We trust this is satisfactory.

Yours very truly,

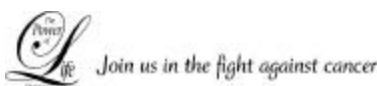
Peter Alteen  
Corporate Counsel  
and Secretary

Enclosure

c. Ms. Maureen P. Greene, Q.C.  
Newfoundland and Labrador Hydro

Janet Henley-Andrews, Q.C./Joseph S. Hutchings, Q.C.  
Counsel to the Industrial Customers

Dennis Browne, Q.C.  
Consumer Advocate



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

**IN THE MATTER OF** a General Rate Application  
(the “Application”) by Newfoundland and Labrador  
Hydro for approvals of, under Section 70 of the Act,  
changes in the rates to be charged for the supply of  
power and energy to Newfoundland Power, Rural  
Customers and Industrial Customers; and under Section  
71 of the Act, changes in the Rules and Regulations  
applicable to the supply of electricity to Rural  
Customers.

**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, estimated to be approximately \$225 million in 2003. 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. As Newfoundland Hydro’s largest customer, 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**

3. 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**

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 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**

5. 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 25th of June, 2003.

### **NEWFOUNDLAND POWER INC.**

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 Counsel to the Industrial Customers

Dennis Browne, Q.C.  
 Consumer Advocate