

IN THE MATTER OF The Electrical
Power Control Act, 1994 and the Public Utilities Act

AND IN THE MATTER OF a hearing
regarding the Newfoundland and Labrador Hydro
2005 Capital Budget

INTERVENOR'S SUBMISSION

TAKE NOTICE that **Voisey's Bay Nickel Company Limited**, through its solicitors, Stewart McKelvey Stirling Scales and Poole Althouse, hereby intervenes in its position as a potential Island Industrial Customer of Newfoundland and Labrador Hydro which is affected by the rates charged by Newfoundland and Labrador Hydro.

The Intervenor submits that the 2005 Capital Budget sought by the Applicant is not reasonable and should be rejected by the Board.

The Intervenor proposes to show in evidence that a number of the projects for which approval is sought by the Applicant are not reasonable, will have an unduly negative effect on rates, have not been appropriately justified and are not necessary.

The Intervenor intends to participate by way of filing Information Requests, attendance at the hearing, cross-examination of witnesses and possibly presenting evidence.

J:\clients\25754-28\intervention.2005.capital.vbn

The Intervenor wishes to pursue all issues related to the 2005 Capital Budget and its potential impacts.

Documents relating to this hearing can be served on the Intervenor in care of:

Paul Coxworthy
Stewart McKelvey Stirling Scales
Suite 1100, Cabot Place,
100 New Gower Street,
P.O. Box 5038,
St. John's, NL
A1C 5V3,

Telephone: (709) 722-4270
Telecopier at (709) 722-4565

E-mail: pcoxworthy@smss.com

AND

Joseph S. Hutchings, Q.C.
Poole Althouse
49-51 Park Street
P.O. Box 812
Corner Brook, NL
A2H 6H7

Direct: (709) 637-6425
Telecopier: (709) 634-8247

E-mail: jhutchings@pa-law.ca

DATED at St. John's, this 13th day of September, 2004.

STEWART MCKELVEY STIRLING SCALES

Per:
Paul Coxworthy

POOLE ALTHOUSE

Per:
Joseph S. Hutchings, Q.C.

TO: The Board of Commissioners of Public Utilities
Prince Charles Building
P.O. Box 9188
St. John's, NL
A1A 2X9

TO: Newfoundland and Labrador Hydro
Columbus Drive
P.O. Box 9100
St. John's, NL
A1A 2X8

Attention: Maureen Greene, Q.C.