

P. U. 17 (2003)

IN THE MATTER OF THE *PUBLIC UTILITIES ACT*, (THE “*ACT*”);

AND

IN THE MATTER OF AN APPLICATION BY NEWFOUNDLAND AND LABRADOR HYDRO (“*HYDRO*”) FOR APPROVAL OF: (1) ITS 2004 CAPITAL BUDGET PURSUANT TO SECTION 41(1) OF THE *ACT*; (2) ITS 2004 CAPITAL PURCHASES, AND CONSTRUCTION PROJECTS IN EXCESS OF \$50,000 PURSUANT TO SECTION 41(3)(a) OF THE *ACT*; AND (3) ITS ESTIMATED CONTRIBUTIONS IN AID OF CONSTRUCTION FOR 2004 PURSUANT TO SECTION 41(5) OF THE *ACT*.

WHEREAS on March 28, 2003 Hydro filed with The Board of Commissioners of Public Utilities (the “*Board*”) an Application, requesting that the Board make an Order:

- (i) Approving Hydro’s 2004 Capital Budget, pursuant to Section 41(1) of the *Act*;
- (ii) Approving 2004 capital purchases and construction projects in excess of \$50,000.00, pursuant to Section 41(3) of the *Act*; and
- (iii) Approving the proposed estimated contributions in aid of construction for 2004 pursuant to Section 41(5) of the *Act*; and

WHEREAS on April 16, 2003 the Board published Notice of the Application and Hearing which was scheduled to be held on June 10, 2003; and

WHEREAS on May 2, 2003 Intervenor Submissions were filed on behalf of Newfoundland Power Inc., (*"Newfoundland Power"*) as well as Abitibi Consolidated Inc. (Grand Falls), Abitibi Consolidated Inc. (Stephenville), Corner Brook Pulp & Paper Limited and on May 15, 2003 North Atlantic Refining Limited (the *"Industrial Customers"*); and

WHEREAS on May 15, 2003 the Board received a motion from the Industrial Customers to, among other things, postpone the hearing into the capital budget application; and

WHEREAS on May 30, 2003 the Board issued Order No. P.U. 16 (2003) postponing the start of the hearing of the capital budget application to June 25, 2003; and

WHEREAS on June 6, 2003 the Industrial Customers filed motion for a further delay in the start of the hearing; and

WHEREAS the other parties in the matter, Hydro and Newfoundland Power, have consented to a delay in the start of the hearing to the 7th day of July, 2003.

IT IS THEREFORE ORDERED THAT

1. The public hearing of the capital budget application will begin at 9:00 A.M. on Monday, July 7, 2003, unless otherwise directed by the Board.

Dated at St. John's, Newfoundland and Labrador, this 11th day of June, 2003.

Robert Noseworthy,
Chair & Chief Executive Officer.

Darlene Whalen, P.Eng.,
Vice-Chair.

G. Cheryl Blundon,
Board Secretary.