

**NEWFOUNDLAND AND LABRADOR
BOARD OF COMMISSIONERS OF PUBLIC UTILITIES**

AN ORDER OF THE BOARD

NO. P. U. 7(2009)

1 **IN THE MATTER OF** the *Electrical Power*
2 *Control Act*, RSNL 1994, Chapter E-5.1 (the
3 “*EPCA*”) and the *Public Utilities Act*, RSNL 1990,
4 Chapter P-47 (the “*Act*”) as amended, and their
5 subordinate regulations;

6
7 **AND**
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9 **IN THE MATTER OF** the application by
10 Newfoundland Power Inc. (“Newfoundland Power”)
11 for approval of a contribution in aid of construction
12 (“CIAC”) for a three-phase extension to serve the
13 City of St. John’s (the “Customer”) pursuant to
14 Section 41(5) of the *Act*; and
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16
17 **WHEREAS** Newfoundland Power is a corporation duly organized and existing under the laws of
18 the Province of Newfoundland and Labrador, is a public utility within the meaning of the *Act*, and is
19 also subject to the provisions of the *EPCA, 1994*; and
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21 **WHEREAS** the Customer operates a gas extraction plant at its Robin Hood Bay landfill site; and
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23 **WHEREAS** the Customer has requested that Newfoundland Power provide its facility at Robin
24 Hood Bay with three-phase electrical service which requires Newfoundland Power to upgrade 978
25 metres of single-phase line to three-phase standard and construct a further 991-metre three-phase
26 extension (the “Extension”); and
27

28 **WHEREAS** the estimated construction cost of the Extension is \$80,257 and Clause 10(i) of the
29 Policy states that Newfoundland Power shall apply to the Board for approval of all line extensions or
30 upgrades involving CIACs where the costs of the line extension or upgrade calculated pursuant to
31 Clause 5(a) are estimated to be greater than \$50,000; and

1 **WHEREAS** a CIAC for the extension has been calculated in accordance with Clause 5(a) of the
2 CIAC Policy: Distribution Line Extension and Upgrades To General Service Customers, approved
3 by Order No. P. U. 27(2005), dated November 2, 2005, (the “Policy”), which calculation assumes
4 the Extension will supply service to a gas extraction plant with an estimated peak demand of 50.0
5 kW and the CIAC thus calculated is Seventy-nine thousand five hundred three dollars and thirty-four
6 cents (\$79,503.34), including HST; and

7
8 **WHEREAS** the proposed CIAC is necessary to ensure that Newfoundland Power’s investment in
9 the Extension is compensatory over the useful life of the Extension and will not be to the detriment
10 of Newfoundland Power’s other customers.

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13 **IT IS THEREFORE ORDERED THAT:**

- 14
15 1. The CIAC of Seventy-nine thousand five hundred three dollars and thirty-four cents
16 (\$79,503.34), including HST, as calculated under the Policy to provide three-phase service to
17 a gas extraction plant for the City of St. John’s, is approved.
18
19 2. Newfoundland Power shall pay all expenses of the Board arising from this Application.

DATED at St. John’s, Newfoundland and Labrador, this 9th day of March 2009.

Darlene Whalen, P.Eng.
Vice-Chair

Dwanda Newman, LL.B.
Commissioner

Cheryl Blundon
Board Secretary