

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

AN ORDER OF THE BOARD

NO. P.U. 30(2014)

1 **IN THE MATTER OF** the *Electrical Power*
2 *Control Act, 1994*, SNL 1994, Chapter E-5.1 (the
3 "*EPCA*") and the *Public Utilities Act*, RSNL 1990,
4 Chapter P-47 (the "*Act*"), as amended, and regulations
5 thereunder; and
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7 **IN THE MATTER OF** a general rate application
8 by Newfoundland and Labrador Hydro to establish
9 customer electricity rates for 2014; and
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11 **IN THE MATTER OF** an application by Newfoundland
12 and Labrador Hydro for approval on an interim basis,
13 effective January 1, 2014 of, among other things, rate
14 changes for certain customers and a deferral account for
15 others, and amendments to the Rate Stabilization Plan; and
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17 **IN THE MATTER OF** an award of costs to Vale Newfoundland
18 and Labrador Limited pursuant to Order No. P.U. 13(2014).
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21 **WHEREAS** Newfoundland and Labrador Hydro ("Hydro") is a corporation continued and
22 existing under the *Hydro Corporation Act*, is a public utility within the meaning of the *Act*, and
23 is also subject to the provisions of the *EPCA*; and
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25 **WHEREAS** section 90 of the *Act* gives the Board the authority and discretion to award costs in
26 a proceeding before the Board; and
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28 **WHEREAS** in Order No. P.U. 13(2014) the Board found Vale Newfoundland and Labrador
29 Limited ("Vale") had a unique interest in the matter and that its participation was helpful and
30 necessary and ordered that Vale be awarded costs in an amount to be fixed by the Board; and
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32 **WHEREAS** on May 1, 2014 Vale submitted a bill of costs in the amount of \$56,649.79 (HST
33 inclusive) for the Board's consideration; and
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35 **WHEREAS** the Board requested comments on the bill of costs from Hydro and on July 4, 2014
36 Hydro submitted that the amount claimed is reasonable, with the exception that Hydro should not
37 be ordered to pay amounts attributable to HST; and

1 **WHEREAS** on July 15, 2014 Vale agreed that the award of costs should be net of HST; and

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3 **WHEREAS** the Board has reviewed the bill of costs submitted by Vale and is satisfied that
4 Vale's costs should be fixed in the amount of \$51,461.32 (exclusive of HST).

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7 **IT IS THEREFORE ORDERED THAT:**

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9 1. The costs of Vale are fixed at \$51,461.32, exclusive of HST.
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11 2. Hydro shall, within thirty days, pay costs to Vale in the amount of \$51,461.32.

DATED at St. John's, Newfoundland and Labrador this 31st day of July 2014.

Andy Wells
Chair & Chief Executive Officer

Dwanda Newman, LL.B.
Commissioner

Cheryl Blundon
Board Secretary