

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

**AN ORDER OF THE BOARD**

**NO. P.U. 30(2021)**

1 **IN THE MATTER OF** the *Electrical Power*  
2 *Control Act, 1994*, SNL 1994, Chapter E-5.1  
3 (the “*EPCA*”) and the *Public Utilities Act*,  
4 RSNL 1990, Chapter P-47 (the “*Act*”), as  
5 amended, and regulations thereunder; and  
6

7 **IN THE MATTER OF** an application filed by  
8 Newfoundland Power Inc. on December 16, 2020  
9 for approval of, among other things, supplemental  
10 2021 capital expenditures related to the construction  
11 of an electric vehicle charging network associated with  
12 the implementation of new electrification programming  
13 set out in the joint utility Electrification, Conservation  
14 and Demand Management Plan 2021-2025; and  
15

16 **IN THE MATTER OF** an application filed by  
17 Newfoundland and Labrador Hydro on June 16, 2021  
18 for approval of, among other things, supplemental  
19 2021 capital expenditures related to the construction  
20 of an electric vehicle charging network associated with  
21 the implementation of new electrification programming  
22 set out in the joint utility Electrification, Conservation  
23 and Demand Management Plan 2021-2025; and  
24

25 **IN THE MATTER OF** the application by Newfoundland  
26 Power Inc. and Newfoundland and Labrador Hydro for  
27 approval of 2021 capital expenditures for electric vehicle  
28 charging stations pursuant to section 41 of the *Act*.  
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31 **WHEREAS** on December 16, 2020 Newfoundland Power Inc. (“Newfoundland Power”) filed an  
32 application (the “Newfoundland Power Application”) for approvals required for the execution of  
33 electrification programming related to the joint utility Electrification, Conservation and Demand  
34 Management Plan 2021-2025 (the “2021 Plan”); and  
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36 **WHEREAS** the Newfoundland Power Application requested approval of, among other things,  
37 supplemental 2021 capital expenditures of approximately \$1.5 million for the construction of ten

1 electric vehicle (“EV”) charging stations throughout its service territory with recovery from  
2 customers to be reduced by the amount received of the requested federal funding of approximately  
3 \$550,000; and

4  
5 **WHEREAS** the Newfoundland Power Application was copied to the Consumer Advocate, Dennis  
6 Browne, Q.C. (the “Consumer Advocate”) and Newfoundland and Labrador Hydro (“Hydro”);  
7 and

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9 **WHEREAS** on June 16, 2021 Hydro filed an application (the “Hydro Application”) for approvals  
10 required for the execution of electrification programming related to the 2021 Plan; and

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12 **WHEREAS** the Hydro Application requested approval of, among other things, supplemental 2021  
13 capital expenditures of approximately \$1.1 million for the construction of six EV charging stations  
14 on the Island and \$500,000 for the construction of three EV charging stations in Labrador with  
15 recovery from customers of the Island charging stations to be reduced by the amount received of  
16 requested federal funding of \$330,000, and with no recovery of costs for the Labrador locations;  
17 and

18  
19 **WHEREAS** the Hydro Application was copied to: Newfoundland Power; the Consumer  
20 Advocate; Hydro’s Island Industrial customers: Corner Brook Pulp and Paper Limited, NARL  
21 Refining Limited Partnership, Vale Newfoundland and Labrador Limited (the “Island Industrial  
22 Customers”); Iron Ore Company of Canada; Teck Resources Limited; Praxair Canada Inc.; and  
23 the communities of Sheshatshiu, Happy Valley-Goose Bay, Wabush, and Labrador City; and

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25 **WHEREAS** on August 30, 2021 the Board advised the parties that the Newfoundland Power  
26 Application and the Hydro Application would be joined and proceed as one matter (the  
27 “Applications”); and

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29 **WHEREAS** on September 7, 2021 the Island Industrial Customers requested that the Board  
30 convene a technical conference to provide Hydro the opportunity to address certain issues  
31 identified by the Island Industrial Customers and any other issues which may be identified by the  
32 Board and the other parties; and

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34 **WHEREAS** on September 10, 2021 Hydro requested that the proposed 2021 supplemental capital  
35 expenditures for EV charging stations be heard on a timely and stand-alone basis to address the  
36 risk that a regulatory process which extends beyond September 2021 would pose to the approved  
37 federal funding for these charging stations; and

38  
39 **WHEREAS** on September 17, 2021 the Board wrote the parties to advise that, to ensure a timely  
40 decision, the proposed supplemental 2021 EV charging station capital expenditures would be  
41 separated from the other proposals in the Applications and would be considered on a stand-alone  
42 basis as soon as possible; and

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44 **WHEREAS** this Order relates to the supplemental 2021 EV charging station capital expenditures  
45 proposed by Newfoundland Power and Hydro and the remaining issues associated with the

1 Applications, including how approved capital expenditures would be recovered from customers,  
2 will be addressed in a subsequent order of the Board; and  
3

4 **WHEREAS** the evidence filed as part of the Applications shows that all or a portion of the federal  
5 funding available to offset the supplemental 2021 capital expenditures proposed by Newfoundland  
6 Power and Hydro for EV charging stations may be jeopardized if approval of these capital  
7 expenditures is not granted by the end of September 2021; and  
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9 **WHEREAS** the Board is satisfied that the supplemental 2021 capital expenditures proposed in  
10 the Newfoundland Power Application and the Hydro Application for the deployment of EV  
11 charging stations should be approved with recovery, net of funding, from customers for the Island  
12 EV charging stations and that, to ensure timely approval, the Board will issue its reasons for  
13 decision in respect of this Order separately; and  
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15 **WHEREAS** a decision as to the expenses of the Board and the costs of the parties arising from  
16 the Applications will be made by the Board in the subsequent order related to the Applications.  
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19 **IT IS THEREFORE ORDERED THAT:**  
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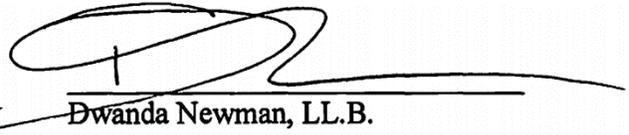
- 21 1. Newfoundland Power Inc.'s proposed supplemental 2021 capital expenditure for the  
22 deployment of EV charging stations, in the amount of approximately \$1.5 million, is approved.  
23
- 24 2. Newfoundland and Labrador Hydro's proposed supplemental 2021 capital expenditure for the  
25 deployment of EV charging stations, in the amount of \$1.6 million, is approved.

**DATED** at St. John's, Newfoundland and Labrador, this 29<sup>th</sup> day of September, 2021.



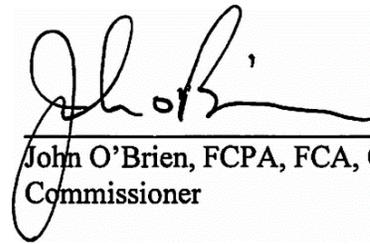
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Darlene Whalen, P. Eng., FEC  
Chair and Chief Executive Officer



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Dwanda Newman, LL.B.  
Vice-Chair



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John O'Brien, FCPA, FCA, CISA  
Commissioner



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Christopher Pike, LL.B., FCIP  
Commissioner



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Cheryl Blundon  
Board Secretary