

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

AN ORDER OF THE BOARD

NO. P.U. 24(2023)

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** approval of Newfoundland
8 and Labrador Hydro’s Network Additions Policy
9 for the Labrador Interconnected system in
10 Order No. P.U. 7(2021); and
11

12 **IN THE MATTER OF** Newfoundland and
13 Labrador Hydro’s request to change reporting
14 requirements set out in Order No. P.U. 7(2021).
15

16
17 **WHEREAS** Newfoundland and Labrador Hydro (“Hydro”) is a corporation continued and existing
18 under the **Hydro Corporation Act, 2007**, is a public utility within the meaning of the **Act**, and is
19 also subject to the provisions of the **EPCA**; and
20

21 **WHEREAS** in Order No. P.U. 7(2021) the Board accepted the Settlement Agreement of the parties
22 and approved the Network Additions Policy for the Labrador Interconnected system and ordered
23 Hydro to file a report on or before July 1, 2023, setting out recommendations with respect to the
24 transition as of January 1, 2024 to the “But For” approach relating to the assignment of costs for
25 which a customer is causally responsible; and
26

27 **WHEREAS** on June 20, 2023 Hydro stated the review and studies related to customer applications
28 for service on the Labrador Interconnected system and their implications under the Network
29 Additions Policy are ongoing and requested that the filing date for the required report be delayed
30 to the end of the second quarter of 2025 so that Hydro may have the most complete information
31 to enable the necessary review; and
32

33 **WHEREAS** the parties, Newfoundland Power Inc. (“Newfoundland Power”); the Consumer
34 Advocate, Dennis Browne, KC; a group of Island Industrial customers: Corner Brook Pulp and
35 Paper Limited, Braya Renewable Fuels, and Vale Newfoundland & Labrador Limited; Iron Ore

1 Company of Canada; and the communities of Sheshatshiu, Happy Valley-Goose Bay, Wabush, and
2 Labrador City (the “Labrador Interconnected Group”) were asked for comments on the change
3 in filing date; and
4

5 **WHEREAS** Newfoundland Power and the Labrador Interconnected Group advised they had no
6 objection to the proposal to extend the reporting deadline; and
7

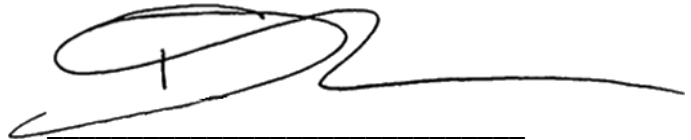
8 **WHEREAS** no other comments were received by the Board; and
9

10 **WHEREAS** the Board is satisfied the additional time requested is warranted to complete the
11 ongoing review and studies required by Hydro regarding the transition to the “But For” approach
12 under the approved Network Additions Policy.
13

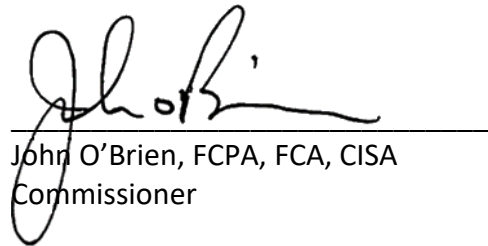
14
15 **IT IS THEREFORE ORDERED THAT:**
16

- 17 1. Hydro shall file a report on or before June 30, 2025 setting out recommendations with respect
18 to the transition to the “But For” approach as of January 1, 2026.
19
20 2. Hydro shall pay all expenses of the Board arising from this matter.

DATED at St. John’s, Newfoundland and Labrador, this 21st day of September, 2023.



Dwanda Newman, LL.B.
Vice-Chair



John O'Brien, FCPA, FCA, CISA
Commissioner



Cheryl Blundon
Board Secretary