

- 1 **Q.** (Reference Application, 2023 Capital Budget Overview, page 2) It is stated  
2 "*The capital expenditures proposed as part of Newfoundland Power's 2023*  
3 *Capital Budget Application (the "Application") are necessary to meet its*  
4 *statutory obligations under the Public Utilities Act and the Electrical Power*  
5 *Control Act, 1994."* Does the requirement to comply with legislation supersede  
6 requirements set out in the Board's Provisional Capital Budget Application  
7 Guidelines?  
8
- 9 A. Section I of the Provisional Guidelines states: "*These guidelines supplement the*  
10 *provisions of the legislation and if a conflict arises the legislation prevails.*"