

1 **IN THE MATTER OF**

2 the *Electrical Power Control Act*, RSNL 1994,  
3 Chapter E-5.1 (the “*EPCA*”) and the  
4 *Public Utilities Act*, RSNL 1990,  
5 Chapter P-47 (the “*Act*”), as amended;  
6  
7

8 **AND**  
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10  
11 **IN THE MATTER OF**

12 an application by Nalcor Energy (the “Application”) for an Order:  
13 to establish the terms of a Water Management Agreement between  
14 Nalcor Energy (“Nalcor”) and Churchill Falls (Labrador) Corporation Limited (“CF(L)Co”)  
15 for the Churchill River, Labrador.

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**PUBLIC UTILITIES BOARD  
REQUESTS FOR INFORMATION  
TO  
THE INNU OF UASHSAT MMAK MANI-UTENAM ET AL (IUM)**

**PUB-IUM-1 to PUB-IUM-13**

**Issued: January 22, 2010**


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- 1    **PUB-IUM-1**            Please detail the nature and extent of the Aboriginal rights and title  
2                                claimed by the Intervener in the territory affected by the Water  
3                                Management Agreement setting out facts and evidence of these rights.
- 4    **PUB-IUM-2**            Have such rights and title been established, approved, or accepted by the  
5                                Governments of Canada or Newfoundland and Labrador? If they have,  
6                                please provide details. If they have not, please describe any processes,  
7                                such as legal processes or negotiations, in which the Intervenor is engaged  
8                                for the purpose of establishing rights and title in the territory affected by  
9                                the Water Management Agreement.
- 10   **PUB-IUM-3**            Please detail how the establishment of a Water Management Agreement  
11                                between Nalcor and CF(L)Co will affect the Aboriginal rights and title  
12                                claimed or established by the Intervener and, if so, describe the manner in  
13                                which the Aboriginal rights and title will be affected.
- 14   **PUB-IUM-4**            Please identify specific provisions of the Water Management Agreement  
15                                proposed by the Applicant that the Intervenor says will affect the  
16                                Aboriginal rights and title claimed by it and describe the manner in which  
17                                its rights and title will be affected.
- 18   **PUB-IUM-5**            Has the Intervenor been consulted, or offered the opportunity for  
19                                consultation, by the Governments of Canada or Newfoundland and  
20                                Labrador, the Applicant, or any other party affiliated with the Crown, in  
21                                connection with the proposed Lower Churchill Hydroelectric  
22                                Development?
- 23   **PUB-IUM-6**            If consultation with the Governments of Canada or Newfoundland and  
24                                Labrador, the Applicant or any other parties affiliated with the Crown  
25                                regarding these issues set out in **PUB-IUM-5** has taken place, or if there  
26                                has been an offer of consultation please provide a description of all such  
27                                consultation that has taken place or been offered?

- 1    **PUB-IUM-7**            Has the Intervenor been consulted, or offered the opportunity for  
2                                consultation, by the Governments of Canada or Newfoundland and  
3                                Labrador, the Applicant, or any other party affiliated with the Crown, in  
4                                connection with particular aspects of the project such as environmental  
5                                assessment?
- 6    **PUB-IUM-8**            If consultation with the Governments of Canada or Newfoundland and  
7                                Labrador, the Applicant or any other parties affiliated with the Crown  
8                                regarding these issues set out in **PUB-IUM-7** has taken place, or if there  
9                                has been an offer of consultation please provide a description of all such  
10                                consultation that has taken place or been offered.
- 11   **PUB-IUM-9**            Has the Intervenor been consulted, or offered the opportunity for  
12                                consultation, by the Governments of Canada or Newfoundland and  
13                                Labrador, the Applicant, or any other party affiliated with the Crown, in  
14                                connection with the establishment of a Water Management Agreement?
- 15   **PUB-IUM-10**           If consultation with the Governments of Canada or Newfoundland and  
16                                Labrador, the Applicant or any other parties affiliated with the Crown  
17                                regarding these issues set out in **PUB-IUM-9** has taken place, or if there  
18                                has been an offer of consultation please provide a description of all such  
19                                consultation that has taken place or been offered.
- 20   **PUB-IUM-11**           Has the Intervenor participated in any other processes with other parties  
21                                where consultation has taken place or where the opportunity for  
22                                consultation has been offered?
- 23   **PUB-IUM-12**           If consultation has taken place has it been concluded or is it ongoing?
- 24   **PUB-IUM-13**           What has been the outcome of any consultation that has taken place?

**DATED** at St. John's, Newfoundland this 22<sup>nd</sup> day of January 2010.

**BOARD OF COMMISSIONERS OF PUBLIC UTILITIES**

Per   
Cheryl Blundon  
Board Secretary