

- 1 Q. Further to response to Request for Information PUB-NLH-004:
- 2 Please provide a copy of the license issued by the Provincial Government to Nalcor
- 3 for the operation of the Exploits Generation facilities.
- 4
- 5
- 6 A. Please see NP-NLH-289 Attachments 1 and 2.

Executive
Council



Newfoundland
and Labrador

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of the Committee of the Executive Council of Newfoundland and
Labrador approved by His Honour the Lieutenant-Governor on*

2011/08/23

OC2011-216

MC2011-0403. NR2011-018. EPC2011-042.

Under the authority of section 14 of the Abitibi-Consolidated Rights and Assets Act, the Lieutenant Governor in Council is pleased to issue, effective March 1, 2011, a license to Nalcor Energy for the occupation, use and access to all facilities described in Schedule C of the Abitibi-Consolidated Rights and Assets Act, a license to water rights consistent with the water use licenses described in Schedule B of that Act, and a license to those easements described in Schedule D of that Act pursuant to section 6 of that Act, for the purposes of the generation and transmission of hydroelectricity on the following terms and conditions:

- i) Nalcor Energy shall insure these assets as part of their ordinary insurance coverage.
- ii) These licenses are to expire June 30, 2012.
- iii) These licenses shall include access by Nalcor Energy to those facilities pursuant to section 12 of the Act.
- iv) Nalcor Energy may enter into agreements and arrangements with Newfoundland and Labrador Hydro for services, advice and assistance in any matter arising from these licenses.
- v) In addition, Nalcor Energy and, where appropriate, Newfoundland and Labrador Hydro may enter into such agreements and arrangements with Abitibi-Consolidated as may be necessary for the continued operation of the Grand Falls mill.
- vi) Furthermore, Nalcor Energy and, where appropriate, Newfoundland and Labrador

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Hydro may enter into such agreements and arrangements with Fortis Inc., ENEL North America, Inc., CHI Canada Inc., CHI Hydroelectric Company, Inc., or any of their subsidiaries, or the secured lenders of either the Star Lake Hydro Partnership or the Exploits River Hydro Partnership, or any third parties as Nalcor Energy deems appropriate for the reorganization of commercial arrangements arising from the operation of the Act or to continue operation of the former Abitibi generation assets.

- vii) As a part of any agreements and arrangements under iv) to vi), Nalcor Energy may grant permissions for such access, occupation or use by parties to such agreements as enjoyed by Nalcor Energy under these licenses as Nalcor Energy deems appropriate.
- viii) Nalcor Energy may assign to Nalcor Energy-Generation the operating license issued by this Order with respect to the Grand Falls, Bishop's Falls, Star Lake and Buchans hydroelectric facilities and related hydro-electric assets, subject to the terms and conditions contained herein.

OC2011-067 is hereby replaced.

A handwritten signature in cursive script, reading "Robert C. Thompson".

Clerk of the Executive Council

Executive
Council



Newfoundland
and Labrador

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of the Committee of the Executive Council of Newfoundland and
Labrador approved by His Honour the Administrator on*

2013/04/04

OC2013-087

MC2013-0237 . NR2013-010. EPC2013-019.

Under the authority of section 14 of the Abitibi-Consolidated Rights and Assets Act, the Lieutenant Governor in Council is pleased to:

- 1) confirm Nalcor's operation of the facilities outlined in OC2011-216 following the expiration of the licences and rights granted under OC2011-216 associated with the Exploits Generation assets; and
- 2) renew Nalcor's licences and rights granted under OC2011-216 associated with the Exploits Generation assets until June 30, 2014.

A handwritten signature in black ink, reading "Robert C. Thompson".

Clerk of the Executive Council