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February 21, 2012 Page 1 1 (10:08 a.m.) 1 2 CHAIRMAN: 2 Q. Well, good morning everybody. Are there any 3 3 preliminary matters to come before this august 4 4 5 body? 5 6 GREENE, Q.C.: 6 O. No, Mr. Chairman. 7 8 CHAIRMAN: 8 Q. No? So I guess we will then proceed to the 9 10 order of business for the day and Mr. 10 Dumaresque is in his proper place and so I 11 11 shall turn it over to you, sir, I guess. 12 12 13 MR. DUMARESOUE: 13 14 A. Thank you very much, Mr. Chairman, 14 Commissioners, legal counsel, ladies and 15 15 16 gentlemen. Thank you for the opportunity to 16 present my views to you this morning. I am a 17 17 former member of the House of Assembly from 18 18 Labrador and I also served as a director of 19 19

As I said earlier, I have always been interested in the Upper Churchill power contract and today, I can stand here and agree with former Premier Danny Williams when he stated we have developed this energy plan with our eyes clearly on 2041 when the Upper Churchill contract expires and the province is in a position to receive the full benefits from this resource. This is not a person -there is not a person in Newfoundland and Labrador who does not agree that Hydro Quebec has taken advantage of us for the past 36 years and will do so for the next 29 years. It is despicable that our neighbour would continue to reap 98 percent of the profits generated from the turbines of Labrador.

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It is against this backdrop of public opinion and the policy as stated in the energy plan that Nalcor has taken the following position on access: There is inherent uncertainty around guaranteeing availability of supply from Churchill Falls in 2041 because it is difficult to determine the environmental and policy frameworks that will be in place 30 plus years out. I recognize

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in Newfoundland and Labrador. As many who have come before you have stated, the Muskrat Falls Project is the biggest public policy issue ever to have faced this province.

Newfoundland and Labrador Hydro. The issue of

the Upper Churchill power contract has always

interested me, including my time at university

in St. John's and Nova Scotia. I will always

be a student of public policy and an advocate

for change in the pursuit of good government

One of the most important debates we had while I served in the House of Assembly was over the future energy requirements of the province and how we would go about meeting them. This debate was included in the passing of the Electrical Power Control Act in 1994, which amongst other things, states the laws of the province as follows: all sources and facilities for the production, transmission and distribution of power in the province should be managed and operated in a manner that would result in power being delivered to consumers in the province at the lowest possible cost, consistent with reliable service.

While it may be debated if Nalcor has the right to build the transmission and generation of power from Muskrat Falls to the island, I submit that the PUB has the obligation to insist on lowest cost power options at all times.

that they have also expressed other reasons why they ruled out accessing this power, but their economic argument, like the one above, has little merit. This is not market cost power and the Isolated Island option does not have to bear a 600 million dollar upgrade at Holyrood, two reasons they are being used to bias the CPW in favour of Muskrat Falls.

On February the 5th, 2012, 17 days ago, I asked the current Minister of Natural Resources the question: do you agree that we have the right to access the Upper Churchill power in 2041? I know he received that question, but to date, he has chosen not to answer. Irrespective of his position, I have undertaken to consult with various legal and academic experts on the 1969 Upper Churchill contract and the answers I have received from everyone is an unequivocal, yes. All replies can be summed up as Mr. Vardy and Mr. Penney did yesterday, the least uncertain event for the energy of the province is that the Churchill Falls contract expires in 2041. They go on to note that the guaranteed winter availability contract also expires in 2041, as

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does the shareholders agreement between CF(L)Co and Hydro Quebec.

The mighty Churchill Falls is our power and in 2041, it will be ours to do as we please. Every person in this province will agree with the government in reclaiming this resource and giving us the ability to deliver the 5400 megawatts of power as follows: retain what we need to serve the industrial needs of Labrador; keep what we need to feed the island consumer with cheap green power for ever; sell excess power to the marketplace and use the money to bring green energy to coastal Labrador and take them off dirty diesel forever; give all the people the benefit of the zero cost power by reducing their electricity bills and firmly claim that our people will have the cheapest, greenest energy in the world. However, while I am passionate in advocating the above, I have been in business for the past 16 years and I know that it has to make financial sense to take this direction.

The MHI report was a good report. It was the first time that the project was properly

Page 6

defined for me and provided an easy read on the complexities involved. This report has provided me with the ability to see the financial implications of getting the access to 2041 power. In Sections 10.5 and 10.6, one can see the cost involved in implementing the Isolated Island and infeed option thermal plants respectively.

The Isolated Island option. The total project budget for the island isolated system is pegged at 8.8 billion dollars. As you can see from this documentation, MHI notes that the 582 million dollars is proposed to be spent in 2015, installing ESP and scrubbers at Holyrood under the Isolated Island plan. Nalcor has confirmed that this cost is not necessary to meet provincial law. It should also be noted that it is not included at all in the infeed option. From 2041 to 2067, Nalcor is proposing to build 1320 megawatts of new thermal generation at a cost of five billion dollars. This would be done using 11 different units all around the island and burning dirty oil. By accessing 2041 power,

Page 7 would eliminate 5.7 billion dollars from this 2 cost of this option and its cost up to would be 3.2 billion dollars. 3 4 (10:15 a.m.)

The Muskrat Falls system. The total project budget for the infeed option, which includes Muskrat Falls, is pegged at 6. 6 billion dollars. It must be pointed out that while this option means closing down Holyrood, it also means building 520 megawatts of thermal generation. It would mean eight different units would be built around the island, but still using dirty oil. It will mean that in 50 years from first power, this island will actually have more dirty oil generation than we have today. As I pointed out above, the ESP and scrubbers are not necessary in 2015 under the infeed option, even though Holyrood decommissioning will not be completed until 2029, 12 years later. There are no cost savings from this item. The addition of 300 megawatts of dirty oil generation after 2041 will mean a cost of one billion dollars will be incurred and to keep comparing apples to apples, we can deduct this

from the total project leaving this option with a net cost of 5.6 billion dollars.

The result. The comparison between the two options by accessing the 2041 Upper Churchill contract results in a 2.4 billion dollar advantage in favour of the Isolated Island system. This is enough savings to pay 100 percent of the cost of bringing a new transmission line from Churchill Falls to Soldier's Pond. It is also necessary to note that while the remaining 3.2 billion to the Isolated Island system includes the expenditure of 800 million in 2033, replacing units one and two at Holyrood, and 500 million in 2035, replacing unit three of Holyrood. These expenditures of 1.3 billion are planned to be incurred a few years before the return of the Upper Churchill power. The future sales of available power at the Upper Churchill would be in the discussion stages by this time and it would be crazy not to foresee a deal to access our required energy to take us over the last few years, even with Hydro Quebec. There are also legal scholars who believe we can negotiate more recall power

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none of the above would be necessary, so this

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from the existing contract by using Section 92A of the Constitution of Canada.

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The benefits. It is hard to imagine, but we can certainly realize our day in the green. Some day the sun will shine and blackouts will be no more. After 2041, we will be able to boast from the tallest points in this great province, we have the lowest and greenest electricity in all of North America, if not the world, and it will stay that way forever.

Furthermore, it will give us the next years to know the following: the future of Corner Brook Pulp and Paper; the viability of the natural gas industry; the impact of shale oil and gas on oil prices; the ability to store wind power; the actual load on the island and the load growth; and also the real industrial demands for power in Labrador.

Finally, it will allow us to be wise spenders of public money, the hard earned taxpayers' dollars. Over the next 20 years, there will not be any blackouts and we will not saddle our children with at least 5. 6 billion of new debt. Our infamous economist, Dr. Wade Locke, warned us last year that this

direction was handed off to a new current administration and the past 15 months has been filled with political fraud of the highest

Page 11

Page 12

order. Muskrat Falls is a spiteful political 4 project and not a well planned energy 5

development aimed at delivering the lowest cost power to the people of this great

province as required by law. The sanctioning 8 of this project will be a happy day for the

10 millionaires and shareholders of EMERA, but a sad day for the ordinary ratepayers and 11 12

taxpayers of this province.

Nalcor is embarking on a dangerous road, consciously avoiding the PUB and taking the damn the torpedoes approach, building a project without acknowledging that we have the greatest resource of clean, renewable energy waiting to serve this province forever, the mighty Churchill Falls.

Mr. Chairman, I thank you and your 20 colleagues once again for granting me this 21

time today and I would welcome any questions. 22

23 CHAIRMAN:

Q. I guess, Mr. O'Reilly, we'll start with you. 25 O'REILLY, Q.C.:

Page 10

Q. I don't -

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2 CHAIRMAN:

3 Q. I do you want a time to reconsider or -

4 O'REILLY, O.C.:

Q. No. We've read the -- we've heard the

7 the relevant portions in their final

8 presentations to the Board, so we don't have

presentation. Nalcor will be responding to

9 any questions for Mr. Dumaresque. Thank you.

10 CHAIRMAN:

11 Q. Okay.

12 MR. JOHNSON:

Q. I don't have any questions for this presenter.

14 GREENE, Q.C.:

Q. And I have no questions, Mr. Chair.

16 CHAIRMAN:

17 Q. Any Board members?

18 VICE-CHAIR:

Q. Thank you very much, Mr. Dumaresque.

20 CHAIRMAN:

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Q. No questions, although I don't accept one of your premises about oil being dirty, but that's a subject for another debate.

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24 MR. DUMARESQUE:

25 A. Okay.

province, without Muskrat Falls, was on a way

to financial disaster. Our spending,

according to the former Auditor General

Noseworthy, is out of control and we cannot 4

5 keep up the pace. In her first speech to the

people of this year, Premier Dunderdale told 6

7 the unions to prepare for lean times ahead. 8

Just last week, Finance Minister Marshall told

9 us that our province will be one billion dollars short in this coming year. These are 10

11 not times to ignore what has happened to

Iceland, indeed to the greatest economy on 12 13

earth, the USA, and we cannot escape the looming crisis in Greece, Spain and Portugal.

Mr. Chairman, over the past 15 months, I have read the term sheet on Muskrat Falls and thousands of pages of commentary, review and

analysis. I have attended as much of the PUB 18 19 hearings as possible and listened intently to

the questions and answers. Today, I am

concluding that I have heard enough. The Muskrat Falls Project was conceived as a

political project in 2010. It was created to 23

serve the political agenda of a premier who was driven to spite Quebec. This political

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Fe	ebruary 21, 2012	Multi-Pa	age TM	Muskrat Falls Hearing
		Page 13		Page 15
1	CHAIRMAN:	1	t	he business case of Muskrat Falls, our
2	Q. Thank you very much, sir.	2	r	nembers are consumers of electricity and will
3	MR. DUMARESQUE:	3	t	be impacted by changes in cost and by the
4	A. Thank you, Mr. Chair.	4	r	eliability of the electrical system. In our
5	CHAIRMAN:	5	1	riew, Newfoundland and Labrador is in the
6	Q. And next it's the Newfoundland Oce	an 6	e	enviable position to enjoy the benefits and
7	Industries Association, Mr. Robert Cadigan.	7	а	bundance of energy with oil resources for
8	MR. CADIGAN:	8	e	export and hydro electricity for domestic use
9	A. Good morning, Mr. Chairman,	9	а	and potential export to North American
10	Commissioners, ladies and gentlemen. I want	10	r	narkets.
11	to thank you for the opportunity to speak to	11		Oil is in demand and demand is increasing
12	you today about the development of Muskrat	12	а	s BRIC countries' developing economies
13	Falls and the importance of this development	13	C	continue to move forward and their citizens
14	to the members of Newfoundland and Labrade	or 14	Ċ	lemand a higher standard of living. They see
15	Oil and Gas Association, and that's NOIA, and	15	V	what we have is what they want, and certainly
16	I'm representing them here today.	16	V	we're going to see the impact of that in the
17	Just for background, we have about 560	17	Ċ	lemand for oil and gas. Oil is an economic
18	members in Canada and around the world, and	d 18	C	lriver for the province because of this demand
19	NOIA is Canada's largest offshore industry	19	а	and the relative scarcity of supply. This
20	association. While some of our members are	20	i	solated island alternative will keep us tied
21	focused exclusively in oil and gas activities,	21	t	o oil and require major upgrades and
22	most NOIA members, particularly our	22	r	eplacement of the aging Holyrood generating
23	Newfoundland and Labrador members are focu	ised 23	i	nfrastructure, and leave us exposed to the
24	on industrial activity resulting from oil and	24	C	continued volatility of world oil prices.
25	gas energy and other industrial projects in	25	I	Hydro power represents a stable and
		Page 14		Page 16
1	the construction and development phases,	and 1	ϵ	economically sensible solution for rate payers
2	the ongoing activities to support these	2	i	n our view. Muskrat Falls project will
3	projects once construction is completed.	3	٤	generate long term sustainable revenues for
4	Many of NOIA's members in the	4	t	he people of Newfoundland and Labrador, while
5	construction fabrication and industrial	5	ŗ	providing access to clean and stable source of
6	services supply side will directly benefit	6	e	energy for domestic consumption.
7	from these developments. Bringing Mus	krat 7		The NOIA Board of Directors was briefly
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Falls power to market has the potential to provide significant benefits to the people of Newfoundland and Labrador and the people of Canada, and NOIA supports is a key action of the Energy Plan, the reinvestment of provincial revenues from non-renewal resources into the construction of renewable infrastructure.

We believe that we must reinvest the value we receive from our oil and gas resources to secure prosperity today and for future generations. The main driver for the development of Muskrat Falls is the forecast of capacity deficit in 2015 with energy deficits potentially beginning in 2017. As a result, there is a need to take action to ensure adequate supply to the island. In our view, inaction is not an option. In terms of

probably about a year or more ago now on the project, and we did review the three options originally represented in detail; the isolated island, Gull Island, or the Muskrat Falls option. In terms of our review, we concur that the Muskrat Falls is the best alternative and provides, in our view, the least cost and most environmentally friendly solution to meet the energy needs of the province.

In addition, our confidence in Nalcor's decision, DG 2 decision, is bolstered by the Navigant Consulting Limited Report which is titled "Independent Supply Decision Review", and the report done for the PUB by Manitoba Hydro International. The project will provide opportunities in Newfoundland and Labrador for future industrial activities that require large quantities of reliable and predictably

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priced electricity such as industrial fabrication, which is certainly core to our membership to support oil and gas activity.

Infrastructure and capacity building as a result of the Muskrat Falls Project will further strengthen Newfoundland and Labrador's industrial appeal. With available electricity, infrastructure, and an experienced skilled workforce, we will be ready to capitalize in new opportunities and industries. Newfoundland and Labrador will be in the enviable position of having electricity system that will be greater than 98 percent carbon free. The Muskrat Falls development will displace greenhouse gas emitting generation sources and replace aging infrastructure, and reduce GHG emissions for Newfoundland and Labrador and for Nova Scotia by displacing oil and coal respectively.

The project will further contribute to the Province's economic and social transformation already under way due to offshore petroleum, mining, and minerals processing activity. Certainly these activities diversify Newfoundland and

1 25 Page 18

Labrador's economic base with the addition of new industrial sectors, increased expenditures and education training, research and development, as well as opening national and international export markets and increase in our overall business confidence.

The project will provide significant opportunities for employment, with peak employment of 2700 on the island and 1300 in Labrador during the construction and contracting phases, and certainly it will create contract and opportunities for businesses that want to support the project. One of the most important benefits, I think, from NOIA's point of view is that the engineering for Muskrat Falls will be done in province contributing to the on-the-ground expertise available for future projects. This is the only major project that has committed to substantially engineer all of the development in Newfoundland and Labrador, and we believe that's an extremely important contribution. With major projects such as Vale Inco smelter in Long Harbour, the Hebron Project, now Muskrat Falls, there will be

greater and sustainable long term
opportunities for employment. The addition of
Muskrat Falls to Newfoundland and Labrador's
synergy warehouse helps improve security for
the local labour force, and possible
repatriation of labour deployed elsewhere in
Canada. Many working out of the province are

more likely to return for a continuum of

projects than return for a single project.

10 (10:30 a.m.)

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In terms of the project management process, the Decision Gate process Nalcor is using is a proven process, familiar to us, and industry standard for large domestic and international projects. The front end loading improves cost schedule and project cost and schedule predictability. A project such as this one of this size and magnitude, it's prudent to get independent reviews, and Nalcor has had independent reviews and peer reviews completed, along with the report commissioned by the PUB.

A similar process is employed by international oil and gas companies that have developed in Newfoundland and Labrador's

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offshore. Front end loading reduces execution risk and increases execution certainty in the construction phase. In addition to Nalcor's experienced project team, the EPCM, the Engineering Procurement and Construction Management firm, SNC Lavalin, have significant experience in hydro developments in Canada and around the world, which will be brought to the Muskrat Falls and the island link project.

In terms of the energy forecasts, PIRA
Energy Group is a reputable leading
international energy consulting firm. They
specialize in global energy market analysis
and intelligence on products such as crude
oil, petroleum products, natural gas,
electricity, coal, bio-fuels, and so on.
PIRA's forecasts are widely used and forecast
energy commodity prices in short, medium, and
long term on a monthly basis and we look at
those ourselves regularly, and annually out to
the future as far as 2025. There are also
several credible sources that forecast fuel
costs, including PIRA, Canada's National
Energy Board, the NEB, and the US Energy

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Page 21 Information Administration, or the EIA. 1 2 IEA/CIA, sounds ominous. Nalcor uses PIRA and has made comparisons of PIRA's forecast to 3 EIA's annual energy outlook, and the NEB's 4 annual energy outlook. We take further 5 comfort from the Manitoba Hydro International 6 7 Report, and I'll just quote briefly, "Fuel prices dropped by 44 percent from those used 8 by Nalcor. There is no difference between the 10 cumulative present net worth between the two options". In our view, that 44 percent is a 11 significant range and certainly with the 12 ability to precisely predict oil prices, we 13 take great comfort in that number. 14 15

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In our view, relying on burning imported oil at Holyrood will mean we will remain dependent on fluctuating world oil prices long into the future. By using imported Bunker C at Holyrood, we'll continue to see money leave our province with no tangible financial benefits and will continue to incur environmental costs as well. Rising oil prices and rising demand for power means electricity rates are going to increase on the island. They're increasing between now and

factored into Nalcor's calculations. Certainly that's another factor, I think, that we do need to consider. As soon as power is available from Muskrat Falls, the production at Holyrood will be displaced and the plant will no longer generate electricity or emissions after 2020.

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When we look at major projects, and I guess, from NOIA's perspective, we've been involved in most of the major projects in the energy sector in Newfoundland and Labrador going back about 30 years, and, you know, certainly in terms of looking at a project, whether it's Hebron, White Rose, or this Muskrat Falls Project, we'll tend to look for certain things. I mean, one of the things you look for is a project description/definition that's really solid that builds the business case. We see that here. The flexibility and sensitivity analysis in terms of the assumptions used, and again based on our review of the material, we see that sensitivity analysis and, you know, that's very, very important. The last piece, I guess, is project management because at the

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2017, and those increases are not related to Muskrat Falls. They're tied to oil prices and the increased usage of the Holyrood plant as demand rises. Our understanding of Nalcor's proposal is that in 2017, with Muskrat Falls power, rates will stabilize with minimal increases of less than 1 percent per year. If the Holyrood plant continues to rely on thermal generation, consumers could pay much more for electricity in the long term, and with Muskrat Falls the province will benefit from a stable source of reliable hydro power

long after the project is paid off. Continued reliance on Holyrood thermal generating means unstable and rise in electricity prices into the future, as well as the costs that need to be incurred to refurbish the plant. To continue, the facility will also require significant upgrades and new pollution control equipment. In addition, federal regulations concerning greenhouse gas emissions look increasingly likely. There's a lot of international pressure. The result will be some form of carbon pricing, and we see that has not been

and has to meet the schedule, minimize risk of overages and so on, and if you're looking at a project from that perspective, you know, the first thing you look for is, is the activity core to the business of the firm undertaking the work and certainly, you know, hydro generation is Nalcor's core strength. We see a very credible team that's been augmented by specialists, and we see a very credible EPMC in SNC Lavalin. So if you want to take a project and try to put it in the best position to succeed and achieve the original goals and estimates, I think a lot of the things that have been done here are right, and with the addition of the two major reports that have reviewed the proposal, and both of those reports substantially support the proposal, you know, we have a great deal of confidence

end of the day the project has to be executed

So in conclusion, we see the development of Muskrat Falls as financially attractive, generates positive rate of return, and ensures long term price stability. The analysis as I

in this being the right decision for

Newfoundland and Labrador.

February 21, 2012	Multi	i-Page '''	Muskrat Falls Hearing
	Page 25		Page 27
1 mentioned, supported by		1 CHAII	RMAN:
2 specializing in energy	generation and	2 Q.	Okay, so we could be breaking until 12 noon.
3 decision-making, and on	the basis of our	3 GREE	NE, Q.C.:
4 analysis and these factors	s, we support the	4 Q.	Until 12 noon, sir.
5 Muskrat Falls option. Th	ank you.	5 (11:39	9 a.m.)
6 CHAIRMAN:		6 CHAII	RMAN:
7 Q. Mr. O'Reilly.		7 Q.	Oh! Well, we're breaking until 12 noon.
8 O'REILLY, Q.C.:		8	Thank you.
9 Q. No questions, Mr. Chairn	nan.	9	(RECESS)
10 MR. JOHNSON:		10 CHAIF	RMAN:
11 Q. No questions.		11 Q.	Alright, I guess we're ready to recommence.
12 GREENE, Q.C.:		12	And if there's no preliminary objections, I
13 Q. No questions, Mr. Chair.		13	think you are, sir, Mr. Vince Carey.
14 VICE-CHAIR WHALEN:		14 MR. C	AREY:
15 Q. No, thank you.		15 A.	Yes.
16 COMMISSIONER NEWMAN:		16 CHAIF	RMAN:
17 Q. No questions.		17 Q.	So you are on, as they say.
18 CHAIRMAN:		18 MR. C	AREY:
19 Q. I just got two questions. I	don't need you to	19 A.	Okay?
20 answer them now, I'd just	· · · · · · · · · · · · · · · · · · ·	20 CHAIF	RMAN:
21 what reports of evidence		21 Q.	Go ahead, sir, sure.
22 with respect to the conc	_	22 MR. C	
emissions, you know, who		23 Q.	I'd like to introduce myself. I'm Vince
have you guys looked at,		24	Carey. My job is in the operations and
to carbon pricing or ca	_	25	maintenance sections for gas turbines,
	Page 26		Page 28
1 information, what source			diesels, and hydro plants across the province
2 make those two assertion			for Newfoundland Power.
don't need to respond now	•	3	I've been following the Muskrat Falls
4 just like you to take them	· ·	-	discussions with much interest since it's been
5 and give me what inform			announced, and I want to thank you for the
6 reach those conclusions in	•		opportunity to express my views on the
7 MR. CADIGAN:	Tyour report.		project. These are my views only as an
8 A. We can do that, sir.		_	interested individual and citizen. Is Muskrat
9 CHAIRMAN:			Falls the best option financially, is it a
10 Q. If there's nothing else, I	guess thank you		sound investment for the people of the
11 very much for your partic	-		province, or should we stay with an isolated
12 MR. CADIGAN:	ipution.	_	scenario or become part of a bigger system
13 A. Okay, thank you.			connected to the North American grid? Let me
14 CHAIRMAN:			start with the last question first. We've
15 Q. Now we're ahead of sche	dule		peen an isolated system since the first
16 GREENE, Q.C.:	duic.		curbines arrived in the early 1900s. We are
17 Q. We're ahead of schedule,	so -		very fortunate to have so much water potential
18 CHAIRMAN:	50		on the island. We have built generating
19 Q. So tell me what I'm suppo	osed to do		facilities as the need demanded. Forecast of
20 GREENE, Q.C.:	obed to do.		load growth is a very difficult thing to
21 Q. Mr. Chair, it will be an a	nnronriate time to		oredict. You can only trend it on past growth
have a break. The other		1 -	and anticipated new load coming on line. Many
here and are not available	•		times it can only be an assumption at
24 we really have no alterna	-		pest, there are no magic ball only indicators.
break at this point in time		25	We have not seen in the past 20 years a
125 oreak at this point in time	•	123	110 have not seen in the past 20 years a

1 001	tuary 21, 2012	
	Page 29	
1	load growth like we did since 1965 to 1985. A	1
2	load growth survey was done for Hydro's	2
3	request in the late 80s, that in 1991 we would	3
4	need 1440 megawatts of power, ramping up to	4
5	1740 by the year 2010. Christmas Day, 2011,	5
6	20 years, we reached a peak of 1382 megawatts.	6
7	These peaks are for short duration only, but	7
8	they could be problematic if you had generator	8
9	or transmission trouble. Peak load demands	9
10	generally during the winter months and tend to	10
11	be of short duration. Even last week,	11
12	February 16th and this week with temperatures	12
13	varying from 0 degrees to -12, the system is	13
14	running generally around 1000 to 1100	14
15	megawatts on the island. Total generation on	15
16	the island with all existing units available	16
17	is around 1800 megawatts; Nalcor, 16;	17
18	Newfoundland Power, 141: NeWind at St.	18
19	Lawrence, 27; Sky Power at Fermeuse, 27. Deer	19
20	Lake Power and Watson Brook, not being a true	20
21	part of the system, could in the future bring	21
22	another 138 megawatts of power on line.	22
23	Changes in the fishery, the closing of two	23
24	major plants, and possible more to come will	24
25	lighten the load on the island system.	25
	Paga 20	

Without Kruger's generation, we have

approximately 1784; with it 1922. All of this

power will never be available at one time due

maintenance on generators and turbines, but it

does not seem that we are in any danger zone

megawatt generating station on the fringe of

place. 70 percent of the load and 70 percent

to transmission troubles and scheduled

or will be in the foreseeable future. The

St. John's, with the entire infrastructure in

of the population is on the Avalon. It is

perfectly located in regard to being a

Reliability and availability are two

reliable and available source of energy.

components that are vital to any power system.

We are not depending on a high voltage

transmission line about 1100 kilometres in

length on the island and a generating source

Holyrood generating station, it's a

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magnitude, but it could be a major cost in addition to all the other debt that we will have to carry over the life of this project. The Holyrood generating facility will see its end, but it's a vital source of energy that could see us through until we enter negotiations for a new deal on the Upper Churchill. Will we need a new transmission line from Labrador in the future: without a doubt we will, but that will be our only cost if we link to the Upper Churchill and not The usually expensive Muskrat Falls. contracts for civil work, dams, spillways, control gates, transmission lines, purchasing and assembling of generators, transformers, turbines and the staffing of the life of the plant, does make this venture questionable at this point in time when we have all this existing on the Upper Churchill, if we have the patience to wait and use our generating facilities wisely.

Page 31

Do we have the load on the island for the Muskrat Falls when EMERA takes 20 percent for 35 years, and we're left with about 600 to 625 megawatts. Does this plant have to be

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Page 32 generating at a high output to make it viable and cost effective. Many months of the year 600 and 700 megawatts is the load that we have, so what do we do with all the generation that we have on the island existing. Even as we speak today, most all reservoirs on the Avalon are spilling. Will we shut down and spill water around then to make Muskrat viable? That doesn't seem like - that seems a poor solution. If Muskrat generation is not needed on the island because our in-flows are high during the run off season, it would seem that power would be routed through Churchill Falls in May and June at times of low load on the island. Churchill can control storage. Muskrat does not have the capacity to store water outside of what the reservoir can hold. It's forebay is its only means of control; you have to generate or spill. What price do we receive for the reroute of power through the Upper Churchill from Muskrat? Will it be subsidizing the storage of water at the Upper Churchill that we receive little value for, just to say that Muskrat is running at full capacity? It makes one think if any or all of

1300 kilometres away. When Ouebec's ice storm hit in 1998, over 3000 kilometres of lines came down, towers, and over 1100 pole structures. Repairs cost over 800 million dollars. We

would not be faced with something of that

Page 29 - Page 32

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these possibilities come true, then the only ones that will benefit here could be the contract companies that build the facility and its infrastructure.

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In Quebec, at this time, there is an aggressive movement to increase generation by 2015-2020. The Sarcelle Rupert Project is 768 megawatts. The Opinaca Reservoir Project is 150 megawatts and the largest one is the Romaine Project with 1550 megawatts. The proposed cost is five million for the Romaine Project, which is twice the output of Muskrat Falls for the same price, with no outside deals with another utility. It is much closer to the major load centres on the eastern seaboard, which makes it an attractive supplier. That is a total of 2468 megawatts of new generation that Hydro Quebec will bring online. They will be aggressively looking for customers for that power and they have been in the game a long time.

If I was an industrial customer and had a choice of either being supplied from Hydro Quebec with its many interconnected transmission systems and a long history of

river, run when water is available and spill what you cannot use. It made sense at the time with oil being so cheap, but not today with oil running around 80 to 100 dollars a barrel.

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Can we get longer running times out of our existing systems by better managing our own resources? Could a few small ventures or some wise choices see us through until the Upper Churchill negotiations start in the middle 2030s? Yes, I believe we can, and if there is some short term pain, we know it is only a temporary thing and there is light at the end of the tunnel. It would be minor, I suppose, to the debt we would incur.

Politicians sometimes think of borrowing, make it sound as though they're dealing in smaller numbers by removing a few digits. But make no mistake about it, six thousand five hundred million dollars is quite a lot of money and it could accelerate to seven thousand or eight hundred million for something that may not be needed at this time.

24 (12:15 p.m.)

In closing, ladies and gentlemen of the

Page 34

supplying power at a much cheaper rate or from another utility that would have two subsea cables, more expensive per kilowatt hour, with no backup system if something major happens to the transmission line, it would not take a customer long to make up their mind which is the best option.

Are we managing our existing water systems adequately? At times of high inflows, millions of cubic feet of water is spilled around generating stations because of dam safety issues. Weeks of generations are lost because water cannot be stored for future use.

A review of our water storage could be a useful venture.

Also, gas turbines that generally run about one million dollar per megawatt is another option that could get us through peaks and high load intervals if the need should arise. These can be brought online quickly and are extremely good source of backup power. When Bay D'Espoir and the Holyrood generating station were built, oil was about a dollar a barrel. Many control gates were

removed and plants became more run of the

Board, bureaucrats come and go and are mostly never held responsible for the legacy they leave behind. The people of this province are placing their trust in you that you will listen to all the evidence and make the best decision. It's a daunting task and you are to be commended for your efforts. I only wish you had more time to study it in detail and get all the answers.

I feel that when a government initiates a project like Muskrat Falls, their allegiance to it become all encompassing. Their effort, time, job and political party are on the line. They find it very difficult -- they find it very hard to talk about what it does not accomplish. I feel that cost could get out of hand on this project and the province will have no choice but to keep borrowing to complete the development that is not needed at this time. Keep in mind that the Upper Churchill did not cost this province anything to develop. It's a very different scenario with Muskrat Falls. At no time have we seen the private sector lining up to be a part of this deal. That alone I feel is a telltale

February 21, 2012	Multi-Pa	ge TM Muskrat Falls Hearing
Pa	age 37	Page 39
that the Muskrat Falls may not be a wise	1	Winston Adams and you're assisted by?
2 choice at this point in time.	2 1	MR. ADAMS:
3 I think that reality and illusion are	3	A. Troy Templeman.
4 intermingled here. There are too many	4 (CHAIRMAN:
5 unknowns and questions unanswered and un	ntil 5	Q. Okay. I guess then, sir, we will turn it over
6 these things are brought to light, this	6	to you.
7 project may not be worth the risk.	7 1	MR. ADAMS:
8 Thank you very much.,	8	A. Thank you. Just to give you a little
9 CHAIRMAN:	9	information on me, I studied engineering at
10 Q. Okay, sir. Mr. O'Reilly, any questions?	10	Memorial University, graduated from Nova
11 O'REILLY, Q.C.:	11	Scotia Technical in electrical engineering in
12 Q. No, Mr. Chairman. We don't Nalcor will	be 12	1971. I worked for five years as a design
dealing with the relevant portions of Mr.	13	engineer with Newfoundland Hydro in high
14 Carey's presentation in its final submissions	14	voltage substation design and since then, I've
to the Board.	15	worked mostly with mechanical systems, largely
16 CHAIRMAN:	16	heating systems. So that's my background.
17 Q. Sir?	17	What I want to address today is the issue
18 MR. JOHNSON:	18	of efficiency. Efficiency is the ratio of
19 Q. No questions, Mr. Carey. Thank you.	19	useful work performed to the total energy
20 GREENE, Q.C.:	20	expended. Aiming for high efficiency is a
21 Q. No questions, Mr. Carey. Thank you.	21	wise use of resources. It reduces waste,
22 CHAIRMAN:	22	allows higher productivity and businesses to
23 Q. Any members -	23	be more competitive and more profitable, but
24 MR. CAREY:	24	there is a cost to high efficiency. In the
25 A. Whoever speaks to me, you have to speak	up 25	marketplace, it is desirable that it be cost
Pa	age 38	Page 40
fairly loud because I've been working aroun	id 1	effective. Perhaps no group of professionals
2 noisy machines for a long time.	2	use the efficiency word more than engineers.
3 CHAIRMAN:	3	It is indispensable for their analysis for
4 Q. No, I don't think we have any there's	4	projects and product design and application.
5 nobody has any questions, sir, so we certainly	y 5	The word shows up in the Manitoba Hydro
6 thank you for your participation as an	6	International report in the section on
7 interested citizen and we've got a copy and	7	forecasts. It is the intent of this
8 thank you very much.	8	presentation to challenge the low weight and
9 MR. CAREY:	9	low value placed by our power companies on the
10 A. Yes, thank you.	10	efficiency component.
11 CHAIRMAN:	11	Efficiency is a part of a factor called
12 Q. Okay.	12	technology change. This is one of the
13 GREENE, Q.C.:	13	components and input into the formulas being
14 Q. Mr. Chair, at this time, I would request a	14	used by our power companies to predict future
15 five-minute break as we get set up for the	15	electrical energy needs which are the
next presentation. We do need to do something	ing 16	forecasts. Its effect would be good in that
to get ready for the presentation, so we'll	17	it would help drive down the energy and peak
need about five minutes.	18	demand needs and it is beneficial to offset
19 CHAIRMAN:	19	the contributions by other factors that tend
20 Q. Okay. Want us to leave or what? We got to	o 20	to increase energy needs, like more houses,
leave, have we?	21	more conversions from oil to electric heat, et
(DDEAK 12.17 m m)	22	aatara

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cetera.

The MHI report gives some comparison to

the methods used for forecasting by our power

companies as compared to the provinces of

Q. Alright. So I understand now we have Mr.

(BREAK - 12:17 p.m.)

(RESUME - 12:36 p.m.)

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24 CHAIRMAN:

Page 41 Ontario, Manitoba and British Columbia. It says the key finding here is that Manitoba, Ontario and British Columbia all use what they call end-use models to predict the domestic, that is the residential forecast. Our power companies here, both Newfoundland Power and Newfoundland and Labrador Hydro, do not. The MHI report makes recommendations in develop an end-use forecasting model for the domestic sector and that the best utility practice for preparing a domestic energy forecast is to use a combination of regression Newfoundland and Labrador Hydro should partner Newfoundland Power to develop and mimplement an end-use methodology to predict future domestic energy consumption. They say that additional details of end-use forecasting methods may likely improve but not guarantee montario and Eritsh Columbia. It Newfoundland and Labrador Hydro which has the responsibility for developing the long-term forecast to assess future generation responsibility for developing the long-term forecast to assess future generation requirements on the island. Again, the Manitoba report says the current models do not have the explanatory powers of end-use analysis and that end-use models are based on detailed customer billings and survey analysis, that end-use models are calculated showing a bottom-up approach, meaning that the forecast is calculated by summing up the energy associated with each of the major domestic end uses, such as electric space heat, electric water heating, fridges, washers, dryers, dishwashers, televisions, personal computers and lighting and a implement an end-use methodology to predict The report goes on to say the domestic sector represents about 50 percent of all electrical sales on the island and electric heat growth is the dominant domestic end use
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1 11 10 10 10 11 11
The current process produces reasonable 23 and a significant factor in the overall island
24 results, but does not possess the explanatory 24 load growth.
powers of an end-use methodology and that end- 25 The domestic load for electric heat is
Page 42
1 use methods improve the capability to: a. 1 783 megawatts of peak demand and consumes 1506
2 quantify the load growth by end use; b. 2 gigawatt hours of energy. Newfoundland and
quantify energy efficiency by end use; 3 Labrador Hydro is 637 megawatts of installed
4 incorporate new end uses, like electric cars; 4 capacity. So, our peak heating load comprises
5 improve the design of the CDM system, which is 5 52 percent of the capacity and about 21
6 for demand management programs; e. improves 6 percent of energy sales. This contributes to
7 the defensibility of the load forecasting 7 a low load factor overall because heating is
8 methods. It also goes on to say that 8 mostly for the winter months of December to
9 Newfoundland and Labrador Hydro should partner 9 March.
10 with Newfoundland Power to develop a 10 For the Newfoundland Power domestic
coordinated load research program using 11 sector, the reduction in energy due to the
information by sector and end use to 12 technological change variable in the forecast
incorporate all sectors, domestic, general 13 formula is 178 gigawatts total over 20 years.
service and industrial, and this would also 14 This is 8.9 gigawatts per year and comes out
include the end use example for space heating, 15 to be 9.6 gigawatts per year when allowing for
load research information, so as to integrate 16 reduced line losses. Since our average
the energy and the peak forecasting processes. 17 domestic sales is 3600 gigawatt hours per
The Manitoba report says Newfoundland and 18 year, our forecast gives just a . 002
19 Labrador Hydro's ability to conduct detailed 19 reduction, which is just two-tenths of one
20 end-use analysis is limited since they do not 20 percent, which is almost zero savings. It
21 have access to the majority of the customers 21 comes to a value of \$3.37 per year to the
billing information. Newfoundland Power, a 22 average customer and yet, energy efficiency
privately owned utility, distributes power to 23 improvements are a key factor that should be
24 90 percent of the island's domestic and 24 driving savings. So why are our power
25 general service customers. Yet, it is 25 companies forecasting no significant savings?
general service customers. Yet, it is 25 companies forecasting no significant savings?

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Page 45

The MHA (sic) report also says that the present future -- that the present forecast uses an assumption that peak efficiency improvements will be 30 percent more difficult to achieve in the future because most cost effective improvements have already been done. This presentation challenges that assumption.

We submit that peak efficiency.

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We submit that peak efficiency improvements in the future will be easier to achieve because highly efficient, reliable, cost effective technology is available for electric space heating systems to achieve this. Two, that these heating systems currently have a very low penetration rate in the Newfoundland market, so there is significant potential for use. Three, that it can provide a large reduction in what is the largest driver of our peak, the domestic space heating. Four, that the heating efficiency is so high that on an individual house, it might reasonably be described as a quantum leap in energy savings and demand reduction, 60 percent average reduction for space heat and at least 50 percent reduction in peak demand. Five, than an enhanced installation method

and what was it? 783 megawatts, as you see from the point on the left-hand side, and you see the reduction in demand over a ten-year period, assuming there was a program of conversions to convert all the homes in Newfoundland to these type of systems over a ten-year period, then at the end of ten years, you would see a 50 -- you would see up to a 54 percent reduction if people were using full coverage of these units. A more likely scenario would be that some people would use partial coverage and it shows up in the B curve then as a 38 percent reduction in peak demand.

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Page 48

Now on an island basis, from the domestic sector, there's the potential to reduce energy consumption by 1138 gigawatt hours with 622 gigawatt hour achievable if houses used, again the 70 percent coverage factor.

20 (12:45 p.m.)

This chart compares the projected savings over 20 years. It shows the forecast by Nalcor, what they're expecting in savings, and it shows the potential savings from these heating systems. The bottom line shows the

Page 46

provides advantages in our severe winter climate, such as improved operation reliability in extreme cold and high wind and snow conditions and this is done without backup resistance heaters, and that ten percent additional improvement in energy reduction, which would be an added value of 6.2 million dollars for the electric heat users, and also provides protection against salt corrosion.

On the island system, from the domestic sector alone, it has the potential to reduce peak demand by 423 megawatts with 296 megawatts achievable if houses use 70 percent coverage. What is meant by 70 percent coverage is that a person might install a unit, but not have it operating in some bedroom or some basement room where regular electric heat is being used. So, some people -- a good installation, you would try to use full coverage with these systems.

Now the chart there shows the -- it shows the peak demand reductions using high

Nalcor forecast at line number D and that's projected out over 20 years. The lines A, B and C is the effect of using the high efficiency heating systems. The most

effective is using full coverage with enhanced installation, which is the green line, line A.

Line B is using regular installation. It's not the enhanced one, so you lose some savings. And line C is using the regular installation, but only having 70 percent

11 coverage. And as you see, the domestic energy 12 sales coming down, the top lines, is showing -13 - it's kind of a mirror reflection of the

bottom lines. The energy savings in gigawatt hours are just subtracted from the total sales. The last point on that, I guess, is

sales. The last point on that, I guess, is that additional substantial savings is possible in the domestic sector with efficient water heating, and also with space heating in

the small commercial sector. I haven't done detailed calculation for those sectors, but I would think that there's at least another 100

megawatts that could be shaved off of total winter time demand by using the application to

these sectors.

efficiency heat pumps with invertors.

Currently the heating demand is 707 -- 700,

Page 50

An aggressive plan to convert to efficient systems would free up substantial existing hydro electrical generating capacity to facilitate more conversions from oil to electric and to substantially reduce, if not eliminate the burning of fossil fuels at the Holyrood plant.

Now whether we are wasting energy depends on how cost effective conversions are. A Type 3 system can be contractor installed for about \$1800.00 per kilowatt of heat produced at 0 degree Fahrenheit, that is -18 Celsius. This figure would include installation for enhanced performance and reliability. So reduction in cost for energy efficiency appears to be much less at about 1/5th the cost of new generation via the in-feed system, and it would appear to offer even more savings from the cost of new generation for the island isolated option.

To determine the actual energy and demand reductions and to assure reliability in our severe climate, we undertook research to obtain end-use data, as Manitoba Hydro Report says, that permits more accurate forecasting as a residential installation. Our

installation, the building was 23 years old, and before they upgraded, they need about

watts per square foot of electrical baseboard heaters. The conversion was put in operation

5 in January, 2010. It is currently in its

third winter of operation. We selected a Type 3 electromechanical heating system, which is

generally referred to as a heat pump, but it's

a particular type of heat pump. Its

installation was such to expect enhanced performance from its already highly certified

factory ratings. Modest shell improvements

were also made to the building.

The research data showed the following.

The reduced overall energy consumption was 42 percent. Reduced peak demand from the space heating equipment is 73 percent. There were no malfunctions up to present midway through the third heating season. There is additional benefits from air conditioning and humidity control in the summer season. It gives a positive contribution to increase the summer system load, and as it's decreasing the winter load, it so improves the system load factor.

The new heating system maintains heat at 0

degrees Celsius for about 0.65 watts per square foot, and would appear not to exceed 1 watt per square foot at about a -12 Celsius. This compares with about 1.4 watts per square foot required for a R2000 construction.

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The chart here illustrates in this installation what the data indicated. The red line shows - that was the starting point of operation, and it was only three weeks of that building period that the unit was operating. So our first building from Light and Power commenced there at the top of the red line, and so for the spring months, you can see February, March, April, and so on, and you can see the decline in energy consumption up to June month, and then we pick up on the left hand side on the green line and go through the summer and up until the fall, and you'll notice that there's a fair drop off in energy consumption from October to, I guess, early January, and there's a note there that it was reduced occupancy. So we show a dotted green line showing where we expected if was occupied where that power consumption would be, but I should point out that even though it was

Page 52

reduced occupancy, the heat was on at normal heating temperature of about 72 degrees Fahrenheit during that period. So even with

Fahrenheit during that period. So even wi that depressed line at that point, the heat

5 was fully on during that time frame. So the

6 reduced occupancy brought further reductions

because there was no water usage and TV and so on. So then it picks up, the peak of the

on. So then it picks up, the peak of the

green line in January and comes on. We're then into the 2011 spring season. So you

would obviously get a repeat pattern from that.

mat.

Now the blue line is the year before this unit was installed, which is 2009 Light and Power billings, and you can see particularly in the winter season the big drop off in demand. So what this would do if all the homes were using heat pump systems, it wouldn't employ such a large drop off in the utility demand in total because the domestic heating is a proportion of the total, but you would get a large piece of the total peak reduced from the existing operating mode. Now I'm going to say that it would appear that there are very serious errors in the power

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company's methods or formulas. There should be very positive contributions from energy efficiency upgrades, and forecasts should show significant gains. It is likely the error is due to not having actual end-use data.

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So I think, you know, this what I show here is a prime example what end-use data, the type of information, the feedback from that can show how tremendous these heating systems can cut demand. I'd just like to make a comment there because I watched a bit of the proceedings a few days ago, and someone discussed heat pumps and the savings potential, and the comment was made whether or not, you know, people save some energy, but then they use up the equivalent energy by having an extra TV or that sort of thing. Now the information shows that on average the Newfoundland average household is using 25. kilowatts of energy for heat, for the domestic heat. If you cut that in half, you save 2. 6 kilowatts. If you buy a new TV from the little checking I've done, I think I saw some Sony 36 inch models that were showing about 200 or 225 watts of power consumption. So you

Port Union in 1917, being state of the art at that time. They are reliable, they are cheap, but they're very inefficient by today's standards.

Page 55

Modern electromechanical space heating systems is an hybrid type of electrical, mechanical, and electronic components. They offer energy reduction due to their exceptionally high efficiency. This is generally measured in COP, which means coefficient of performance. Their performance is climate dependent. Our climate in Newfoundland is very good to obtain high performance. The COP of 2 or better can be expected for a Type 3 System in worst winter conditions. The COP of 2 means that for \$1.00 worth of energy in, you get 2 out. COP of 3 or better is what you would expect for your yearly average. The COP of 4 or better is what you would expect in the spring and fall when operating at part load, and part load is accomplished by inverter technology. This also is very beneficial to the power company to eliminate high current inrush that commonly would dim the lights momentarily. When these

Page 54

would have to buy and install, say, 13 televisions to chew up the energy you're saving with your heat pump, and you would have to have all of those 13 televisions on continuous 24 hours a day to since - at peak time your heat pump is running pretty well 24 hours a day, and to chew up the same amount of energy. Again end-use data would give you that information and that kind of information is not readily available to the public, so they can't make some good decisions on these things.

Now the electric space heating systems used in Newfoundland are of a variety of styles, but most are of the resistance type heater. The method being that if you apply a sufficient voltage to a conductor of high resistance, it will heat up. This was used with Edison's light, whereby it gave mostly heat, but also light. For heating purposes, we have the baseboard heater, the electric furnace, the duct heater, the electric boiler. the in-floor electric heater, all of these are resistance heaters. Sir William Coaker used electric resistance heaters in his house in

Page 56 products are used extensively, it lowers - it allows lower utility cost for smaller capacity distribution lines and power transformers. 4 (1:00 p.m.)

Now we look at compact fluorescent light energy saving, and I asked the question is it fact or fiction. MHI, Manitoba Hydro points out the importance of end-use research to confirm claimed energy efficiencies. Many products are climate dependent. That is it may work fine for one application, but not for another. These style lights produce much less heat, but equivalent light, so they are much more energy efficient. The old style 60 watt bulb can be replaced by a newer one of 13 watts, which is about 78 percent reduction. Most of this is due to less heat generation. For southern climates where little heat is needed and where excessive heat requires air conditioning, these lights save substantial energy year around. In our climate, the old style light contributes to the heat needed for about 11 months out of 12. So when the light is on, the electric baseboard heater and other resistance type space heaters uses less

Page 57 Page 59 and benefits from the efficiency factor. A 10 energy. When replaced with the new style, 1 1 2 because it puts out less heat, the regular 2 percent efficiency surcharge on electricity electric heaters must stay on longer to sales with a 60 percent rebate on customers' 3 3 compensate. The result is that there are costs would allow an aggressive conversion 4 4 essentially no energy savings except in the 5 5 rate. This would allow no net increases for warm period of summer, about one month. electricity to the domestic customer, since 6 6 the energy reduction savings offsets the 7 CHAIRMAN: 7 8 Q. Hopefully. 8 surcharge. It can be seen that the issue of 9 MR. ADAMS: efficiency for our power systems, in general 9 A. Hopefully. So the suggested saving is about 10 and use, is substantial. Areas like Vermont, 10 ten times more than actual. End use data Nova Scotia and New Brunswick realize that it 11 11 12 would show that. The same principle applies is often less costly to advance efficiency 12 improvements as compared to new generation. to the more efficient appliances, like fridges 13 13 or TVs and also applies to insulating hot They have set up corporations with sole 14 14 water pipes that are within the building responsibility for efficiency issues called 15 15 16 occupied envelope. However when the new 16 Efficiency Nova Scotia, Efficiency Vermont, et lights are used outdoors, these will save the Perhaps such a corporation -17 17 energy suggested, again, end-use research Efficiency Newfoundland and Labrador would be 18 18 would show that. Also when the energy useful. That concludes it. 19 19 efficient lights are used indoors, in 20 20 CHAIRMAN: conjunction with the highly efficient heating Q. Thank you. Mr. O'Reilly, sir. 21 21 22 system, the lights save on energy year round, 22 O'REILLY, Q.C.: that's because their loss heat output is then 23 23 Q. Thank you, Mr. Chairman. No, I don't think we supplied by the highly efficient heating have any questions, we'll be addressing the 24 24 system at about one-third the cost, so they relevant portions of the presentation in our 25 25 Page 58 Page 60 work together effectively. final submission to the Board, thank you. 1 1 2 The Manitoba Hydro report says 2 MR. JOHNSON: 3 Newfoundland Power and Newfoundland and 3 Q. No questions for Mr. Adams. I appreciate his Labrador Hydro designed the energy efficient presence here today on that. I would say, 4 4 5 guidelines, which is promoted as the Take 5 though, I've found the example of the 13 Charge Program. It appears that since no end 6 televisions, if we had 13 computers, maybe our 6 7 use data research was done, that many of their 7 viewership would be up, on the webcast, but recommendations for energy savings are 8 8 alas that won't be, I guess, but I enjoyed 9 ineffective, that many highly efficient your presentation very much, thank you. 9 products are not promoted. This likely 10 10 GREENE, O.C.: 11 contributes to a forecast that shows no 11 Q. No questions, Mr. Chair. 12 significant savings from energy reduction in 12 CHAIRMAN: technology change from efficiency. 13 13 Q. I just got one. In the case study that you Conclusion: That energy efficiency can 14 14 did with the 23 year old house, how much--what 15 have tremendous savings to the power companies was the capital investment? 15

that can pass on to the customers, in particular the domestic sector. As well, there are other environmental benefits, that this approach can offer alternative options to meet efficiency gains. Forecasting methods that use end-use data and research to obtain the data is essential. And programs that partner with domestic customers on costs to

convert to the modern highly efficient heating

systems would result in substantial savings

had no labour costs, I put in a single unit 19 and I bought it wholesale because I'm in the 20 21 business where I can do that. Equipment and 22 materials, I would say about \$1,500.

A. Well, it's less than what most people would

spend because I did my own installation, so I

23 CHAIRMAN:

16 MR. ADAMS:

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24 Q. \$1,500? What about the heat pump, how much 25 did that cost?

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Fe	bruary 21, 2012	Multi-Pa	ige TM	Muskrat Falls Hearing
		Page 61		Page 63
1	MR. ADAMS:	1		as a big danger to projecting increased loads
2	A. That includes the heat pump and materia	als 2		to our system 'cause certainly if there's
3	would be the wiring, the refrigerant line, the	ne 3		aggressive programs to make it happen, we can
4	heat pumpI wouldn't have HST included	in 4		bring our loads down a lot. If there's no
5	that. Wholesale cost on the heat pump co	uld 5		programs, it will happen but at a slower pace,
6	be \$1,200 or \$1,300, but that's a single	6		but it will get there, you know, sure as the
7	system, whatto give you some idea of	a 7		car replaced the horse and buggy, heat pumps
8	typical home who would want to put in en	ough 8		will replace the, what I call the resistance
9	to cover some heat in the basement and co	over 9		heater, which is the common thing that's being
10	all his upstairs, situate maybe 1200 squar	e 10		used now.
11	feet up and down, you may be looking at a	bout 11	CHAI	RMAN:
12	\$9,500 installed.	12	Q.	So you could buy a unit for 2400 square feet,
13	CHAIRMAN:	13		you could buy a unit for \$9,500, ballpark.
14	Q. \$9,500 for say 2400 square feet?	14	MR. A	ADAMS:
15	MR. ADAMS:	15	A.	Yeah, installed.
16	A. Yes.	16	CHAI	RMAN:
17	CHAIRMAN:	17	Q.	Oh that's all youreverything, give her the
18	Q. Is that right?	18		flick.
19	MR. ADAMS:	19	MR. A	ADAMS:
20	A. Yeah -	20	A.	Yeah, I think that would be installed, yeah.
21	CHAIRMAN:	21	CHAI	RMAN:
22	Q. It's only a ballpark now, I mean, I'm no	t 22	Q.	So obviously there's been a major reduction in
23	going to be crucified if you're out, don't	23		unit costs over the last five or six, seven
24	worry about that.	24		years then.
1		1		

Page 62 A. Ballpark, yeah, no. I did a comparison the other day and it kind of comes out to be

3 somewhat similar to putting down a hardwood

floor on a square foot basis. 4

5 CHAIRMAN:

25 MR. ADAMS:

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Q. Okay, that's a good -6

7 MR. ADAMS:

A. I know when people are faced with decisions to 8 put in a heat pump and save energy or put in a 9 marble or granite countertop, some similar 10 11 price and quite a few people would go for the 12 granite countertop. (laughter). I think if 13 they realized where power costs are going to 14 be four or five years down the road, they might reconsider that. 15

16 CHAIRMAN:

17 Q. They might come to their senses.

18 MR. ADAMS:

19 A. Yeah, and I think it's quite likely that with more of these systems getting into the 20 21 marketplace, if there's no program put in 22 place to encourage them, because they're so tremendous at reducing energy and so cost 23 24 effective, you're going to get more and more 25 people convert to them anyway. So I see this

25 MR. ADAMS:

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Page 64 A. There's--yes, I've just been tracing this for the last couple of years and I've manufacturer's reduced cost and also manufacturers, surprising how they're still increasing the performance of those units. I just got one piece of information off line a day or so ago and the prior model that was on the go for maybe four or five years, when it's operating at low load, just part load operation, you'd have a COP of 3.5. Now that model, as of last week, I guess, it's obsolete and they got a newer model there, and similar capacity and the performance jumps from 3.5 up to 6. So that's almost a hundred percent improvement operating at--and when it's going to operate at low load is in spring and fall when your temperatures are at maybe 4550 degrees, you don't need a lot of heat, your system--the compressors are variable speed, so the compressor is going very slowly to do the job and it brings down energy consumption. And it's just amazing at low load there, they give--on that particular one, the input to the system is 200 watts and the output is 1. 2 kilowatts, and you divide 1.2 by .2 and you

Page 65		Page 67
get a coefficient of performance of 6.	1	I was very disappointed to know that the Board
2 CHAIRMAN:	2	would be restricted in holding hearings across
3 Q. And so therefore your payback on your	3	Labrador, especially since it is the home of
4 investment is substantially reduced.	4	Muskrat Falls, and the people there will
5 MR. ADAMS:	5	probably be most implicated by any new
6 A. Yeah. It appears the cadillac of heat pump	6	developments that occur in their land. So I
7 systems in some respects, or ground systems	7	appreciate the opportunity to present and you
8 which are very expensive, but I think most	8	accommodating me today.
9 ground systems, the COP generally wouldn't go	9	Before diving into the details of the
over 4 or 5 and at certain operating times of	10	Muskrat Falls Project, it's worthwhile, I
the year, these air systems were exceeding the	11	think, reviewing why we are here.
ground systems performance. So their	12	The most important reason why we are here
comparative low cost and their ease of use for	13	today is the Upper Churchill Project
most all buildings, the ground systems, as	14	constructed almost 50 years ago. In
soon as you got a big water supply where you	15	particular, we are here because of the failure
got the space to put a lot of ditching in or	16	of a power purchase agreement signed between
dig wells, they're doing it now at some	17	Hydro Quebec and agents of the Government of
schools in the province, but particularly for	18	Newfoundland and Labrador. The sad history of
residential, water systems are very, very	19	this deal has seen billions of dollars in
20 expensive in comparison to these.	20	power profits leave our province.
21 CHAIRMAN:	21	The deal was not an inevitable deal. It
22 Q. Well thank you very much, it was very	22	was a deal that could have been avoided.
23 interesting.	23	Perhaps if we had had a Premier and a
24 MR. ADAMS:	24	government at the time that was more open to
25 A. Thank you.	25	having their policies and projects questioned
 Page 66		Page 68
Page 66 1 CHAIRMAN:	1	Page 68 and scrutinized, the outcome would have been
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1 CHAIRMAN:	1	and scrutinized, the outcome would have been
CHAIRMAN: Q. I guess we're adjourning for lunch now, are	1 2	and scrutinized, the outcome would have been different. Imagine how different our history
1 CHAIRMAN: 2 Q. I guess we're adjourning for lunch now, are 3 we?	1 2 3	and scrutinized, the outcome would have been different. Imagine how different our history would be if we had taken the time and effort
1 CHAIRMAN: 2 Q. I guess we're adjourning for lunch now, are 3 we? 4 GREENE, Q.C.:	1 2 3 4	and scrutinized, the outcome would have been different. Imagine how different our history would be if we had taken the time and effort to place something as simple as an escalator
1 CHAIRMAN: 2 Q. I guess we're adjourning for lunch now, are 3 we? 4 GREENE, Q.C.: 5 Q. Yes, until 2:00, Mr. Chairman.	1 2 3 4 5	and scrutinized, the outcome would have been different. Imagine how different our history would be if we had taken the time and effort to place something as simple as an escalator clause on the price of power. What additional
1 CHAIRMAN: 2 Q. I guess we're adjourning for lunch now, are 3 we? 4 GREENE, Q.C.: 5 Q. Yes, until 2:00, Mr. Chairman. 6 CHAIRMAN:	1 2 3 4 5 6	and scrutinized, the outcome would have been different. Imagine how different our history would be if we had taken the time and effort to place something as simple as an escalator clause on the price of power. What additional infrastructure and services would we have
1 CHAIRMAN: 2 Q. I guess we're adjourning for lunch now, are 3 we? 4 GREENE, Q.C.: 5 Q. Yes, until 2:00, Mr. Chairman. 6 CHAIRMAN: 7 Q. 2:00? We are adjourned until 2.	1 2 3 4 5 6 7	and scrutinized, the outcome would have been different. Imagine how different our history would be if we had taken the time and effort to place something as simple as an escalator clause on the price of power. What additional infrastructure and services would we have today? Where would our debt be?
1 CHAIRMAN: 2 Q. I guess we're adjourning for lunch now, are 3 we? 4 GREENE, Q.C.: 5 Q. Yes, until 2:00, Mr. Chairman. 6 CHAIRMAN: 7 Q. 2:00? We are adjourned until 2. 8 (1:13 p.m.) (ADJOURNED FOR LUNCH)	1 2 3 4 5 6 7 8	and scrutinized, the outcome would have been different. Imagine how different our history would be if we had taken the time and effort to place something as simple as an escalator clause on the price of power. What additional infrastructure and services would we have today? Where would our debt be? If we have learned an lesson from the
1 CHAIRMAN: 2 Q. I guess we're adjourning for lunch now, are 3 we? 4 GREENE, Q.C.: 5 Q. Yes, until 2:00, Mr. Chairman. 6 CHAIRMAN: 7 Q. 2:00? We are adjourned until 2. 8 (1:13 p.m.) (ADJOURNED FOR LUNCH) 9 (2:10 a.m.) (RESUME)	1 2 3 4 5 6 7 8	and scrutinized, the outcome would have been different. Imagine how different our history would be if we had taken the time and effort to place something as simple as an escalator clause on the price of power. What additional infrastructure and services would we have today? Where would our debt be? If we have learned an lesson from the history of the Upper Churchill, we should have
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will take to amortize the capital cost of Muskrat Falls, but that is 26 years after we

regain control of the 5,428 megawatts from the

Upper Churchill. At that point we will have

certainly appreciate you accommodating me.

I'm probably the only permanent resident of

Labrador that will have the opportunity to

present before the Public Utilities Board, and

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Newfoundland and Labrador taxpayer. Muskrat Falls is a complicated deal with many aspects to it. It has been made more complicated by the way government and Nalcor has decided to proceed. It has become very difficult to see the true deal because of how information changes and shifts in official positioning depending on which criticisms are being addressed.

Today I'm going to address the major concerns which we have as the Official Opposition, and I, as a leader in Labrador. I will divide my concerns into the following groups; process for examination and review, Panel.

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That review as conducted by a panel of truly independent persons who heard from multiple points of view and gathered and evaluated a large amount of information from interested persons and groups. important, the panel did not rely exclusively on data that was supplied by Nalcor, and what did they conclude? It's worth hearing the quotation in full, "The panel concluded that Nalcor had not demonstrated the justification of the project as a whole in energy and economic terms, and that there are outstanding questions related to both Muskrat Falls and Gull Island regarding their ability to deliver the projected long term financial benefits to the Province, even if other sanctioning requirements were met".

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This is very important. If Nalcor could not convince the independent panel that this project was justified in energy and economic terms, then it was up to Government and Nalcor to go back to the drawing board and reconsider their plan. They have not, and instead they have just pushed the project forward without

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questions on the demand side and Labrador, questions on energy pricing projections, questions on the supply side, questions on cost overruns/financials/export markets, and impact of future land claims.

Too many issues are deeply intertwined between those within your scope and those just outside your scope, and I can't help that and I hope that you will provide me with the latitude and the time that I need to cover the information that I want to share with the Commission today.

The process for examination and review, in an ideal world, this project would have been reviewed without arbitrary constraints, by outside experts with no vested interests in the outcome. That includes this Public Utilities Board. Nalcor refers to these reviews as "cold-eye" or "independent".

Since the project was announced on November 18, 2010, there has been exactly one official independent unrestrained review of Muskrat Falls. That review was the Lower Churchill Generation Project Environmental Impact Statement produced by the Joint Review

Page 72 change. Since then there have been two other

publicly released reports, and the first was from Navigant. We believe this was a seriously flawed report which was in no way "independent" or "cold-eyed". First, Navigant has had a longstanding prior relationship with Nalcor with many contracts awarded to them over the last decade, but more importantly, the report is based on a narrow scope of review and a mandate which avoids looking at the areas of great public policy importance. For example, the report did not look at conservation, demand management, use of alternatives such as offshore gas or cash flow projections and out of province power sales.

Similar criticisms can be made for the work commissioned by the Public Utilities Board from Manitoba Hydro International. This report is also circumscribed in scope by the mandate provided to the Public Utilities Board. The Public Utilities Board is one of the most important regulatory bodies in this province. Its decisions affect everybody in the province who turn on electric lights or dial up their electric heat. The first and

Page 73 primary mandate is to regulate the prices of utilities such as electricity according to the Electrical Power Control Act, and that Act states that, "A production, transmission and distribution of power in the province should be managed and operated in a manner that would result in power being delivered to consumers in the province at the lowest possible cost consistent with reliable service". Yet the Public Utilities Board has been asked by Government to conduct hearings which specifically exclude the issue of impact on ratepayers.

The people of Newfoundland and Labrador have to rely on the Public Utilities Board to carry out an independent review of the effect of Muskrat Falls on electricity rates and to look at the impacts of alternative sources of power. Otherwise, we will never know if we are getting the lowest possible rates for the people and the businesses of the province. We cannot afford to rely exclusively on the non-objective and biased perspective of Nalcor and their allies.

This is the fatal flaw in the review

Kennedy has even been quoted that the Island will start experiencing brownouts by 2015 unless we build Muskrat Falls. Well, let's keep in mind that 2015 is only three years away, and if Kennedy's statements are true, then we are destined to experience brownouts because there is not - there is no reasonable way that Muskrat Falls will come on line in that time. But let's leave that aside. His statements, as we know, have been unfounded and unverified and they make no reasonable sense.

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Overall, Nalcor claims a steady increase in demand of .8 percent year over year. Here's the problem with that statement. There is no independent authority that confirms this fact. On the contrary, there are several independent authorities who contradict that scenario by Nalcor. The Joint Review Panel, for example, didn't believe it and recommended further study to confirm the information. It's important to know that we have lost two major industrial customers in the last five years; Stephenville and Grand Falls pulp and paper mills, and although Long Harbour will

Page 74

process of this project. Once the decision was made to build a smaller dam at Muskrat Falls combined with thousands of kilometres of transmission to Nova Scotia, all other alternatives were eliminated from the discussion.

It's also worth nothing that in a project as complex as this, the devil is in the details. Currently, Emera and Nalcor have announced an indefinite delay in producing the legal text to guide the execution of this project. We have to question how is it possible to truly examine the impact and reality of this project without access to those legal texts.

Section B, Demand side discussions. Government has made every effort to simplify this complex discussion to a series of simple questions; do we need the power, and if so, what do we do about it? I'd like to address the first part of this now, and I'll address the second part later in my presentation.

Since it was first announced, Government and Nalcor have increased the urgency in moving forward with Muskrat Falls. Minister bring a new demand on the provincial grid, that power has already been accounted for.

Second, the overall population has remained relatively stable and is projected to stay that way. This is important because demographics drives power demand. In the medium level population scenarios out to 2025, we are looking at a population which stabilizes around 528,000. This compared to the 514,536 according to the most recent 2011 census that we've had access to, and that population will be much older than the population we have today, so more people will be living in smaller spaces, in higher density housing than we see today. That means a reduced energy demand.

Third, Nalcor has completely ignored the impact of conservation and demand management. The only statement from Nalcor on this issue is that they have tried to bring in power conservation, but people have not been interested. In fact, Nalcor has not tried very hard, in my estimation. Newfoundland and Labrador Hydro commissioned Marbek Resource Consultants to assess conservation and demand

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1	management potential for the province. They
2	found that current conservation and demand
3	management budgets account for just 0.75
4	percent of utility revenues, compared to a
5	recommended level of 1.5 percent.
6	Newfoundland and Labrador lags behind the rest
7	of Canada in spending \$2.22 per capita on
8	conservation and demand management, compared
9	to Quebec who spends \$29.02, and British
10	Columbia who spends \$40.63.
11	Dr. Jim Feehan, a respected economist at

Memorial University, argues that a program to half the growth in power consumption would eliminate Nalcor's claimed cost advantage for Muskrat Falls. He advocates a program of smart meters, time-of-day pricing, and electricity pricing that better reflects the cost of electricity production. He concludes that sanctioning Muskrat Falls now would be "premature and imprudent".

It's worth contrasting government's claims of a hypothetical ever-increasing island demand to the very real increasing power demands that exist in Labrador. The major customers for electricity in

cheaper and more stable. You note that that reasoning applies to the island portion of the province, but not to Labrador. A double standard of Nalcor and Government, as they desperately look for a rationale for Muskrat Falls, because as we know, the power needs to the isolated communities on the north and south coast are currently being met by diesel power generation. The people in southern Labrador are going to see transmission lines carrying clean hydro power passing over them in their communities. People across Labrador are going to see clean energy hydro power developed and exported to other regions of the province, the country, and North America. It is increasing the level of frustration for Labradorians who have been shut out of the project and forced to access high priced diesel power.

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It is unreasonable to extract hydro power from Labrador without providing the benefits of directly availing of that power to its people and to the industry. Nalcor says as well that they base their projections on PIRA numbers. The PIRA Energy Group is an

Page 78

Labrador are new and expanding mining projects. IOC, for example, is proposing to double their output through the Genesis expansion. This is estimated to require a minimum additional 200 megawatts of energy. On top of that, there are several other new mining operations in various stages of development. New Millennium, in both their mines will require nearly 300 megawatts of power. Alderon's projections are expected to exceed well over 50 megawatts of power. Small

mines like Labrador Iron Mines, Iron Sands,

and Aurora Energy, will all require anywhere

from 50 to 100 megawatts of power, and Vale

Inco is looking to go underground again requiring a huge block of power exceeding the 50 megawatt range. If there is any part of the Nalcor proposal that is based on speculation, it is surely their projections on future energy prices. Nalcor and Government justify Muskrat

Falls by stating that the price of oil will be ever increasing, up to levels around \$200.00 a barrel. Therefore, we need to get off Bunker C and onto hydro because then prices will be

Page 80 international energy consulting firm

2 specializing in global energy market analysis and intelligence. They are a respected 3 international publisher of future energy 4

5 prices, and Nalcor uses PIRA projections as a primary justification for moving forward with 6 7 Muskrat Falls. However, if you open the page

of the provincial Energy Plan, you will see 8 9 that the price for West Texas Intermediate was

projected to be US \$60.00 per barrel in 2012,

yet this morning the actual price of West Texas Intermediate is listed at around \$105.00

US per barrel. The same energy plan document

also provides price projections for natural gas, and according to the plan, the price of

natural gas this morning should be around \$8.00 US million BTU. Yet according to the US Energy Information Administration, the price

is currently today hovering around \$2.5 million BTU, US. So both of these energy plan

projection are numbers derived from PIRA projections. Remember that this energy plan

22 released in the fall of 2007 is the basis for 23 all energy policy in the province, including 24

the prime justification for Muskrat Falls.

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So when you look at what PIRA said just four and a half years ago what prices would be today, you see a great discrepancy. It's clear that their projections simply don't hold up. So what Nalcor does not explain is how PIRA is constantly revising their future prices to take into account the most current information. As current information changes, so do their projections.

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So energy projections that are now published in 2012 for oil prices in 2025 will not be the same as energy projections published in 2007, and those energy projections will be different from the projected prices they publish in 2017. These projections are the best guess based on circumstances today and as circumstances change, so do the projections. Nalcor would have you believe that oil price projections are oil price predictions, and they are not. The fact that the projected prices for oil and gas for today as stated in the Energy Plan from four and a half years ago are so far off, it shows how dangerous it is to rely on them and them alone. It is reckless to build a 6.2

2067 the province's energy generation will be 37 percent thermal, thanks to seven new thermal generation facilities. If that's the case, then it flies in the face of Government's desire for the province to go green. So we'll leave this issue aside at this time, as I want to discuss some other options.

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Minister Kennedy states that Muskrat Falls is the least cost option to supply the new power we will need. What he really means it that it will be the lower cost option between his favoured Muskrat Falls project and an artificial isolated island option, and the reason I say the isolated island option is artificial is because that option was designed to compare badly with Muskrat Falls. There are other more reasonable isolated island options which are more economical and more realistic than the one put forward by government.

First, the option of natural gas has been dismissed out of hand, and we have the option of bringing it to the island and burning it at Holyrood. It is much cleaner and cheaper than

Page 82

billion dollar project on such a flimsy basis.

Nalcor's plan is to build an infeed from Muskrat Falls in Labrador to supplement the island's current power supply which is derived from several hydro facilities and Holyrood. Holyrood, we should note, is used only part of the year. Let me say something about the Holyrood facility because we agree that we would be better off without it, and if we can - that's if we can close it out. However, we are not convinced that the 6.2 billion dollar hydro project at Muskrat Falls is the right option to replace it. Further, there are conflicting reports on exactly what will happen to Holyrood in the long run. We have been advised by experts in the transmission that Holyrood will have to stay operating even under the in-feed scenario. One reason we are told is an emergency backup for the Avalon Peninsula, and another reason would be to balance the load across the system. So we are not exactly sure what is going to happen to Holyrood or what other similar thermal options might replace it in the future. We note that

Page 84 Bunker C. We have literally trillions of 1

cubic feet of natural gas, roughly 60 TCF by 2 some estimates, sitting off our shores, and 3 not just offshore. Nalcor's 20 million worth 4

5 of dry holes at Parsons Pond may not have

found oil, but they did find natural gas, and 6 7 our oil projects, notably White Rose, uses

natural gas to re-inject pressure in their 8

9 wells, but they only do that because they

chose to do it, but we could bring that 10 11 onshore instead. Nalcor claims that we can't

look at natural gas because we don't have the 12

infrastructure to bring it onshore. But using 13

that logic, we may as well stop talking about 14

Muskrat Falls because we certainly don't have 15 16

that infrastructure in place either.

17 (2:30 p.m.)

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Dr. Stephen Bruno of Memorial University has done reports and presentations on bringing natural gas onshore. In 2005, he estimated that in his expert opinion if we recovered only 60 percent of the natural gas available at Hibernia, Terra Nova and White Rose, we could run a Holyrood size plant at full capacity 365 days a year for over 100 years.

the Manitoba Hydro Report indicated that in

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That gas could be fed to the island through a 12-inch diameter pipe at 3,000 psi for approximately 300 million US. Remember that we now own equity stakes in this energy resource as well.

Yet today, this option is completely dismissed out of hand by Nalcor and Government. Yet, they have commissioned no studies to justify that position. While the shale gas revolution tears through North America, we are keeping our eyes closed to those possibilities. It is irresponsible for a vertically integrated energy utility like Nalcor to ignore these possibilities and in doing so, they are not upholding their obligations to the people of Newfoundland and Labrador.

I will address all the financial issues in one section because I believe that they are all closely related.

There have been many different descriptions of how this project will affect ratepayers and I would like to address three primary factors which may determine how Muskrat Falls will affect the way ratepayers

don't know how much of that might be the projected results of higher cost of materials, labour, design or some other factors. However, one thing is for sure, because Muskrat Falls capital costs are based on recovery from ratepayers, it is the people of Newfoundland and Labrador who will be stuck with the big bill.

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The other aspect which will determine how hard Muskrat Falls will hit ratepayers is the potential export markets. Again, this is an area which lies outside the mandate of the Public Utilities Board, but I ask for your indulgence for just a minute.

Because capital recovery will be based on ratepayers, then the more we sell to other markets, the lower our potential rates. This project is different from just about every other Lower Churchill power project that has been looked at in the history of our province because other proposals were based on income from outside export, bringing returns to the province and ensuring that the ratepayers and the people of Newfoundland and Labrador get the fairer deal.

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bills change.

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First are cost overruns on the project. According to the Nalcor/EMERA term sheet, we are responsible for 100 percent of the overruns on all parts, except the Maritime On the Maritime link, we are responsible for 50 percent of the overruns, despite the fact that we have no management control over that construction. Nalcor's numbers are based on their certainty that their 15 percent built in cushion for cost overruns will cover any eventuality that they could face. They are gambling with the pocketbooks of ratepayers in this province.

The World Commission on Dams looked at 125 large dam projects around the world. They found that cost overruns averaged 56 percent more than initially budgeted. On Muskrat Falls that brings the project to a potential cost of almost ten billion and how will we cover that overrun? Where will the cash come from? Right now, it's hard to tell because of the minimal financial information that's being provided by Nalcor. For example, in their current potential overrun of 15 percent, we

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Nalcor and Government have been all over the map on this issue. They first tried to sell the project by talking about export markets. Then they changed their tune and talked about how this project was to address local energy needs. The reality is that this might be the very worst time in 40 years to try and export energy into the United States. Between their structural weak energy demands due to economic slowdown, the easy, availability of shale gas for heating and power generation, and the glut of hydro energy provided by Hydro Quebec, wholesale electricity prices throughout the northeastern US are at very low levels. There will be no recovering of Muskrat Falls capital costs from that market.

As for EMERA, we are providing EMERA with power for 35 years at no cost in return for constructing the Maritime link. There has been much public discussion about whether this means EMERA will receive free power. We have claimed that EMERA will receive free power while Nalcor has claimed that EMERA will be paying 1.2 billion for it. Either way, the

Page 89 Page 91 The Official Opposition and I are in power will be transferred from this province 1 1 2 to Nova Scotia with no revenue associated and 2 favour of developing the Upper Churchill, both Muskrat Falls and Gull Island, after a proper 3 no revenue returning back to the people of the 3 and complete process of due diligence. We do 4 province. If power rates drop to nothing, 4 not see due diligence being performed in this 5 EMERA will pay no less money to Nalcor. If 5 power rates skyrocket, EMERA will pay no more 6 case. 6 money to Nalcor. It is all fixed. This is a 7 7 We are not concerned that the process to problem. We are providing EMERA with power 8 8 examine Muskrat Falls has been limited -- We 9 where the cost is not dependent upon are concerned that the process to examine 9 10 prevailing energy rates. If we have learned 10 Muskrat Falls has been limited to an nothing else from the Upper Churchill, it's artificial choice between the Nalcor preferred 11 11 12 that escalator clauses are essential to option and the isolated island option 12 13 fundamental fairness. Not addressing this alternative, which is clearly designed to be 13 issue now is a receipt for financial disaster problematic and unacceptable. Further, it is 14 14 unreasonable to expect this review to be 15 in the future. 15 16 16 completed in the short time that has been Finally, there is the issue of the impact allowed by Government. 17 of future land claims. A key initiative which 17 Any review of Muskrat Falls should be 18 has allowed the Muskrat Falls Project to move 18 19 this far has been the resolution of conflicts 19 done in the context of all possible alternatives welcoming input from credible and 20 with some of the Labrador aboriginal 20 respected points of view without artificial 21 communities through the New Dawn Agreement. 21 22 Among other things, this agreement with the 22 deadlines. I just hope that the Public Utilities Board, in the short period of time 23 Innu communities resolved land conflict issues 23 that you have, will at least have the 24 related to Muskrat Falls and provided benefits 24 opportunity to examine, to the best of your 25 in terms of construction job guarantees and an 25 Page 90 Page 92 equity stake in the project. Nalcor and ability, what the real impacts of this deal 1 1 2 Government have praised this deal as being a 2 will be for the long term on Newfoundlanders 3 final resolution to aboriginal claims which 3 and Labradorians and I hope that you will see might impact Lower Churchill development. 4 4 that there is a better way and there are other 5 However, there are still unresolved 5 alternatives. Thank you. issues with the Nunatukavut government, 6 6 CHAIRMAN: formerly known as the Metis Nation. They too 7 7 Q. Mr. O'Reilly, sir? 8 have land claims outstanding and they too will 8 O'REILLY, Q.C.: 9 be adversely impacted by the Muskrat Falls 9 Q. Yes, Mr. Chairman. Nalcor will deal with any development as things currently stand. So 10 factual issues and issues relating to the 10 11 far, they have not been recognized in their 11 relevancy to this process in its final 12 claims by Nalcor, despite the fact that those 12 submission to the Board. We have no questions claims may have a serious impact on the 13 13 for Ms. Jones at this time. financials and the progress of this 14 14 MR. JOHNSON: 15 development. Ignoring this community is to 15 Q. I have no questions for Ms. Jones. Thank you disregard potential serious disruptions to 16 very much. 16 17 Muskrat Falls planning and execution and the 17 GREENE, Q.C.: financials at the end of the day. And there 18 Q. And I have no questions for Ms. Jones. 18 19 is no doubt that such disruptions will lead to 19 CHAIRMAN: cost overruns, delays and more costs to 20 20 Q. Thank you very much for your presentation, Ms.

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22 MS. JONES:

24 CHAIRMAN:

Jones.

A. Thank you.

Q. Next we have Mr. Gordon Ralph. When you're

Overall, we feel comfortable in stating

that there is every possibility that

electricity rates in this province will

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ratepayers.

double.

Page 93 Page 95 ready, sir. to support and attract industrial development 1 2 MR. RALPH: 2 in Labrador. A. Okay, thank you very much. I'm not really Later in the article, it states that the 3 3 representing anyone. First of all, I should project business case is not dependent on 4 4 read from this, I suppose. export sales. This is confusing. Export 5 5 Ladies and gentlemen of the Public sales are either a part of the business plan 6 6 7 Utilities Board, thank you for giving me the or not a part of the business plan. If this 7 opportunity to address you today. I promise I project of 824 megawatts generation, costing 8 8 will be brief and avoid redundancies in terms 6.2 billion dollars, is to proceed, while the 9 9 10 of what has already been presented. Let me 10 province only needs 40 percent of this power state, I am not an engineer, economist or or 329.6 megawatts, then alternatives look 11 11 politician, just an ordinary citizen, if there slightly more enticing. So, figures need to 12 12 is such a thing. But listening to Ms. Jones' be jiggled in relation to the crucial aspect 13 13 response, I think there will be a degree of or non-crucial aspect of export. That's a 14 14 overlap. However, I think I can say that this very important idea. 15 15 A memorandum dated October 18th, 2010 16 is not the first time you've heard an 16 ideological echo in this room, right. It's stated that sale of additional power to export 17 17 probably happened a number of times because market further enhances the viability of the 18 18 the issues are so crucial that I think a lot development and makes this approach the most 19 19 of people will touch upon the same types of economical solution over time. This again is 20 20 issues and that's inevitable. confusing. When is over time? Will it be my 21 21 children, my grandchildren? Who will reap the 22 One of the things, as she was speaking, 22 that is not in my report, that my imagination benefits? It's very kind of non-descript. 23 23 thought about and that is will we have the PEI has heavily invested in wind 24 24 generated energy. The United States has workers? Right now, there's a tremendous 25 25 Page 94 Page 96 deficit in the number of workers for the Long discovered shale natural gas. New Brunswick 1 1 2 Harbour plant and you can jot down workers, I 2 has the Romaine River complex next door in 3 think that's going to be a really big issue Quebec able to offer electricity for near 50 3 because if we try to entice the boys and girls percent of our purchase price, 1550 megawatts 4 4 5 back from Alberta, we're going to have to pay 5 for 6.5 billion dollars. The only buyer which Alberta prices and that could work to I can envisage is Nova Scotia who is prepared 6 6 7 accelerate the cost of the actual project. 7 to purchase electricity for 50 percent of what It appears to me that a couple of issues the people of this province will pay. Good 8 8 9 have changed or have been modified since the deal. Excellent deal. If I was a Nova 9 public had been first aware of the Scotian, I'd go for it. 10 10 development, and again, my information is the 11 11 My second point is the need to clarify public news. I have read everything in the exactly what we will pay. Does the cost of 12 12 public media. If you see my bag there, I got development translate into consumer cost of 13 13 about 40 or 50 essays that everybody has 28.4 cents per kilowatt hour? That's been 14 14 written. So what I did, I tried to go through 15 bantered around. I don't know, but that's 15 them and look at the other reports and say is been bantered around. And if the cost of this 16 16 development has overruns, which are likely, as 17 there a niche here which we haven't looked at. 17 At first it appeared that the resale of Ms. Jones has said, does this translate into 18 18 19 power was an integral part of this project. A 19 an even greater cost in electricity for the government website in 2011 stated that 40 consumer? This needs to be clarified, 20 20 percent will service the needs of Newfoundland especially considering Manitoba Hydro 21 21 experienced forecast overruns in billions when 22 and Labrador. 20 percent will be transmitted 22

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they started their development.

If we look at the demography of this

province, the number of retired persons is

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to Nova Scotia under a 35-year contract and 40

Atlantic Canada and New England or available

percent will be sold into the market through

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Page 97 increasing year by year. These individuals will experience extreme financial hardships on fixed incomes, potentially paying triple, maybe more, the electricity rates they now pay and I think that really that is a big serious issue.

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I realize that if we wait until 2041, we will still need a transmission line to the island, as well as pay heavily to refurbish the Holyrood plant. However, in 2041, if we add the Upper Churchill to present plans, we could end up producing 3,629 megawatts of power and no guaranteed purchaser, except Nova Scotia, and our demand will be somewhat above 400 megawatts. So we will be producing 3, 629 megawatts. We will need somewhere over 400 megawatts. There's something not very logical in this for me.

Mr. Kennedy stated in The Telegram that he would not be a party to any deal like the Upper Churchill. However, in 1968, nobody could predict that energy rates would rise so drastically. Now today, with cars burning less fuel, the advent of electric cars, consumers purchasing solar panels, health

conscious people bicycling and walking, alternative energy sources threaten to drive down the cost of energy. We could end up with the flip side of Churchill Falls if energy process drop -- prices that should be. That's

Between 2008 and 2009, Manitoba Hydro experienced a decline of 1,500 gigawatt hours while expert markets shrunk. I hope that doesn't happen here. I hope that doesn't happen here.

a misprint -- if energy prices drop.

There were many other issues which I had previously intended to address, but I feel that these issues have been addressed by other presenters. I merely wanted to stand back, did the readings and says what does an ordinary person say when looking at this. I talked to my friends and we talk about it, we talk about it a lot. The most common comment from people is "I don't know anything about this" and that's bad. That's bad. "I don't know anything about this." And it needs to be consistent, it needs to be clear and we need to know what we're getting into.

Now I know it's not the same as buying a

steak at Sobeys, but you should be able to say no more than this, no less than this. No more than this, no less than this, with accuracy, because there's been too much number crunching on the go. I mean, when Newfoundland and Labrador Hydro submitted to you people the cost of the new changes they wanted to make, you know, the new expenditures and stuff, Mr. Martin said "well, that's a little bit high. I'll go back and look at that, I guess." When he projected the cost of running from Muskrat Falls the power down to Soldier's Pond, he said "oh, that's a little bit high. I'll have a look at that again." I think before the public sees any number, we sit down and say this is what it's going to be; no more than this, no less than this, and we can't confuse the public because it's the public who are going to be paying for this and that makes me wonder -- I don't know, you might know, I don't know -- why isn't there private people banging at the door saying "we want to give you a couple million dollars" if this is a good deal. It's all public money. You know, why aren't there investors saying we'll give

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you all kinds of money because this is a good deal. We had to fight like dogs to get an equity share in Hibernia. And all of a sudden, nobody is going mad over this one.

5 It is for the issues here presented and those presented by others, ladies and 6 gentlemen of the Public Utilities Board, and I 7 know it's not your call, but we must have a 8 referendum, definitively. The only way we're 9 going to democratize this is with a 10 11 referendum, or otherwise we're in an autocracy. Is this a democracy or an 12 autocracy? The referendum is the only way out

13 autocracy? The referendum14 of it, in my opinion.

Any questions?

16 CHAIRMAN:

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17 Q. Mr. O'Reilly?

18 O'REILLY, Q.C.:

19 Q. No, Mr. Chairman.

20 MR. JOHNSON:

21 Q. No questions, thank you.

22 GREENE, Q.C.:

23 Q. No questions, Mr. Chair.

24 MR. RALPH:

25 A. Okay. Thank you for your time. I said I

Page 101 Page 103 1 would be brief, and I was brief and I hope the 1 GREENE, O.C.: 2 ideological echo in this room is not too Q. 10:30, Mr. Chair. 3 tormenting for you. 3 CHAIRMAN: Q. Oh, 10:30. I'm sorry. 10:30 on Thursday 4 CHAIRMAN: 5 morning. Thank you. 5 Q. No, it's not. 6 Upon conclusion at 2:56 p.m. 6 MR. RALPH: A. Thank you. 8 CHAIRMAN: 9 Q. Thank you very much. I think that exhausts 10 our agenda. 11 GREENE, Q.C.: 12 Q. Yes, Mr. Chair, but I wanted to provide an 13 update on the schedule. 14 CHAIRMAN: Q. Okay. 15 16 GREENE, Q.C.: 17 Q. We have scheduled two presentations for 18 Thursday morning. The final schedule will be 19 posted on the Board's website, but as of now, 20 we believe that we will have a presentation at 21 10:30 on Thursday morning from Mr. Swinimer 22 who was unable to make it on Monday due to a 23 death in the family. And the second 24 presentation will take place at 11 a.m. and it 25 will be by videoconferencing. It will be a Page 104 Page 102 presentation on behalf of the Grand River 1 1 CERTIFICATE 2 Keepers from Labrador and so that will be by I, Judy Moss, do hereby certify that the foregoing 3 videoconference at 11 a.m. Again, the final 3 is a true and correct transcript of a hearing of the 4 schedule will be posted and available on the 4 Muskrat Falls Review, heard before the Board of 5 Board's website. 5 Commissioners of Public Utilities on the 21st day of 6 I did want to remind people and those 6 February, A.D., 2012, in St. John's, Newfoundland and 7 listening that the final date for the Board to 7 Labrador and was transcribed by me to the best of my 8 receive comments from the public with respect 8 ability by means of a sound apparatus. 9 to the review is February 29th. We will be 9 Dated at St. John's, NL this 10 accepting written comments up until the end of 10 21st day of February, 2012 11 business on February 29th. Written 11 Judy Moss 12 submissions are to be filed by both Nalcor and 12 Discoveries Unlimited Inc. 13 the Consumer Advocate by March 2nd, on March 14 2nd. Those written submissions will also be 15 posted on the Board's website and available 16 for viewing by the public. So thank you, Mr. 17 Chair. I just wanted to provide that update 18 on the schedule, and of course -19 CHAIRMAN: 20 Q. So we'll adjourn until? 21 GREENE, Q.C.: 22 Q. Thursday morning at 10:30. 23 CHAIRMAN: 24 Q. Thursday morning at 10:00. Thank you all very much for your -25

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