

VIA E-MAIL

August 2, 2011

Board of Commissioners  
of Public Utilities  
P.O. Box 21040  
120 Torbay Road  
St. John's, NL A1A 5B2

Attention: G. Cheryl Blundon  
Director of Corporate Services  
and Board Secretary

Ladies and Gentlemen:

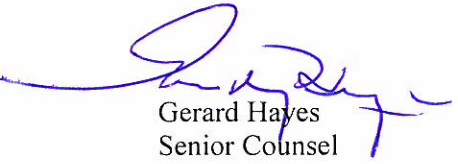
**Re: Newfoundland and Labrador Hydro's application for approval of two capital projects at the Holyrood Thermal Generating Station (the "Application")**

Please find enclosed Newfoundland Power's Notice of Intention to Participate in respect of the Application.

A copy of this letter in pdf format, together with enclosure, has been forwarded directly to the parties listed below.

If you have any questions regarding the enclosed, please contact the undersigned at your convenience.

Yours very truly,

  
Gerard Hayes  
Senior Counsel

c. Geoffrey Young  
Newfoundland & Labrador Hydro

Thomas Johnson  
O'Dea Earle Law Offices

Dean A. Porter  
Poole Althouse

Paul Coxworthy  
Stewart McKelvey



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**IN THE MATTER OF** the *Electrical Power Control Act*, RSNL 1994, Chapter E-5.1 (the “EPCA”) and the *Public Utilities Act*, RSNL 1990, Chapter P-47 (the Act) as amended, and their subordinate regulations;

**AND IN THE MATTER OF** an Application by Newfoundland and Labrador Hydro pursuant to Subsection 41(3) of the Act, for the approval to upgrade Unit 1 stack breeching and to upgrade the fuel oil storage facility at the Holyrood Thermal Generating Station.

**TO:** The Board of Commissioners of Public Utilities (“the Board”)

## **NOTICE OF INTENTION TO PARTICIPATE**

### **A. General**

1. Newfoundland Power Inc. (“Newfoundland Power”) wishes to participate in the Application.

### **B. Interest of Newfoundland Power**

2. Newfoundland Power purchases approximately 70% of Newfoundland and Labrador Hydro’s (“Hydro”) annual production of electrical energy on the island of Newfoundland and therefore has an interest in the capital expenditures proposed in the Application.

### **C. Disposition Advocated by Newfoundland Power**

3. The disposition of the proceedings advocated by Newfoundland Power is that the Board is required pursuant to the Act to approve, and should approve, those proposed improvements or additions to Hydro’s property as are shown by the record before the Board to be reasonably necessary for Hydro to meet its obligations to provide electrical service as required by the Act.

### **D. Facts and Reasons Supporting Intervention**

4. The reason for Newfoundland Power’s intervention is to receive and consider materials filed in support of the Application so as to be in a position to assess whether the record before the Board indicates that the capital expenditures proposed in the Application are reasonably necessary for Hydro to meet its obligations to provide electrical service as required by the Act.

**E. Participation of Newfoundland Power**

5. Newfoundland Power does not currently intend to present any evidence in relation to the Application. Newfoundland Power may wish to participate in technical conferences, file requests for information as provided by the *Board of Commissioners of Public Utilities Regulations, 1996*, and to avail of the right to cross-examine witnesses or to submit argument at a public hearing of the Application, all as the circumstances may require.

**DATED** at St. John's, Newfoundland and Labrador this 2<sup>nd</sup> day of August, 2011.

**NEWFOUNDLAND POWER INC.**



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