

1 **Q. Reference: 2024 Capital Budget Application – Intervenor Evidence, Utility**
 2 **Management Responsibility Report, Midgard Consulting Incorporated, page 11,**
 3 **footnote 6.**

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 5 **Please explain why Midgard, in its jurisdictional scan, excluded each of the following**
 6 **provinces: Prince Edward Island, New Brunswick, Quebec, Alberta, and**
 7 **Saskatchewan.**

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 9 A. Please see Table 1 below.

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 11 Table 1: Jurisdictional Scan Exclusions

| Canadian Jurisdiction | Explanation |
|-----------------------|---|
| Alberta | Midgard determined that the representation of Performance-Based Regulation (“PBR”) from FortisBC (British Columbia) and various utilities in Ontario was sufficient for its jurisdictional scan. This decision was made based on the belief that the existing data and information from these regions adequately covered the relevant aspects of PBR. |
| Saskatchewan | The regulation in Saskatchewan is primarily conducted through cabinet, and there is no established regulatory board. <i>“There is no separate regulatory entity responsible for regulating electric utilities in the Province of Saskatchewan. The Saskatchewan Rate Review Panel (“SRRP”) is appointed by the Minister of Crown Investments to advise the Government of Saskatchewan on rate applications proposed by Provincial electric utility SaskPower. The SRRP reviews each rate application and provides an independent public report on its assessment about the fairness and reasonableness of the rate change, while balancing the interests of the customer, SaskPower and the public.”¹</i> |

¹ Midgard, P0360-D016-RPT-R03-EXT, NLPUB Capital Budget Application Guideline Review, 2020-Oct-29, Section 6.1.3, p. 37.

| Canadian Jurisdiction | Explanation |
|-----------------------|---|
| Quebec | The primary authors of Midgard’s evidence are not fluent in French, which posed a language barrier for conducting an in-depth review of Quebec's regulatory framework. Although Midgard has French language capability, due to resource constraints during the timeframe in which the report was to be completed, there was insufficient opportunity to use Midgard personnel that are French speaking. |
| New Brunswick | Midgard concluded that Nova Scotia provided adequate coverage of the Atlantic provinces considering the similarities in regulatory practices and regional considerations. |
| Prince Edward Island | Prince Edward Island was excluded from Midgard’s jurisdictional scan due to its relatively small size. Other jurisdictions align better with Newfoundland and Labrador in terms of size and regulatory scope, making them more relevant as comparative jurisdictions. |