



***newfoundland Power Inc.***

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May 2, 2003

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

Attention: Ms. Cheryl Blundon  
Board Secretary

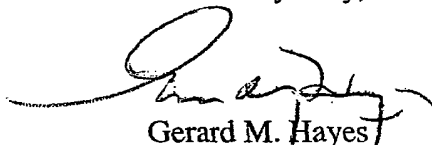
Ladies & Gentlemen:

**Re: Newfoundland and Labrador Hydro Corporation  
2004 Capital Budget Hearing**

Please find enclosed fifteen copies of an Intervenor's Submission in compliance with section 9 of the *Board of Commissioners of Public Utilities Regulations, 1996*.

We trust this is satisfactory.

Yours very truly,



Gerard M. Hayes  
Senior Counsel

Enclosure

c. Ms. Maureen P. Greene, Q.C. ✓  
Newfoundland and Labrador Hydro

**IN THE MATTER OF** the *Public Utilities Act*, (the "Act"), and

**IN THE MATTER OF** an Application by Newfoundland and Labrador Hydro Corporation ("Hydro") for approval of (1) its 2004 capital budget, pursuant to s.41(1) of the Act; (2) its 2004 capital purchases, and construction projects in excess of \$50,000 pursuant to s.41(3)(a) of the Act; and (3) its estimated contributions in aid of construction for 2004 pursuant to s.41(5) of the Act (the "Application").

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

### **INTERVENOR'S SUBMISSION**

1. Newfoundland Power Inc. ("Newfoundland Power") wishes to intervene in the Application.

#### **Interests of Newfoundland Power**

2. Newfoundland Power purchases approximately 70% of Hydro's annual production of electrical energy on the island of Newfoundland and therefore has an interest in Hydro's proposed capital expenditures and leasing obligations for 2004.

#### **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 for 2004 as are reasonably necessary for Hydro to meet its obligations to provide electrical service as required by the Act.


#### **Facts and Reasons Supporting Intervention**

4. The reason for Newfoundland Power's intervention is to receive materials filed in the proceeding so as to be in a position to consider whether those materials disclose any reason for more active participation by Newfoundland Power in the public hearing of the Application.

**Participation of Newfoundland Power**

5. Currently, Newfoundland Power does not intend to present any evidence at the public hearing of the Application. However, Newfoundland Power may wish to 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 the public hearing of the Application, all as the circumstances may require.

**DATED** at St. John's, Newfoundland this 2<sup>nd</sup> day of May, 2003.



Gerard M. Hayes  
Counsel for the Applicant

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