

**NEWFOUNDLAND AND LABRADOR
BOARD OF COMMISSIONERS OF PUBLIC UTILITIES**

AN ORDER OF THE BOARD

NO. P.U. 5(2014)

1 **IN THE MATTER OF** the *Electrical Power*
2 *Control Act, 1994*, SNL 1994, Chapter E-5.1 (the
3 "*EPCA*") and the *Public Utilities Act*, RSNL 1990,
4 Chapter P-47 (the "*Act*"), as amended, and regulations
5 thereunder; and
6

7 **IN THE MATTER OF** an application by
8 Newfoundland and Labrador Hydro
9 for an order:

- 10 (a) approving its 2014 capital budget;
11 (b) approving its 2014 capital purchases and
12 construction projects in excess of \$50,000;
13 (c) approving the estimated contributions in aid
14 of construction for 2014; and
15 (d) fixing and determining its average rate base for 2012; and
16

17 **IN THE MATTER OF** an award of costs to Vale Newfoundland
18 and Labrador Limited pursuant to Order No. P.U. 42(2013).
19
20

21 **WHEREAS** Newfoundland and Labrador Hydro ("Hydro") is a corporation continued and
22 existing under the *Hydro Corporation Act*, is a public utility within the meaning of the *Act*, and
23 is also subject to the provisions of the *EPCA*; and
24

25 **WHEREAS** section 90 of the *Act* gives the Board the authority and discretion to award costs in
26 a proceeding before the Board; and
27

28 **WHEREAS** in Order No. P.U. 42(2013) the Board found that the participation of Vale
29 Newfoundland and Labrador Limited ("Vale") contributed to the Board's understanding of the
30 issues and ordered that Vale be awarded costs in an amount to be fixed by the Board; and
31

32 **WHEREAS** on January 16, 2014 Vale submitted a bill of costs in the amount of \$27,402.93 for
33 the Board's consideration; and
34

35 **WHEREAS** the Board requested comments from Hydro and, on February 12, 2014, Hydro
36 submitted that they do not oppose or contest the calculation of Vale's costs; and
37

38 **WHEREAS** the Board is satisfied that Vale's costs should be fixed in the amount of \$27,402.93.

1 **IT IS THEREFORE ORDERED THAT:**

- 2
- 3 1. The costs of Vale Newfoundland and Labrador Limited are fixed at \$27,402.93.
- 4
- 5 2. Hydro shall, within thirty days, pay costs to Vale Newfoundland and Labrador Limited in
- 6 the amount of \$27,402.93.

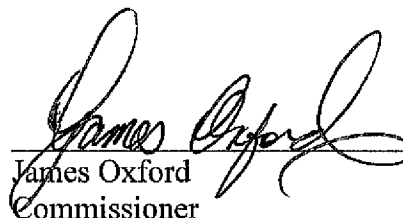
DATED at St. John's, Newfoundland and Labrador this 13th day of March, 2014.



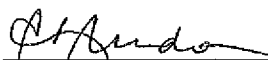
Andy Wells
Chair & Chief Executive Officer



Darlene Whalen, P.Eng.
Vice-Chair



James Oxford
Commissioner



Cheryl Blundon
Board Secretary