

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

**AN ORDER OF THE BOARD**

**NO. P.U. 7(2022)**

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  
4 1990, Chapter P-47 (the “*Act*”), as amended, and  
5 regulations thereunder; and  
6

7 **IN THE MATTER OF** an application by  
8 Newfoundland Power Inc. for approval to issue  
9 Series AR First Mortgage Bonds pursuant to  
10 section 91 of the *Act*.  
11  
12

13 **WHEREAS** Newfoundland Power Inc. (“Newfoundland Power”) is a corporation duly organized  
14 and existing under the laws of the Province of Newfoundland and Labrador, is a public utility  
15 within the meaning of the *Act*, and is also subject to the provisions of the *EPCA*; and  
16

17 **WHEREAS** on February 15, 2022 the Board received an application from Newfoundland Power  
18 to issue Series AR First Mortgage Bonds in an amount of up to \$100,000,000 with a term of up to  
19 40 years and coupon rate of up to 5.5% (the “Application”); and  
20

21 **WHEREAS** pursuant to section 91 of the *Act* a public utility may not issue bonds until it has  
22 obtained approval from the Board for the proposed issue; and  
23

24 **WHEREAS** Newfoundland Power states that the proceeds of the bonds will be used to repay  
25 short-term bank indebtedness and to redeem the existing 10.125% Series AF First Mortgage Bonds  
26 of Newfoundland Power; and  
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28 **WHEREAS** the Application was circulated to Newfoundland and Labrador Hydro and the  
29 Consumer Advocate, Mr. Dennis Browne, Q.C.; and  
30

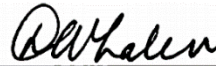
31 **WHEREAS** the Board did not receive any comments in relation to the Application; and  
32

33 **WHEREAS** the Board has reviewed the Application and supporting material and finds that  
34 approval of the issue of Series AR First Mortgage Bonds in an amount of up to \$100,000,000 is in  
35 accordance with law and for a purpose approved by the Board.

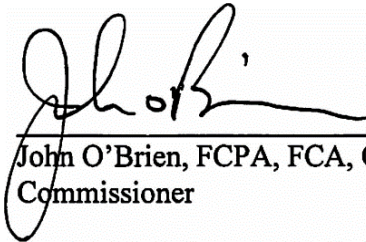
1 **IT IS THEREFORE ORDERED THAT:**

- 2
- 3 1. Newfoundland Power's proposal to issue Series AR First Mortgage Bonds in an amount of up
- 4 to \$100,000,000 to repay short term indebtedness and to redeem the existing 10.125% Series
- 5 AF First Mortgage Bonds of Newfoundland Power is approved subject to the following
- 6 conditions:
- 7
- 8 a) The Series AR First Mortgage Bonds shall be issued on or before December 31, 2022.
- 9
- 10 b) Newfoundland Power shall file with the Board a report specifying the terms and conditions
- 11 of the bond issue within five (5) days after closing, setting out the following:
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- 13 i. date of issue;
- 14 ii. term;
- 15 iii. maturity date;
- 16 iv. principal amount;
- 17 v. coupon rate;
- 18 vi. particulars of sinking fund, if any;
- 19 vii. price to public and to the underwriters;
- 20 viii. yield to the public;
- 21 ix. underwriting fee;
- 22 x. actual cost (i.e. yield) to Newfoundland Power; and
- 23 xi. any other material terms or conditions.
- 24
- 25 c) Newfoundland Power shall file with the Board a copy of the Underwriting Agreement
- 26 relating to the bond issue within five (5) days after closing.
- 27
- 28 d) Newfoundland Power shall file with the Board a report on the disposition of the proceeds
- 29 no later than six months from the date of the closing.
- 30
- 31 2. Newfoundland Power shall pay all expenses of the Board arising from this Application.

**DATED** at St. John's, Newfoundland and Labrador, this 7<sup>th</sup> day of March, 2022.



Darlene Whalen, P. Eng., FEC  
Chair and Chief Executive Officer



John O'Brien, FCPA, FCA, CISA  
Commissioner



Cheryl Blundon  
Board Secretary