

1 **Q. (Reference Application) Please provide a list of the dates for all oral/public**
2 **hearings that the Board has held on NP's capital budget applications since**
3 **1994.**

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5 **A.** Newfoundland Power notes that this Request for Information ("RFI") is substantively
6 identical to RFIs CA-NP-008 and CA-NP-009 filed in relation to Newfoundland Power's
7 *2024 Capital Budget Application* and *2025 Capital Budget Application*, respectively.

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9 Public Hearings are held annually on Newfoundland Power's capital budget applications.¹
10 These hearings have generally proceeded via paper-based processes. While the
11 Company participates in oral hearings of its applications at the direction of the Board, it
12 is settled law that an oral hearing is not required.²

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14 Table 1 lists the dates of all oral hearings that the Board has held on Newfoundland
15 Power's annual capital budget applications since 1994.

¹ The Board published a "Notice of Application" in relation to Newfoundland Power's *2026 Capital Budget Application* on or about July 9, 2025, which included instructions on how "anyone" can participate in the process. The public notice was posted on VOCM and allNewfoundlandLabrador for five (5) business days.

² The adequacy of the Board's current procedure for considering utility capital budget applications has been assessed twice in recent years by the Newfoundland and Labrador Court of Appeal. In *Consumer Advocate v. Board of Commissioners of Public Utilities*, 2021 NLCA 50, the Court of Appeal stated, "There is no requirement for a public hearing under the *Public Utilities Act*, the *Regulations* or the *Guidelines*. It is a matter within the Board's discretion..." Similarly, in *Consumer Advocate v. Board of Commissioners of Public Utilities*, 2022 NLCA 39, the Court stated, "The statutory scheme does not require an oral hearing. The board has taken an active role in the process, making requests for information, and facilitating the exchange of information among the Consumer Advocate, Newfoundland Power and the Board... In this case, the Board gave comprehensive reasons for choosing a written procedure rather than an oral hearing for the purpose of assessing Newfoundland Power's application. The board is authorized to choose its own process and has expertise in assessing Newfoundland Power's annual capital expenditures budget."

Table 1
Newfoundland Power's Annual Capital Budget Applications
Oral Hearing Dates
(1994-2025)

Application	Date
1995 Capital Budget Application	December 5, 1994
1996 Capital Budget Application	December 11, 1995
1997 Capital Budget Application	December 9, 1996
1998 Capital Budget Application	December 2, 1997
1999 Capital Budget Application	November 9, 16-20, 23, 24, 26, 27, 30 and December 1-4, 7, 8, 1998
2000 Capital Budget Application	November 19, 1999
2001 Capital Budget Application	September 22, 2000
2002 Capital Budget Application	September 6, 2001
2003 Capital Budget Application	November 13-15, 19-22, and 28, 2002
2004 Capital Budget Application	September 10, 11, 12, and 19, 2003
2005 Capital Budget Application	September 20-21, 2004