

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

AN ORDER OF THE BOARD

NO. P.U. 10(2012)

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*”), and regulations thereunder;

5
6 **AND**

7
8 **IN THE MATTER OF** an Application by
9 Newfoundland Power Inc. for an Order of the Board
10 providing for disposition of the balance in the Optional
11 Seasonal Rate Revenue and Cost Recovery Account pursuant
12 to Sections 58 and 80 of the *Act*.

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

18
19 **WHEREAS** in Order No. P.U. 8(2011), the Board approved, among other things, an (i) Optional
20 Seasonal Rate; and (ii) the establishment of a revenue and cost recovery account to address the
21 impacts of the Optional Seasonal Rate and the Time-of-Day Rate Study; and

22
23 **WHEREAS** the definition of the Optional Seasonal Rate Revenue and Cost Recovery Account
24 (the “Account”) provides for the deferral of annual costs and revenue effects associated with
25 implementing Newfoundland Power’s Rate # 1.1S Domestic Seasonal-Optional Rate and the
26 annual operating costs associated with a Time-of-Day Rate Study; and

27
28 **WHEREAS** Newfoundland Power is required to file an application by March 1st of each year for
29 the disposition of the balance in the Account to the Rate Stabilization Account (the “RSA”) and,
30 Newfoundland Power advises that due to inadvertence it failed to file the application until March
31 30, 2012; and

32
33 **WHEREAS** the Application proposes that the balance in the Account of \$328,006 as of
34 December 31, 2011 be charged to the RSA as of March 31, 2012, and this will result in the
35 balance being recovered by Newfoundland Power in the 12-month period commencing July 1,
36 2012; and

1 **WHEREAS** the Board is satisfied that the balance in the Account of \$328,006 as of December
2 31, 2011 is calculated in accordance with Order No. P.U. 8(2011) and is proposed to be
3 recovered in the same manner contemplated by Order No. P.U. 8(2011) and should be approved.
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6 **IT IS THEREFORE ORDERED THAT:**
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- 8 1. The Board approves the disposition of the balance in the Optional Seasonal Rate Revenue
9 and Cost Recovery Account as of December 31, 2011 by charging the balance of
10 \$328,006 to the Rate Stabilization Account as of March 31, 2012.
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12 2. Newfoundland Power shall pay all costs and expenses of the Board in connection with
13 this Application.

DATED at St. John's, Newfoundland and Labrador, this 13th day of April, 2012.

Dwanda Newman, LL.B.
Commissioner

James Oxford
Commissioner

Cheryl Blundon
Board Secretary