

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

**AN ORDER OF THE BOARD**

**NO. P.U. 5(2019)**

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 Power Inc. for approval of a capital  
9 expenditure for a substation on the Memorial University  
10 of Newfoundland St. John’s campus, pursuant to section  
11 41 of the *Act*.  
12  
13

14 **WHEREAS** Newfoundland Power Inc. (“Newfoundland Power”) is a corporation duly organized  
15 and existing under the laws of the Province of Newfoundland and Labrador, is a public utility  
16 within the meaning of the *Act*, and is also subject to the provisions of the *EPCA*; and  
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18 **WHEREAS** section 41 of the *Act* states that a public utility shall not proceed with the construction,  
19 purchase or lease of improvements or additions to its property where:  
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- 21 a) the cost of construction or purchase is in excess of \$50,000; or
  - 22 b) the cost of the lease is in excess of \$5,000 in a year of the lease
- 23

24 without prior approval of the Board; and  
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26 **WHEREAS** in Order No. P.U. 35(2018) the Board approved Newfoundland Power’s 2019 Capital  
27 Budget in the amount of \$93,304,000; and  
28

29 **WHEREAS** on January 30, 2019 Newfoundland Power filed an application with the Board  
30 requesting approval of a capital expenditure of approximately \$4,600,000 for the addition of a  
31 substation on the north side of the Memorial University of Newfoundland (“MUN”) St. John’s  
32 campus (the “Application”); and  
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34 **WHEREAS** the Application stated that MUN has requested a second power supply point even  
35 though there is adequate substation power transformer capacity available at the existing MUN  
36 substation; and

1 **WHEREAS** MUN provides the following reasons for an additional substation:

- 2 (i) to improve the electrical reliability and provide an increased level of redundancy of  
3 utility supply to the Health Sciences Center and the rest of the MUN St. John's campus;  
4 (ii) to increase capacity flexibility on MUN's existing 12.47 kV distribution system to  
5 better accommodate projected load growth and future maintenance activities; and  
6

7 **WHEREAS** Newfoundland Power normally provides its customers with a singly supply point and  
8 therefore considers MUN's request for a second power supply point to be a request for a special  
9 facility under clause 9(c) of its Schedule of Rates, Rules & Regulations, thereby requiring MUN  
10 to pay for the estimated additional cost of providing the special facility; and  
11

12 **WHEREAS** the Provincial Government's Department of Transportation and Works has agreed to  
13 reimburse Newfoundland Power for the capital expenditures associated with the work; and  
14

15 **WHEREAS** the Application was copied to Newfoundland and Labrador Hydro and the Consumer  
16 Advocate, Dennis Browne, Q.C.; and  
17

18 **WHEREAS** no comments were received by the Board; and  
19

20 **WHEREAS** the Board is satisfied that the proposed expenditure is necessary for Newfoundland  
21 Power to provide service and facilities associated with the establishment of a substation on the  
22 north side of the MUN St. John's campus which are reasonably safe and adequate and just and  
23 reasonable.  
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25  
26 **IT IS THEREFORE ORDERED THAT:**  
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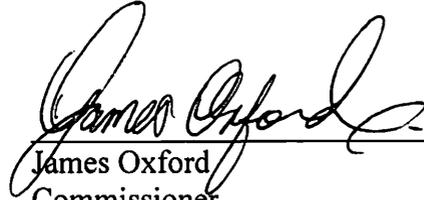
- 28 1. The proposed capital expenditure in the amount of \$4,600,000 for the addition of a substation  
29 on the north side of the MUN St. John's campus is approved.  
30  
31 2. Newfoundland Power shall pay all expenses of the Board arising from this Application.

**DATED** at St. John's, Newfoundland and Labrador, this 19<sup>th</sup> day of February, 2019.



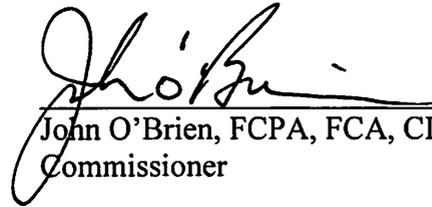
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Darlene Whalen, P. Eng., FEC  
Chair & CEO



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James Oxford  
Commissioner



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John O'Brien, FCPA, FCA, CISA  
Commissioner



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Cheryl Blundon  
Board Secretary