

P.U. 6 (2003)

**IN THE MATTER OF THE
PUBLIC UTILITIES ACT,**
R.S.N.1990, c. P-47, as amended
(the “*Act*”)

AND

IN THE MATTER OF the *Ex Parte* application
by Newfoundland and Labrador Hydro
 (“Hydro”) for the approval, pursuant to
Section 71 of the *Act*, of amendments to the
Rules and Regulations pertaining to the “Hydro
Delivery Points” for the supply of power and
energy to its Industrial Customers.

WHEREAS by paragraphs 31 and 32 of Order No. P.U. 7 (2002-2003) the Board of Commissioners
of Public Utilities (the “Board”) approved distinct Rules and Regulations of service for each of the
industrial customers of Hydro, including Abitibi-Consolidated Company of Canada (Stephenville
Division); Abitibi-Consolidated Company of Canada (Grand Falls Division); Corner Brook Pulp and
Paper Limited; and North Atlantic Refining Limited (the “Industrial Customers”); and

WHEREAS the Rules and Regulations approved by the Board are set out in contracts pertaining to
the supply of electrical power and energy between Hydro and the Industrial Customers; and

WHEREAS the Rules and Regulations for each of the Industrial Customers set out a definition of
“Hydro Delivery Points” which describes the locations at which power and energy is delivered by
Hydro to that industrial customer; and

WHEREAS two of the Industrial Customers are constructing facilities which will result in changes to the location of the delivery points and, upon completion of the construction, the current definition of “Hydro Delivery Points” for each of these customers will not accurately define the locations; and

WHEREAS further amendments to the definition of “Hydro Delivery Points” in the Rules and Regulations for each of the Industrial Customers may be required from time to time where there are equipment reconfigurations; and

WHEREAS on or about February 4, 2003, Hydro filed an application with the Board seeking approval of:

- i) Amendment of the Rules and Regulations for both Abitibi-Consolidated Company of Canada (Grand Falls Division) and Corner Brook Pulp and Paper Limited to reflect the changes to the locations of the delivery points caused by the facility construction; and
- ii) Amendment of the Rules and Regulations for the Industrial Customers to allow Hydro to amend the definition of “Hydro Delivery Points” in the Rules and Regulations without the approval of the Board where the industrial customer has consented in writing;

and

WHEREAS the written consent of the Industrial Customers to the proposed amendments have been filed with the Board; and

WHEREAS the Board has considered Hydro’s request for approval of the amendments and has determined that the proposed amendments are reasonable and necessary.

IT IS THEREFORE ORDERED THAT:

1. The following amendments to Hydro's Rules and Regulations of service to the Industrial Customers, are hereby approved:

A) Section 1.01(i) of the Rules and Regulations of service to **Abitibi-Consolidated Company of Canada (Stephenville Division)** shall be replaced with the following:

1.01(i) "**Hydro Delivery Points**" means the 230,000 volt bus at the Customer's premises at its Stephenville paper mill, or at such other location or locations that Hydro and the Customer mutually agree in writing;

B) Section 1.01(n) of the Rules and Regulations of service to **Abitibi-Consolidated Company of Canada (Grand Falls Division)** shall be replaced with the following:

1.01(n) "**Hydro Delivery Points**" means: (i) the 13,800 volt bus bar located in Hydro's frequency converter building at Grand Falls, (ii) the 6,600 volt bus bar located in Hydro's frequency converter building at Grand Falls, and (iii) at the point where Hydro's transmission line, TL-235, connects to the Customer's 230,000 volt disconnect switch for the Customer's transformer, T3, located adjacent to Hydro's frequency converter building at Grand Falls, or at such other location or locations that Hydro and the Customer mutually agree in writing;

C) Section 1.01(l) of the Rules and Regulations of service to **Corner Brook Pulp and Paper Limited** shall be replaced with the following:

1.01(l) "**Hydro Delivery Points**" means: (i) Hydro's 66,000 volt bus in its Massey Drive Terminal Station at Corner Brook, (ii) the line side insulators of the Customer's terminal structure near the east end of its Deer Lake Power Plant being the termination point of Hydro's 66,000 volt line, and (iii) the 66,000 volt 60 cycle bus and 50 cycle buses in the No. 1 and No. 2 Substation of the Customer, or at such other location or locations that Hydro and the Customer mutually agree in writing;

D) Section 1.01(i) of the Rules and Regulations of service to **North Atlantic Refining**

Limited shall be replaced with the following:

- 1.01(i) **“Hydro Delivery Points”** means the 13,800 volt bus on Hydro’s transformers on the north side of the road adjacent to the Customer’s premises in Come by Chance, or at such other location or locations that Hydro and the Customer mutually agree in writing.
2. Amendments to the definition of **“Hydro Delivery Points”** in the Rules and Regulations to reflect changes to the locations at which power and energy is delivered by Hydro to the Industrial Customers shall not be effective until the Board is notified in writing of such changes and a copy filed with the Board.

Dated at St. John's, Newfoundland and Labrador, this 28th day of February, 2003.

Robert Noseworthy,
Chair and Chief Executive Officer.

Darlene Whalen, P.Eng.,
Vice-Chair.

G. Cheryl Blundon,
Director of Corporate Services
and Board Secretary.