

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

**AN ORDER OF THE BOARD**

**NO. P.U. 12(2015)**

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 to  
9 issue Series AO First Mortgage Bonds  
10 pursuant to section 91 of the *Act*.  
11  
12

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

17 **WHEREAS** on March 25, 2015 the Board received an application from Newfoundland Power to  
18 issue Series AO First Mortgage Bonds in an amount of up to \$100,000,000 (the “Application”);  
19 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 issue will be used to repay  
25 short-term indebtedness incurred by Newfoundland Power to finance capital expenditures  
26 approved by the Board to provide service as required under the *Act*; and  
27

28 **WHEREAS** a copy of the Application was provided to Newfoundland and Labrador Hydro and  
29 the Consumer Advocate; and  
30

31 **WHEREAS** Newfoundland and Labrador Hydro and the Consumer Advocate advised the Board  
32 that they did not wish to comment on the Application; and  
33

34 **WHEREAS** the Board has reviewed the Application and supporting material and finds that  
35 approval of the issue of the Series AO First Mortgage Bonds in an amount of up to \$100,000,000  
36 is in 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 AO First Mortgage Bonds in an amount  
4 of up to \$100,000,000 is approved subject to the following conditions:

5  
6 (a) The bonds shall be issued on or before December 31, 2015.  
7

8 (b) Newfoundland Power shall file with the Board a report specifying the terms and  
9 conditions of the bond issue within five (5) days after closing, setting out the  
10 following:

11 (i) date of issue;

12 (ii) term;

13 (iii) maturity date;

14 (iv) principal amount;

15 (v) coupon rate;

16 (vi) particulars of sinking fund, if any;

17 (vii) price to public and to the underwriters;

18 (viii) yield to the public;

19 (ix) underwriting fee;

20 (x) actual cost (i.e. yield) to Newfoundland Power; and

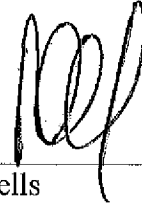
21 (xi) any other material terms or conditions not contemplated at the date of the  
22 Application but forming part of the negotiated terms and conditions.  
23

24  
25 (c) Newfoundland Power shall file with the Board a copy of the Underwriting  
26 Agreement 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  
29 proceeds no later than six months from the date of the bond issue.  
30

31 2. Newfoundland Power shall pay all expenses of the Board arising from this Application.

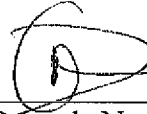
DATED at St. John's, Newfoundland and Labrador, this 16<sup>th</sup> day of April 2015.



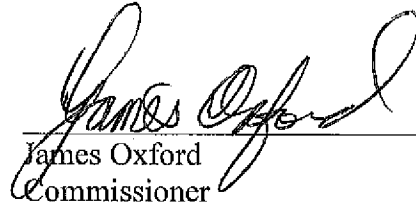
Andy Wells  
Chair & Chief Executive Officer



Darlene Whalen, P.Eng.  
Vice-Chair



Dwanda Newman, LL.B.  
Commissioner



James Oxford  
Commissioner

  
Cheryl Blundon  
Board Secretary