

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

AN ORDER OF THE BOARD

NO. P.U. 8(2024)

1 **IN THE MATTER OF the Electrical Power**
2 **Control Act, 1994**, SNL 1994, Chapter E-5.1
3 (the “**EPCA**”) and the **Public Utilities Act**, RSNL
4 1990, Chapter P-47 (the “**Act**”), as amended,
5 and regulations thereunder; and
6

7 **IN THE MATTER OF** an application by
8 Newfoundland and Labrador Hydro for
9 approval of a contribution towards the cost
10 of improvements for Vale Newfoundland and
11 Labrador Limited, pursuant to section
12 41(5) of the **Act**.
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15 **WHEREAS** Newfoundland and Labrador Hydro (“Hydro”) is a corporation continued and existing
16 under the **Hydro Corporation Act, 2007**, is a public utility within the meaning of the **Act**, and is
17 also subject to the provisions of the **EPCA**; and
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19 **WHEREAS** section 41(5) of the **Act** states a public utility that intends to demand from its
20 customers a contribution towards the cost of improvements or additions to its property shall not
21 demand the contribution without the prior approval of the Board; and
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23 **WHEREAS** the Voisey’s Bay Nickel Terminal Station (“Terminal Station”) located in Long Harbour
24 is the primary source of supply for Vale Newfoundland and Labrador Limited (“Vale”); and
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26 **WHEREAS** in Order No. P.U. 35(2023) the Board approved Hydro’s 2024 Capital Budget
27 Application including the Install Fire Protection in 230 kV Stations (2024–2025) – Voisey’s Bay
28 project which will install an automatic fire protection system in the control building at the
29 Terminal Station that functions to provide service solely to Vale; and
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31 **WHEREAS** on February 28, 2024 Hydro filed an application with the Board requesting approval
32 of a contribution from Vale for the estimated capital expenditures of \$53,800 in 2024 associated
33 with the approved project at the Terminal Station, (the “Application”); and

1 **WHEREAS** the Application states Hydro’s practice regarding assets that serve only one customer
2 is that the costs of construction and of ongoing maintenance of those assets are the responsibility
3 of that customer and those costs are not borne by other customers through rates or otherwise;
4 and

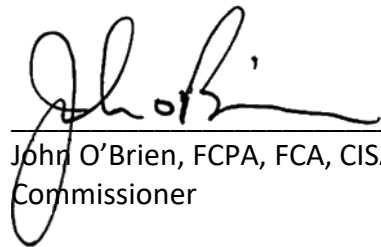
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6 **WHEREAS** the Application also states that Vale has been provided with the project cost estimates
7 associated with the approved project and acknowledged its responsibility for those costs; and

8
9 **WHEREAS** the proposed contribution by Vale is necessary to ensure that the costs of the
10 approved project at the Terminal Station are borne only by Vale as the sole customer served by
11 the assets.


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14 **IT IS THEREFORE ORDERED THAT:**

- 15
16 1. The contribution by Vale Newfoundland and Labrador Limited of an amount equal to the final
17 2024 capital costs associated with the installation of an automatic fire protection system in
18 the control building at the Voisey’s Bay Nickel Terminal Station is approved.
19
20 2. Hydro shall pay all expenses of the Board arising from this Application.

DATED at St. John’s, Newfoundland and Labrador, this 7th day of March 2024.



John O'Brien, FCPA, FCA, CISA
Commissioner



Christopher Pike, LL.B., FCIP
Commissioner



Jo-Anne Galarnreau
Executive Director and Board Secretary