

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

**AN ORDER OF THE BOARD**

**NO. P.U. 5(2025)**

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 an  
9 exemption to Regulation 17 of its rules and  
10 regulations.  
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12  
13 **WHEREAS** Newfoundland and Labrador Hydro (“Hydro”) is a corporation continued and existing  
14 under the **Hydro Corporation Act, 2024**, is a public utility within the meaning of the **Act**, and is  
15 also subject to the provisions of the **EPCA**; and  
16

17 **WHEREAS** in Order No. P.U. 36(2018) the Board approved a revision to Hydro’s rules and  
18 regulations to permit a restriction on load additions in excess of 100 kW in Labrador East for the  
19 2018-2019 winter season and in Order No. P.U. 34(2019) the Board increased the restriction  
20 threshold to 200 kW, extended the restriction geographically to include Labrador West, and  
21 ordered that the restriction remain in place until further order of the Board; and  
22

23 **WHEREAS** Regulation 17 of Hydro’s rules and regulations sets out the approved restriction on  
24 load in Labrador East and West and permits Hydro to apply for a variance or exemption to this  
25 restriction where there are special circumstances surrounding an application for service; and  
26

27 **WHEREAS** in Order No. P.U. 7(2021) the Board approved the Network Additions Policy for the  
28 Labrador Interconnected System, which is intended to limit rate increases that can result from  
29 investments necessary to serve new load requests, but also to share the benefits and costs of  
30 new transmission investments amongst new and existing customers; and  
31

32 **WHEREAS** restrictions pursuant to Regulation 17 remain in place while the system expansion  
33 needs are determined; and

1 **WHEREAS** on December 6, 2024 Hydro filed an application for an exemption to Regulation 17 to  
2 provide service to Carol Lake Metal Works in Labrador City (the “Application”); and

3  
4 **WHEREAS** the Application stated that due to business growth Hydro received a request for  
5 service from Carol Lake Metal Works for an upgrade and relocation of its welding and fabrication  
6 facility which will result in a total estimated peak demand of 607 kW; and

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8 **WHEREAS** the Application stated while the transmission capacity of the Labrador West system  
9 has not increased since the load restriction was implemented, Hydro must balance the  
10 importance of ensuring the system is not overwhelmed with the necessity for reasonable  
11 community infrastructure and business growth in Labrador; and

12  
13 **WHEREAS** Hydro stated it has reviewed the impact of the customer connection on the Labrador  
14 West system and it does not pose concerns with respect to the continued delivery of reliable  
15 service in the region; and

16  
17 **WHEREAS** the Application was copied to: Newfoundland Power Inc.; the Consumer Advocate,  
18 Dennis Browne, KC; a group of Island Industrial customers: Corner Brook Pulp and Paper Limited,  
19 Braya Renewable Fuels (Newfoundland) GP Inc., and Vale Newfoundland & Labrador Limited;  
20 Iron Ore Company of Canada; and the communities of Sheshatshiu, Happy Valley-Goose Bay,  
21 Wabush, and Labrador City; and

22  
23 **WHEREAS** on January 16, 2025 Hydro filed a reply requesting the Board approve the Application  
24 as submitted; and

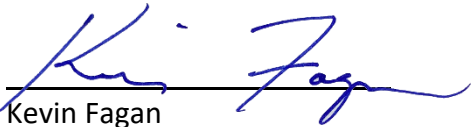
25  
26 **WHEREAS** no other comments were received by the Board; and


27  
28 **WHEREAS** the Board is satisfied that an exemption to Regulation 17 to provide service to Carol  
29 Lake Metal Works as requested is warranted and should be approved.


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31  
32 **IT IS THEREFORE ORDERED THAT:**

- 33  
34 1. An exemption to Regulation 17 to provide service to Carol Lake Metal Works for an upgrade  
35 and relocation of its welding and fabrication facility in Labrador City is approved.  
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37 2. Hydro shall pay all expenses of the Board arising from this Application.

**DATED** at St. John's, Newfoundland and Labrador, this 21<sup>st</sup> day of January 2025.

  
Kevin Fagan  
Chair and Chief Executive Officer

  
John O'Brien, FCPA, FCA, CISA  
Commissioner

  
Christopher Pike, LL.B., FCIP  
Commissioner

  
Jo-Anne Galarneau  
Executive Director and Board Secretary