

1 Q. At Section 5 on page 17 of Schedule 2, Hydro states the following:

2 To date, Hydro has met with community representatives in Charlottetown and  
3 Pinsent's Arm as well as Mary's Harbour, Port Hope Simpson, and St. Lewis; the  
4 NunatuKavut Community Council ("NCC"); the Minister of Labrador Affairs; the  
5 Minister Responsible for Indigenous Affairs and Reconciliation; and the Member  
6 of the House of Assembly for the region. **Hydro will continue to inform and**  
7 **consult with these stakeholders throughout the approval and execution**  
8 **process. Hydro is also committed to working with the NCC to ensure Hydro has**  
9 **met its Duty to Consult.**

10 a) Please provide a detailed plan setting out the intended engagement process for  
11 stakeholders.

12 b) Please provide a detailed plan setting out the intended process for meeting the Duty to  
13 Consult and Accommodate with NCC as a rights holder.

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16 A. a) Over the past 18 months, Newfoundland and Labrador Hydro ("Hydro") has been working to  
17 fully inform stakeholders in southern Labrador of the issues and challenges of providing  
18 southern Labrador with an alternative to supply electricity that will meet the legislative  
19 requirements of least-cost, reliable and environmentally responsible power. Please refer to  
20 Hydro's response to PUB-NLH-052 of this proceeding for a detailed listing of meetings.

21 Hydro acknowledges the concerns raised by the southern Labrador communities that  
22 additional opportunities were needed to allow representatives to raise concerns, seek  
23 answers, and to gain feedback and input. To that end, Hydro intends to continue utilizing  
24 industry best practice for public participation as set out by the International Association of  
25 Public Participation ("IAP2"), an international organization "whose purpose is to support  
26 public participation as a process to make better decisions that incorporate the interests and  
27 concerns of all affected stakeholders and meet the needs of the decision-making body".<sup>1</sup>

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<sup>1</sup> International Association of Public Participation, "Our Pillars – The 3 Pillars of Public Participation,"  
<<https://iap2canada.wildapricot.org/Pillars>>.

1 IAP2's spectrum of public participation<sup>2</sup> outlines the role and level of engagement for each  
 2 stakeholder based on the increasing impact of the decision upon that stakeholder, ranging  
 3 from informing stakeholders to empowering them with the final decision making.

4 As per previous consultations, Hydro has outlined its stakeholders accordingly:

Stakeholder	Public Participation Goal	Promise to the Public
Town of Charlottetown	INVOLVE: we will work directly with public/stakeholder to ensure concerns and aspirations are consistently understood and considered.	We will work with stakeholders to ensure that concerns and aspirations are directly considered in the alternatives developed and identification of the preferred alternative.
Town of Mary's Harbour	INVOLVE: we will work directly with public/stakeholder to ensure concerns and aspirations are consistently understood and considered.	We will work with stakeholders to ensure that concerns and aspirations are directly considered in the alternatives developed and identification of the preferred alternative.
Town of Port Hope Simpson	INVOLVE: we will work directly with public/stakeholder to ensure concerns and aspirations are consistently understood and considered.	We will work with stakeholders to ensure that concerns and aspirations are directly considered in the alternatives developed and identification of the preferred alternative.
Town of St. Lewis	INVOLVE: we will work directly with public/stakeholder to ensure concerns and aspirations are consistently understood and considered.	We will work with stakeholders to ensure that concerns and aspirations are directly considered in the alternatives developed and identification of the preferred alternative.
Newfoundland Power Inc.	INVOLVE: we will work directly with public/stakeholder to ensure concerns and aspirations are consistently understood and considered.	We will work with stakeholders to ensure that concerns and aspirations are directly considered in the alternatives developed and identification of the preferred alternative.
Consumer Advocate	INVOLVE: we will work directly with public/stakeholder to ensure concerns and aspirations are consistently understood and considered.	We will work with stakeholders to ensure that concerns and aspirations are directly considered in the alternatives developed and identification of the preferred alternative.
Labrador Interconnected Group	INVOLVE: we will work directly with public/stakeholder to ensure concerns and aspirations are consistently understood and considered.	We will work with stakeholders to ensure that concerns and aspirations are directly considered in the alternatives developed and identification of the preferred alternative.
NunatuKavut Community Council ("NCC") <sup>3</sup>	INVOLVE: we will work directly with public/stakeholder to ensure concerns and aspirations are consistently understood and considered.	We will work with stakeholders to ensure that concerns and aspirations are directly considered in the alternatives developed and identification of the preferred alternative. We will work with stakeholders to advance integration of renewables as appropriate.

<sup>2</sup> International Association of Public Participation, "IAP2 Spectrum,"

<[https://iap2canada.wildapricot.org/resources/Documents/IAP2%20Canada-Foundations-Spectrum\\_revised\\_june\\_orange.pdf](https://iap2canada.wildapricot.org/resources/Documents/IAP2%20Canada-Foundations-Spectrum_revised_june_orange.pdf)>.

<sup>3</sup> Hydro also acknowledges that there is a duty to consult with the NCC. Hydro has discussed meeting the duty to consult in part b) of this response.

PUB – Regulatory Approval	EMPOWER: to place final decision making in the hands of regulatory body on behalf of public and in reflection of legislative commitments.	Final decision making authority as per legislation.
Department of Environment and Climate Change – Regulatory Approval	EMPOWER: to place final decision making in the hands of regulatory body on behalf of public and in reflection of legislative commitments.	Final decision making authority as per legislation.
Provincial Government Departments (Labrador Affairs; Industry, Energy and Technology)/Lieutenant-Governor in Council	INFORM: provide balanced and objective information to assist with understanding of the problem, alternatives and/or solutions.	Final decision making transferred to regulatory bodies as noted above as per legislation.

1 Hydro will work through the engagement process to ensure that it is involving and engaging  
 2 its stakeholders throughout both the regulatory and environmental assessment process,  
 3 striving to strike a balance with incorporating the needs and wants of its stakeholders  
 4 against the legislative mandate to supply least-cost, reliable and environmentally  
 5 responsible electricity to customers.

6 **b)** Hydro has determined that its activity during construction of the southern Labrador project  
 7 (“Project”) has the potential to impact the asserted rights of the Inuit in the region, as  
 8 represented by the NCC. As such, Hydro has acknowledged that it must consult with the NCC  
 9 to identify and determine how the rights of its members will be impacted. Hydro will take  
 10 into account those rights and make reasonable efforts to accommodate or mitigate any  
 11 impacts.

12 Hydro has provided the NCC with all information currently available with respect to the  
 13 Project, and it will continue to provide information as it becomes available. Hydro is aware  
 14 that, at this time, the construction of the project has been described generally and that the  
 15 specifics (i.e., the site plans, more specific timelines and construction plans) have not been  
 16 fully developed. Hydro acknowledges that more detailed information is necessary for NCC to  
 17 better understand how the asserted rights of its members may be impacted. Hydro will  
 18 engage in ongoing dialogue with the NCC to communicate Project details and to identify and  
 19 determine the impacts of the Project on asserted rights. Until this information is available  
 20 and dialogue has advanced, Hydro cannot specify how the interests of NCC members will be

1 taken into account or what mitigation strategies will be employed. It is likely that  
2 substantive information sharing and dialogue will take place during the environmental  
3 assessment process.