



120 Torbay Road • Prince Charles Building, Suite E210 • St. John's, Newfoundland and Labrador • A1A 2G8

E-mail: shirleywalsh@nlh.nl.ca

2024-10-22

Ms. Shirley Walsh  
Senior Legal Counsel, Regulatory  
Newfoundland and Labrador Hydro  
P.O. Box 12400  
Hydro Place, Columbus Drive  
St. John's, NL A1B 4K7

Dear Ms. Walsh:

**Re: Newfoundland and Labrador Hydro - Approval of Section Replacement and Weld Refurbishment of Penstock 1 at the Bay d'Espoir Hydroelectric Generating Facility - Updated Information - Requests for Information - REDACTED**

Enclosed are Requests for Information PUB-NLH-001 to PUB-NLH-010 regarding the above-noted matter.

If you have any questions, please do not hesitate to contact the Board's Legal Counsel, Ms. Jacquie Glynn, by email, [jglynn@pub.nl.ca](mailto:jglynn@pub.nl.ca) or by telephone 709-726-6781.

Sincerely,

  
Stephanie Stack  
Assistant Board Secretary

SS/cj  
Enclosure

ecc **Newfoundland and Labrador Hydro**

NLH Regulatory, E-mail: NLHRegulatory@nlh.nl.ca

**Newfoundland Power Inc.**

Dominic Foley, E-mail: dfoley@newfoundlandpower.com

NP Regulatory, E-mail: regulatory@newfoundlandpower.com

**Industrial Customer Group**

Paul Coxworthy, E-mail: pcoxworthy@stewartmckelvey.com

Dean Porter, E-mail: dporter@poolealthouse.ca

Denis Fleming, E-mail: dfleming@coxandpalmer.com

**Consumer Advocate**

Dennis Browne, KC, E-mail: dbrowne@bfma-law.com

Stephen Fitzgerald, KC, E-mail: sfitzgerald@bfma-law.com

Sarah Fitzgerald, E-mail: sarahfitzgerald@bfma-law.com

Bernice Bailey, E-mail: bbailey@bfma-law.com

**Labrador Interconnected Group**

Senwung Luk, E-mail: sluk@oktlaw.com

Nick Kennedy, E-mail: nkennedy@oktlaw.com

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

7  
8 **IN THE MATTER OF** a Revised Budget and  
9 Scope from Newfoundland and Labrador Hydro  
10 for capital expenditures approved in Order No.  
11 P.U. 6(2023) relating to section replacement  
12 and weld refurbishment of Penstock 1 at the  
13 Bay d’Espoir Hydroelectric Generating Facility,  
14 pursuant to subsection 41(3) of the **Act**.

---

**PUBLIC UTILITIES BOARD  
REQUESTS FOR INFORMATION**

**PUB-NLH-001 to PUB-NLH-010**

**Issued: October 22, 2024**

---

1 **PUB-NLH-001** Attachment 1, page 5, Table 3: Key Factors Contributing to Budget Increase  
2 and 2.4 Refinement of Project Deliverables. Please provide a breakdown and  
3 details of the amount of [REDACTED] for refinement of project deliverables.  
4

5 **PUB-NLH-002** (a) [REDACTED]  
6 [REDACTED]  
7 [REDACTED]  
8 (b) [REDACTED]  
9 [REDACTED]  
10

11 **PUB-NLH-003** (a) [REDACTED]  
12 [REDACTED]  
13 [REDACTED]  
14 (b) [REDACTED]  
15 [REDACTED]  
16 [REDACTED]  
17 [REDACTED]  
18

19 **PUB-NLH-004** Attachment 1, page 4, Table 2: The Revised Budget. The revised budget  
20 includes a [REDACTED] in the EPCM support.

21 (a) Attachment 1, page 6, Hydro states that it is appropriate to involve  
22 external expertise due to the complexity of the project. What has  
23 changed from the original budget and scope development that has  
24 resulted in Hydro's decision to supplement Hydro's internal team with  
25 external expertise?  
26 (b) Why was the need for the additional EPCM support now being proposed  
27 not recognized and included in the original application in December,  
28 2022?  
29 (c) [REDACTED]  
30 [REDACTED]  
31 (d) Does Hydro anticipate that external EPCM will be required for other  
32 anticipated penstock repairs or will Hydro gain the internal expertise to  
33 oversee these projects through the execution of the replacement and  
34 refurbishment of Penstock 1 project?  
35

36 **PUB-NLH-005** Attachment 1, page 5, Table 3: Key Factors Contributing to Budget Increase.

37 (a) [REDACTED]  
38 [REDACTED]  
39 [REDACTED]  
40 [REDACTED]  
41 (b) Attachment 1, page 7, lines 14-15, it is stated that [REDACTED]  
42 [REDACTED]

2

6

8

9

**PUB-NLH-006**

Attachment 1, page 8, 4.0 Alternatives.

- (a) Has Hydro reviewed and updated all the options identified in the original application?
- (b) Did Hydro consider deferral of the project given the significant increase in costs?

**PUB-NLH-007**

Attachment 1, page 7, 3.0 Civil Construction Costs.

- (a) [Redacted]
- (b) [Redacted]
- (c) Has Hydro worked with the preferred proponent on previous projects?
- (d) [Redacted]
- (e) [Redacted]

**PUB-NLH-008**

Attachment 1, page 6, lines 25-27. Hydro states that the [Redacted]  
 [Redacted]  
 [Redacted] At page 8, lines 2-5, Hydro states [Redacted]  
 [Redacted]  
 [Redacted]

Please confirm that the [Redacted]  
 [Redacted]  
 [Redacted] If not confirmed, please provide the total and percentage contingency for the proposed project.

41

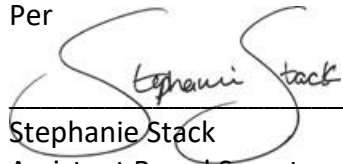
42

- 1 **PUB-NLH-009** Attachment 1, Appendix A, page 1. Kleinschmidt states, “The refreshed Class
- 2 3 cost opinion for the Penstock 1 Rehabilitation and replacement Project is
- 3 [REDACTED] How has this been factored into Hydro’s estimate as shown in the
- 4 Revised Budget included in Table 2, page 4?
- 5
- 6 **PUB-NLH-010** Please provide a reconciliation of Kleinschmidt’s cost estimate, the
- 7 contractor’s proposal, Hydro’s Revised Budget and Hydro’s budget filed in the
- 8 original application in December 2022.

**DATED** at St. John’s, Newfoundland and Labrador, this 22<sup>nd</sup> day of October, 2024.

**BOARD OF COMMISSIONERS OF PUBLIC UTILITIES**

Per

  
\_\_\_\_\_  
Stephanie Stack  
Assistant Board Secretary