

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

AN ORDER OF THE BOARD

NO. P.U. 12(2019)

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
4 1990, Chapter P-47 (the “*Act*”), as amended, and
5 regulations thereunder; and
6

7 **IN THE MATTER OF** an application by
8 Newfoundland Power Inc. to remove a section of
9 distribution line from service on the Burin
10 Peninsula, pursuant to section 38 of the *Act*.
11
12

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

17 **WHEREAS** Newfoundland Power owns and operates distribution feeder BLA-01, which extends
18 from the Bay L’Argent Substation on the Burin Peninsula; and
19

20 **WHEREAS** an inspection revealed significant deterioration of poles, hardware and electrical
21 conductor on a 10.5 kilometer section of distribution feeder BLA-01 along an abandoned roadbed
22 between the Towns of Rushoon and Red Harbour (the “Deteriorated Line”); and
23

24 **WHEREAS** Newfoundland Power determined that the least-cost alternative to address the
25 deterioration was an extension of distribution feeder line LLK-03; and
26

27 **WHEREAS** the Deteriorated Line has been de-energized and Newfoundland Power proposes to
28 dismantle it on the basis that it is no longer useful; and
29

30 **WHEREAS** on February 20, 2019, Newfoundland Power filed an application requesting approval
31 to remove the Deteriorated Line from service (the “Application”); and
32

33 **WHEREAS** pursuant to section 38 of the *Act*, the Board must give written consent before a public
34 utility abandons a work or discontinues a service; and
35

36 **WHEREAS** consent of the Board shall only be given after notice is provided to an interested
37 incorporated municipal body; and

1 **WHEREAS** Newfoundland Power notified the Town of Red Harbour, which is the only
2 incorporated municipality previously served by the Deteriorated Line, that it had filed an
3 application with the Board for approval to remove this line from service; and
4

5 **WHEREAS** the Town of Red Harbour advised that they did not have any objection to the
6 proposed removal of the Deteriorated Line; and
7

8 **WHEREAS** the Application stated that the Deteriorated Line is approximately 45 years old and
9 its condition and remote location from public roads has contributed to poor service quality for
10 customers in the Town of Red Harbour; and
11

12 **WHEREAS** the Application stated that there are no customers of Newfoundland Power who will
13 be affected by the removal of the Deteriorated Line and submitted that the removal of the
14 Deteriorated Line will not adversely affect the reliability of service provided by Newfoundland
15 Power; and
16

17 **WHEREAS** the Board finds that removal of the deteriorated section of BLA-01 should be
18 approved.
19

20

21 **IT IS THEREFORE ORDERED THAT:**
22

- 23 1. Pursuant to section 38 of the *Act*, the removal of the deteriorated section of BLA-01 from
24 service is approved.
- 25 2. Newfoundland Power shall pay all costs and expenses of the Board related to this application.
26

DATED at St. John's, Newfoundland and Labrador this 19th day of March, 2019.



 Darlene Whalen, P. Eng., FEC
 Chair & CEO



 James Oxford
 Commissioner



 Cheryl Blundon
 Board Secretary