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November 13, 2019

VIA EMAIL

s. 40(1)

Attention:

Dear

s. 40(1)

Re: Your request for access to information under Part II of the *Access to Information and Protection of Privacy Act, 2015* (File #: PB/772/2019)

On October 15, 2019, Nalcor Energy received your request for access to the following records/information:

Nalcor ATIPP Oct 12 2019 re Jan 16 2019 ATIPP response attached (PB-946-2018) re 300 MW NS backup over the ML:

- 1/ As of the current date has Nalcor asked Emera directly if it can supply 300MW of backup power over the ML in the event of an extended LIL outage?*
- 2/ If so provide details.*
- 3/ If not why not?*
- 4/ As of the current date is there sufficient TL capacity to get 300 MW of NS ML power to the Avalon (provide a total MW number if possible)?*

With respect to part 1 of your request, Nalcor has not asked Emera directly if it can supply 300MW of backup power over the Maritime Link (ML) in the event of an extended Labrador Island Link (LIL) outage (no change from the response to PB/946/2018).

Please note that there are no records responsive to parts 2 and 3 of your request.

With respect to part 4 of your request, in support of its ongoing Reliability and Resource Adequacy study, Newfoundland and Labrador Hydro has filed technical studies with the Board of Commissioners of Public Utilities relating to the assessment of transmission system capacity in the event of an outage to the Labrador Island Link bipole. These studies include the "Avalon Capacity Study" and the "Application of Emergency Transmission Planning Criteria for a Labrador-Island Link Bipole Outage." Newfoundland and Labrador Hydro also filed additional information on September 4, 2019 at the request of the Board of Commissioners of Public Utilities (all document links can be found below).

It is confirmed in these studies that with Emergency Transmission Planning Criteria in effect, 300 MW may be imported over the Maritime Link and delivered to the Avalon Peninsula. Please see below for the links to these publically available documents, which are responsive to your request.

Newfoundland and Labrador Hydro Avalon Capacity Study - Solutions to Serve Island Demand during a LIL Bipole Outage, May 24, 2019:

<http://www.pub.nl.ca/applications/NLH2018ReliabilityAdequacy/reports/From%20NLH%20-%20Avalon%20Capacity%20Study%20-%20Solutions%20to%20Serve%20Island%20Demand%20During%20a%20LIL%20Bipole%20Outage%20-%202019-05-24.PDF>

Application of Emergency Transmission Planning Criteria for a Labrador-Island Link Bipole Outage, TP-TN-068, July 31, 2019:

<http://www.pub.nf.ca/applications/NLH2018ReliabilityAdequacy/correspondence/From%20NLH%20-%20TP-TN-068%20Application%20of%20Emergency%20Transmission%20Planning%20Criteria%20for%20a%20Labrador%20Island%20Link%20Bipole%20Outage%20-%202019-07-31.PDF>

Hydro's Response to the Board's Request for Further Information, TP-TN-068 Technical Note, September 4, 2019:

<http://www.pub.nf.ca/applications/NLH2018ReliabilityAdequacy/correspondence/From%20NLH%20-%20TP-TN-068%20Technical%20Note%20-%20Hydro's%20Response%20to%20Boards%20Request%20for%20Further%20Information%20-%202019-09-04.PDF>

It is the goal to publish this letter following a 72 hour period after it is sent electronically to you or five business days in the case where the letter has been mailed to you.

Please be advised that you may ask the Information and Privacy Commissioner to review the processing of your access request, as set out in section 42 of the Access to Information and Protection of Privacy Act (*the Act*). A request to the Commissioner must be made in writing within 15 business days of the date of this letter or within a longer period that may be allowed by the Commissioner. Your appeal should identify your concerns with the request and why you are submitting the appeal.

The appeal may be addressed to the Information and Privacy Commissioner as follows:

Office of the Information and Privacy Commissioner

2 Canada Drive

P. O. Box 13004, Stn. A

St. John's, NL. A1B 3V8

Telephone: (709) 729-6309

Toll-Free: 1-877-729-6309

Facsimile: (709) 729-6500

You may also appeal directly to the Supreme Court Trial Division within 15 business days after you receive the decision of the public body, pursuant to section 52 of the Act (a copy of this section of the Act has been enclosed for your reference).

If you have any further questions, please feel free to contact the undersigned by telephone at (709) 733-5346 or by e-mail at granthiscock@nalconenergy.com.

Sincerely,

A handwritten signature in blue ink, appearing to read "Grant Hiscock". The signature is stylized and written in a cursive-like font.

Grant Hiscock
Access and Privacy Officer

Access or correction complaint

42. (1) A person who makes a request under this Act for access to a record or for correction of personal information may file a complaint with the commissioner respecting a decision, act or failure to act of the head of the public body that relates to the request.

(2) A complaint under subsection (1) shall be filed in writing not later than 15 business days

(a) after the applicant is notified of the decision of the head of the public body, or the date of the act or failure to act; or

(b) after the date the head of the public body is considered to have refused the request under subsection 16(2).

(3) A third party informed under section 19 of a decision of the head of a public body to grant access to a record or part of a record in response to a request may file a complaint with the commissioner respecting that decision.

(4) A complaint under subsection (3) shall be filed in writing not later than 15 business days after the third party is informed of the decision of the head of the public body.

(5) The commissioner may allow a longer time period for the filing of a complaint under this section.

(6) A person or third party who has appealed directly to the Trial Division under subsection 52(1) or 53(1) shall not file a complaint with the commissioner.

(7) The commissioner shall refuse to investigate a complaint where an appeal has been commenced in the Trial Division.

(8) A complaint shall not be filed under this section with respect to

(a) a request that is disregarded under section 21;

(b) a decision respecting an extension of time under section 23;

(c) a variation of a procedure under section 24; or

(d) an estimate of costs or a decision not to waive a cost under section 26.

(9) The commissioner shall provide a copy of the complaint to the head of the public body concerned.

Direct appeal to Trial Division by an applicant

52. (1) Where an applicant has made a request to a public body for access to a record or correction of personal information and has not filed a complaint with the commissioner under section 42, the applicant may appeal the decision, act or failure to act of the head of the public body that relates to the request directly to the Trial Division.

(2) An appeal shall be commenced under subsection (1) not later than 15 business days

(a) after the applicant is notified of the decision of the head of the public body, or the date of the act or failure to act; or

(b) after the date the head of the public body is considered to have refused the request under subsection 16(2).

(3) Where an applicant has filed a complaint with the commissioner under section 42 and the commissioner has refused to investigate the complaint, the applicant may commence an appeal in the Trial Division of the decision, act or failure to act of the head of the public body that relates to the request for access to a record or for correction of personal information.

(4) An appeal shall be commenced under subsection (3) not later than 15 business days after the applicant is notified of the commissioner's refusal under subsection 45(2).