

December 6, 2024

VIA EMAIL

Attention: [REDACTED]

Dear [REDACTED]

Re: Your request for access to information under Part II of the *Access to Information and Protection of Privacy Act, 2015* (File #: PB/1693/2024)

On November 8, 2024, we received your request for access to the following records/information:

I have many more questions about MF such as how big of an increase has there been in electricity use in NL, has the market price for electricity from .05 cents and the spot market price of .03. changed? What percentage of MF available electricity is now needed for peak times. What is the projected increase for electricity on both markets and increase in demand power for NL. According to the critics , when MF was sanctioned there was no need for any extra power, therefore MF was not even needed. Alternatives to MF such as using smaller hydro dams in NL , restructuring hydro and using natural gas, wind energy , etc. were these reasonable These alternatives would also give the same saving as MF such as on fuel costs and carbon credits. However not with the selling of power, or according to Danny Williams the bargaining chip we will have when the upper Churchill contact is renewed in 2041. Another question Gull Island , in building MF what effect if any would it have in the cost to built Gull Island?

Please be advised that access has been granted. Please see appendix A attached hereto.

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, 2015 (the Act) (a copy of this section has been enclosed for your reference). 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.

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

Email: commissioner@oipc.nl.ca

You may also appeal directly to the Supreme Court 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 has been enclosed for your reference).

If you have any further questions, please contact me by telephone at (709) 725-4859 or by email at cassandrahearn@nlh.nl.ca

Sincerely,

Cassandra Hearn

Cassandra Hearn
Access & 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).

Appendix A

Question: How big of an increase has there been in electricity use in NL? And What is the projected increase for electricity on both markets and increase in demand power for NL?

Response:

From: <https://nlhydro.com/wp-content/uploads/2024/07/Power-the-Province.pdf.pdf>

The total energy use on the island was almost 8 terrawatt (TWh) in 2023. By 2034, energy needs are expected to grow to 9.2 TWh. That's a 16% increase for the island alone. Load growth in Labrador is primarily driven by requests from new and existing industrial customers. We are working with new and existing industrial customers to plan accordingly and understand the system impacts.

Question: Has the market price for electricity from .05 cents and the spot market price of 03. changed?

Response:

Market prices can vary significantly based on market conditions, season and time of day. Hydro's Non-Firm Energy Rate is a market based rate and prices since March 2024 is posted on our website Non-Firm Rates Customers - Newfoundland & Labrador Hydro

Current rates: <https://nlhydro.com/electricity-rates/current-rates/>

Question: What percentage of MF available electricity is now needed for peak times?

Response:

The percentage of Muskrat Falls available electricity needed for peak times depends on the customer load at that time and other system factors such as but not limited to the output of Churchill Falls and inflows of the Lower Churchill River. The maximum output of Muskrat Falls over the last 12 months occurred on May 26, 2024 and was equal to 824 MW.

Question: Another question Gull Island, in building MF what effect if any would it have in the cost to build Gull Island?

Please note we have no records responsive.