



DECISION

IN THE MATTER OF an Application by New Brunswick Power Corporation pursuant to the *Electricity Act* and with respect to Reliability Standards MOD-010, MOD-012, MOD-032 and MOD-033 (Matter 254)

September 22, 2014

NEW BRUNSWICK ENERGY AND UTILITIES BOARD

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NEW BRUNSWICK ENERGY AND UTILITIES BOARD:

Chairperson:	Raymond Gorman, Q.C.
Members:	Michael Costello John P. Herron
Counsel:	Ellen Desmond
Chief Clerk:	Kathleen Mitchell

APPLICANT:

New Brunswick Power Corporation

INTERVENERS:

There were no interveners

Introduction

The New Brunswick Power Corporation (NB Power) filed an application and supporting evidence with the New Brunswick Energy and Utilities Board (Board) pursuant to section 119(1) of the *Electricity Act*, S.N.B. 2013, c. 7 and the *Reliability Standards Regulation – Electricity Act*, (Reg. 2013-66) seeking the following approval:

(a) an Order

- (1) approving reliability standard MOD-032-1 and NB Appendix MOD-032-1-NB-0;
- (2) approving reliability standards MOD-033-1 and NB Appendix MOD-033-1-NB-0;
- (3) approving retirement of existing Board approved reliability standard MOD-010-0;
- (4) approving retirement of existing Board approved reliability standard MOD-12-0;

(b) orders and/or directions with respect to such other matters as the Board sees fit.

NB Power filed the application and evidence (Application) on June 27, 2014. Further to an Order of the Board dated July 4, 2014 (Order), the Board posted the Application on the Board's website. The registered entities, the North American Electric Reliability Corporation (NERC), and the Northeast Power Coordinating Council (NPCC) were notified of the Order and Notice of this Matter 254 and were invited to submit written comments.

Approval of Reliability Standard

The *Reliability Standards Regulation – Electricity Act* directs the Board to approve a reliability standard when certain conditions have been met. Subsection 8(3) provides:

8(3) As soon as practicable after the expiry of the comment period under subsection (2), the Board shall approve a reliability standard, together with any non-substantive modifications that it considers appropriate,

(a) if the Corporation made no recommendation in the application under subsection 7(2) for any substantive modification to the reliability standard as approved by FERC, and

(b) if, during the comment period under subsection (2), there were no substantive comments submitted to the Board by a registered entity, the standards body or the compliance body.

In this case NB Power made no recommendation for any substantive modification to reliability standard MOD-032-1 as approved by the Federal Energy Regulatory Commission of the United States of America (FERC) and made no recommendation for any substantive modification to reliability standard MOD-033-1 as approved by FERC. The Board received no comments from the registered entities, NERC, or NPCC.

Retirement of Reliability Standard

The *Reliability Standards Regulation – Electricity Act* requires the Board to retire an approved reliability standard. Subsection 8(5) provides:

8(5) As soon as practicable after the expiry of the comment period under subsection (2), the Board shall retire an approved reliability standard

(a) if the application under subsection 7(4) or paragraph 7(5)(b) indicates the date on which FERC approved the retirement of the equivalent reliability standard, and

(b) if, during the comment period under subsection (2), there were no substantive comments submitted to the Board by a registered entity, the standards body or the compliance body.

The Board approves the retirement of reliability standard MOD-010-0 and the retirement of reliability standard MOD-012-0. The retirement of these reliability standards was approved by FERC on May 1, 2014. The Board received no comments from the registered entities, NERC, or NPCC.

Conclusion

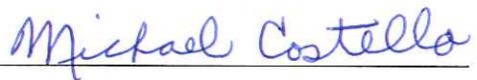
The Board has carefully considered the Application. The Board is satisfied that the requirements of the *Electricity Act* and the *Reliability Standards Regulation – Electricity Act* have been met and that both the reliability standards as submitted and the requested retirement of the reliability standards described above are both warranted and appropriate.

The Application is approved as requested.

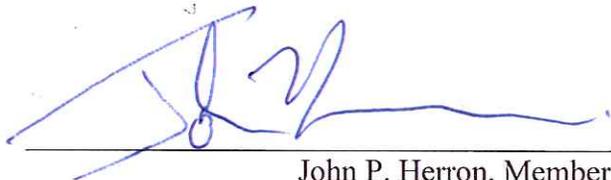
Dated in Saint John, New Brunswick this 22 day of September 2014.



Raymond Gorman, Q.C., Chairman



Michael Costello, Member



John P. Herron, Member