



DECISION

IN THE MATTER OF an Application by New Brunswick Power Corporation pursuant to the *Electricity Act* and with respect to Reliability Standards BAL-005, CIP-003, CIP-005, CIP-007, EOP-005, FAC-002, FAC-008, FAC-010, FAC-011, FAC-013, INT-007, IRO-016, NUC-001, PRC-010, PRC-022 and VAR-001, and Section 119(1) of the *Electricity Act*, SNB 2013 C.7.
(Matter 245)

June 11, 2014

NEW BRUNSWICK ENERGY AND UTILITIES BOARD

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NEW BRUNSWICK ENERGY AND UTILITIES BOARD:

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

APPLICANT:

New Brunswick Power Corporation

INTERVENORS:

There were no intervenors

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 the *Electricity Act* and the *Reliability Standards Regulation* (Regulation) seeking the following:

- (1) approving modifications of Board approved reliability standard BAL-005-0.2b by approving NB Appendix BAL-005-0.2b-NB-0
- (2) approving modifications of Board approved reliability standard CIP-003-3 by approving NB Appendix CIP-003-3-NB-0
- (3) approving modifications of Board approved reliability standard CIP-003-4 by approving NB Appendix CIP-003-4-NB-0
- (4) approving modifications of Board approved reliability standard CIP-005-3a by approving NB Appendix CIP-005-3a-NB-0
- (5) approving modifications of Board approved reliability standard CIP-005-4a by approving NB Appendix CIP-005-4a-NB-0
- (6) approving modifications of Board approved reliability standard CIP-007-3a by approving NB Appendix CIP-007-3a-NB-0
- (7) approving modifications of Board approved reliability standard CIP-007-4a by approving NB Appendix CIP-007-4a-NB-0
- (8) approving modifications of Board approved reliability standard EOP-005-2 by approving NB Appendix EOP-005-2-NB-0
- (9) approving modifications of Board approved reliability standard FAC-002-1 by approving NB Appendix FAC-002-1-NB-0

- (10) approving modifications of Board approved reliability standard FAC-008-3 by approving NB Appendix FAC-008-3-NB-0
- (11) approving modifications of Board approved reliability standard FAC-010-2.1 by approving NB Appendix FAC-010-2.1-NB-0
- (12) approving modifications of Board approved reliability standard FAC-011-2 by approving NB Appendix FAC-011-2-NB-0
- (13) approving modifications of Board approved reliability standard FAC-013-2 by approving NB Appendix FAC-013-2-NB-0
- (14) approving modifications of Board approved reliability standard INT-007-1 by approving NB Appendix INT-007-1-NB-0
- (15) approving modifications of Board approved reliability standard IRO-016-1 by approving NB Appendix IRO-016-1-NB-0
- (16) approving modifications of Board approved reliability standard NUC-001-2 by approving NB Appendix NUC-001-2-NB-0
- (17) approving modifications of Board approved reliability standard PRC-010-0 by approving NB Appendix PRC-010-0-NB-0
- (18) approving modifications of Board approved reliability standard PRC-022-1 by approving NB Appendix PRC-022-1-NB-0, and
- (19) approving modifications of Board approved reliability standard VAR-001-2 by approving NB Appendix VAR-001-2-NB-0.

The application and evidence were filed on March 20, 2014. The application includes a request to approve both the Federal Energy Regulatory Commission (FERC) approved revisions to the standards together with the New Brunswick modifications as described in the corresponding New Brunswick Appendices.

Further to an Order of the Board dated March 25, 2014, the application and evidence were posted on the Board's website. In addition, the Board Notice of this Matter was sent electronically to all registered entities, North American Electric Reliability Corporation (NERC) and the Northeast Power Coordinating Council (NPCC). Interested parties were invited to submit comments to the Board in writing on or before May 26, 2014.

On June 4, 2014, NB Power sought permission to withdraw a portion of their application. In particular, NB Power requested permission to withdraw the following:

approving modifications of Board approved reliability standard VAR-001-2 by approving NB Appendix VAR-001-2-NB-0.

In support of this request, NB Power submits that reliability standard VAR-001-2 was retired on March 31, 2014, shortly after this application as made. As the standard is retired, it would be moot to approve the modifications as they would never come into effect.

Modification to Standards

Pursuant to section 8 of the Regulation, the Board is directed to approve modifications to an approved reliability standard as follows:

8(4) As soon as practicable after the expiry of the comment period under subsection (2), the Board shall approve modifications to an approved reliability standard that are recommended by the Corporation in an application under subsection 7(3) or paragraph 7(5)(a)

(a) if the recommended modifications are not substantively different from revisions approved by FERC to 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.

In this case, NB Power submits that the proposed modifications to Reliability Standards BAL-005, CIP-003, CIP-005, CIP-007, EOP-005, FAC-002, FAC-008, FAC-010, FAC-011, FAC-013, INT-007, IRO-016, NUC-001, PRC-010, PRC-022, and VAR-001 are not substantially different from revisions approved by FERC to the equivalent reliability standards. The Board agrees that the modifications are not substantially different. Further, no comments were received by the Board from any interested party.

Conclusion

The Board has carefully considered the application and the evidence.

The Board approves the withdrawal of the requested modification to reliability standard VAR-001-2, on the condition that NB Power will make another application for approval of similar revisions to currently effective reliability standard VAR-001-3 at the earliest opportunity.

With respect to the application, the Board is satisfied that NB Power has met the requirements of the Regulation and that the requested modifications described above are both warranted and appropriate.

The Board approves the application, subject to the withdrawal noted above, as requested.

Dated in Saint John, New Brunswick this 11 day of June, 2014.

Original signed by

Raymond Gorman, Q.C., Chairman

Original signed by

Michael Costello, Member

Original signed by

Patrick Ervin, Member

Original signed by

John Herron, Member