



Commission of Inquiry Respecting the Muskrat Falls Project

**STANDING APPLICATION FOR
EMERA INC.
FOR THE MUSKRAT FALLS INQUIRY**

DECISION

APRIL 6, 2018

LEBLANC, J.:

INTRODUCTION

[1] Emera Inc. has applied for limited standing at the hearings to be held at the Commission of Inquiry Respecting the Muskrat Falls Project. Standing is requested only with respect to matters involving Emera Inc.'s interests.

[2] In my decision in interpreting the Commission's Terms of Reference, particularly at paragraph 38, I decided that the mandate of this Inquiry includes a consideration of negotiations and contractual arrangements agreed upon involving Emera Inc. Such falls within section 4(a) of the Terms of Reference set out in the Order in Council establishing this Commission of Inquiry. It is anticipated that those matters, including any involvement of Emera Inc. will likely only arise at what will be Phase One of the Inquiry hearings which will begin in the fall of 2018.

[3] As a result of my interpretation of the Terms of Reference, I am satisfied that Emera Inc. is a necessary party to that part of the hearings where their interests are engaged. That involvement will further the conduct of the Inquiry and will contribute to its openness and fairness. Emera Inc., therefore, is granted limited

standing to appear and participate in the Inquiry where its involvement in the Muskrat Falls Project and its interests are in issue. At this time, as stated above, I see this as only occurring in Phase One of the Inquiry. Obviously, if their interests are at stake during any other part of the hearings, they will have standing to appear and participate in that hearing. Commission co-counsel will be alert to any possibility that this could arise and will notify counsel for Emera Inc.

[4] The grant of standing includes a requirement to comply with the Commission's Rules of Procedure. Rule 19 is of particular significance and I would encourage counsel for Emera Inc. to be in touch with Commission co-counsel in the near future.



RICHARD D. LEBLANC
COMMISSIONER