



Commission of Inquiry Respecting the Muskrat Falls Project  
**APPLICATION FOR NON-DISCLOSURE OF DOCUMENTS  
FOR THE MUSKRAT FALLS INQUIRY**

**HER MAJESTY THE QUEEN IN RIGHT OF  
NEWFOUNDLAND AND LABRADOR**

**DECISION**

**SEPTEMBER 7, 2018**

**LEBLANC, J.:**

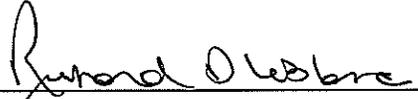
[1] On August 15, 2018, Peter Ralph, Q.C. forwarded an Application for Non-Disclosure related to documents it has provided to the Commission of Inquiry Respecting the Muskrat Falls Project (“Commission”). The Application makes no reference to the particular or specific documents that have been provided to the Commission by Her Majesty in Right of Newfoundland and Labrador (“GNL”). The bases claimed for non-disclosure of documents are solicitor-client privilege, public interest immunity and commercial sensitivity. The Application actually only deals with the later two claims.

[2] One of Commission counsel contacted Mr. Ralph to ascertain the expectations of GNL respecting this Application.

[3] An email has now been received from Mr. Ralph wherein he advises that GNL is not expecting the Application to be determined. He has reaffirmed that he is prepared to agree to the Commission deciding on non-disclosure or redaction matters regarding documents received from GNL. He describes the Application as a “position paper” to assist the Commission in deciding on appropriate disclosure and redactions of its documents.

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[4] That being the position of GNL, no further action needs to be taken at this time regarding this Application and it is therefore deemed withdrawn.

  
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**JUSTICE RICHARD D. LEBLANC**  
**COMMISSIONER**