

## Appendix 1

The Board of Commissioners  
of Public Utilities of New Brunswick

In the Matter of a review pursuant to an  
Order in Council issued under section 61 of  
the *Public Utilities Act*.

### NOTICE

The Board of Commissioners of Public Utilities of New Brunswick ("Board") has been requested, by Order in Council 2003 - 255 made pursuant to section 61 of the *Public Utilities Act* ("Order in Council"), to review section 2.1 of the Open Access Transmission Tariff approved pursuant to a decision of the Board dated March 13, 2003 ("Decision") and an order made June 19, 2003 ("OATT") and to review the Board's direction in the Decision that all transmission capacity that is not subject to a firm contract involving a party who is not affiliated with New Brunswick Power Corporation ("NB Power") be subject to open season bidding not later than the fourth quarter of calendar year 2003 ("Open Season Direction").

The Board has determined that it is in the public interest to consider suspending the requirements of the Open Season direction and section 2.1 of the OATT until it has issued a decision on the review requested by the Order in Council.

Notice is hereby given that the Board has ordered that a public hearing shall be held in Ballroom C of the Delta Hotel at the City of Saint John, New Brunswick on Monday, September 15, 2003 at 10:00 o'clock in the forenoon to consider the suspension of the requirements of the:

- (a) Open Season Direction, and
- (b) Section 2.1 of the OATT

until such time as the Board further directs ("Order").

A copy of the Board's Order may be obtained by calling the Board's offices at (506) 658 2504 or by visiting the Board's website at [www.pub.nb.ca](http://www.pub.nb.ca).

Dated at the City of Saint John, New Brunswick this 26<sup>th</sup> day of August 2003.

By the Board

Lorraine R. Légère  
Secretary  
New Brunswick Board of  
Commissioners of Public Utilities

## Appendix 2

The Board of Commissioners  
of Public Utilities of New Brunswick

In the Matter of a review pursuant to an  
Order in Council issued under section 61 of  
the *Public Utilities Act*.

### Notice

New Brunswick Power Corporation ("NB Power") filed an application by way of letter dated July 29, 2002 with the Board of Commissioners of Public Utilities of New Brunswick ("Board") on July 30, 2002 ("Letter Application") requesting that the Board approve a revision of section 2.1 of the Open Access Transmission Tariff that was approved pursuant to a decision of the Board dated March 13, 2003 ("Decision") and an order dated June 19, 2003 ("OATT").

Order in Council 2003 - 255, dated August 19, 2003 and made pursuant to section 61 of the *Public Utilities Act* ("Order in Council") was filed with the Board on August 26, 2003 requesting the Board to review section 2.1 of the OATT and the Board's direction in the Decision that all transmission capacity that is not subject to a firm contract involving a party who is not affiliated with NB Power be subject to open season bidding no later than the fourth quarter of calendar year 2003 ("Open Season Direction").

Notice is hereby given that the Board has ordered, pursuant to section 61 of the *Public Utilities Act*, that:

- (a) NB Power shall forthwith file an application with the Board ("Application").
- (b) The Letter Application shall be considered at and form a part of the Application.
- (c) NB Power shall file its evidence in support of the Application ("Evidence") with the Board on or before noon of Monday, September 29, 2003.
- (d) The Letter Application, the Application, the Board's Order and NB Power's Evidence will be placed on file on September 29, 2003 for examination by interested parties during normal business hours in the offices of the Board and in the business offices of NB Power.
- (e) A copy of the documents filed in respect of this matter may be obtained by contacting Regulatory Affairs, NB Power at 515 King Street, Fredericton, NB, E3B 4X1, (506) 458 4050.
- (f) Anyone intending to intervene must notify the Board, in writing on or before noon October 20, 2003, stating whether they wish to have formal or informal status, the choice of language for the hearing, and indicating the nature of their proposed

intervention by sending such notice to the Board by email to [general@pub.nb.ca](mailto:general@pub.nb.ca), by fax to (506) 643 7300 or by mailing to:

Board of Commissioners of Public Utilities  
PO Box 5001  
15 Market Square  
Suite 1400  
Saint John, NB  
E2L 4Y9

- (g) A Pre-Hearing conference shall be held in the Montague Room of the Saint John Trade and Convention Centre on Wednesday October 22, 2003 commencing at 10:00 o'clock in the forenoon, when and where Intervenors and NB Power should attend and make representations as to the procedure to be followed at the public hearing and as to any other relevant matters.
- (h) A public hearing shall be held commencing on December 1, 2003 to conduct the review of section 2.1 of the OATT and the review of the Open Season Direction, both as requested by the Order in Council.
- (i) A copy of the Board's full Order may be obtained by calling (506) 658 2504 or by visiting the Board's website at [www.pub.nb.ca](http://www.pub.nb.ca)

Dated at the City of Saint John this 26<sup>th</sup> day of August 2003.

By the Board

Lorraine R. Légère  
Secretary  
New Brunswick Board of  
Commissioners of Public Utilities