

NOVA SCOTIA UTILITY AND REVIEW BOARD

IN THE MATTER OF THE PUBLIC UTILITIES ACT

- and -

IN THE MATTER OF an Application by the **MUNICIPALITY OF THE DISTRICT OF GUYSBOROUGH (Municipality)** and **NOVA SCOTIA POWER INCORPORATED (NS Power)** for approval of a transfer of assets of the Canso Electric Light Utility from the Municipality to NS Power

BEFORE:  Peter W. Gurnham, Q.C., Chair

DECISION and ORDER

WHEREAS the Municipality of the District of Guysborough and Nova Scotia Power Incorporated filed an application for approval of a transfer of assets of the Canso Electric Light Utility from the Municipality to NS Power.

AND WHEREAS no evidence opposing the application was filed;

AND WHEREAS the Board had one request from the Canso Area Development Association to speak informally;

AND WHEREAS in a hearing dated October 22, 2019, the Board heard argument from NS Power and the Municipality and also heard a submission from the Canso Area Development Association;

AND WHEREAS the Board gave an oral Decision at the conclusion of the hearing finding as follows:

- It is in the public interest to approve the transfer of assets on the basis that the Municipality is unable to maintain the assets long term on a cost efficient basis;
- Regulation of the utility will not be more difficult;
- NS Power's rates will be applied to the former customers of the Canso Electric Light Utility and those rates have already been determined to be just and reasonable; and

- NS Power will be able to provide a superior level of service to the residents of Canso than currently provided by the Municipality because of NS Power's substantial assets.

IT IS ORDERED that:

1. The Board approves the transfer of all of Canso Electric Light Utilities' physical assets and transfer of its undertaking from the Municipality to NS Power effective January 1, 2020, pursuant to Section 62 and 63 of the *Public Utilities Act* in accordance with the terms of an agreement of purchase and sale, attached as Appendix "A";
2. The Board approves capital work order CI #C0008740, Canso Distribution System Asset Replacement, attached as Appendix "B", effective January 1, 2020; and
3. As of January 1, 2020, NS Power's rates and tariffs will apply to the former customers of the Canso Electric Light Utility and those customers will fall within NS Power's exclusive service territory.

DATED at Halifax, Nova Scotia, this 22nd day of October, 2019.



Clerk of the Board