

July 25, 2025

jennifer.power@nspower.ca

nrubin@stewartmckelvey.com

Jennifer Power
Senior Regulatory Counsel
Nova Scotia Power Incorporated
PO Box 910
1223 Lower Water Street
Halifax, NS B3J 3S8

Nancy G. Rubin, K.C.
Counsel
Renewall Energy Inc.
Queen's Marque
600-1741 Lower Water Street
Halifax, NS B3J 0J2

Dear Ms. Power and Ms. Rubin:

M12339 – Renewall Energy Inc. – Request for Tariffs for the Renewable to Retail Market

This is further to Renewall Energy Inc.'s request for the Board's directions and an expedited process to either amend the existing renewable-to-retail tariffs or create a new tariff to enable distribution-connected generation and net billing. NS Power's response to this request was filed with the Board on July 23, 2025. The Board members assigned to this matter are Stephen T. McGrath, K.C., Chair; Roland A. Deveau, K.C., Vice Chair, and Jennifer L. Nicholson, CPA, CA, Member.

NS Power submits that "net metering/billing is not available in the RtR market under the current legislative and regulatory framework". In essence, the Board understands NS Power's position to be that the *Electricity Act*, S.N.S. 2004, c. 25, and the existing regulations under that statute do not currently allow the distribution-connected generation and net billing arrangements that Renewall seeks to implement. The Board finds this jurisdictional issue should be determined before engaging in a process to consider the adequacy or appropriateness of the existing tariff structure for the renewable-to-retail market (under either s. 3G of the *Electricity Act* or s. 83 of the *Public Utilities Act*, R.S.N.S. 1989, c. 380).

Additionally, the Board notes that, in part, NS Power supported its position with references to the *Board Electricity Retailers Regulations (Nova Scotia)*, N.S. Reg. 246/216 and the *Code of Conduct for Renewable Low-Impact Electricity Sales in Nova Scotia*. Therefore, in addition to submissions about whether Renewall's request is allowed under the *Electricity Act*, the Board invites parties to make submissions on whether the *Board Electricity Retailers Regulations* and the *Code of Conduct for Renewable Low-Impact Electricity Sales in Nova Scotia* is consistent with the authorized sale of "renewable low-impact electricity generated within the Province" authorized under s. 3C of the *Electricity Act* and whether the regulations and code of conduct could or should be amended to accommodate Renewall's request.

The Board therefore establishes the following timeline:

Notices of Intervention	August 1, 2025
Submissions from Renewall	August 8, 2025
Submissions from NS Power and Intervenors	August 15, 2025
Reply from Renewall	August 22, 2025

Renewall and NS Power are parties to this proceeding. Notices of Intervention should be filed by anyone who intends to make submissions about the jurisdictional issue identified in this letter or participate in any process that may be established after the Board rules on the preliminary question about what is permitted under the *Electricity Act* and its regulations.

Yours very truly,

Lisa Wallace

for Crystal Henwood
Clerk of the Board

c. William L. Mahody, K.C.
Interested Parties

