

September 14, 2026

Crystal Henwood
Clerk of the Board
Nova Scotia Energy Board
1601 Lower Water Street, 3rd Floor
Halifax, NS B3J 3S3

Re: M13042 – Procurement Administrator (Power Advisory LLC) – Green Choice Power Purchase Agreement Application – Letter of Comment

Dear Ms. Henwood:

On August 17, 2026, Power Advisory LLC, in its capacity as Procurement Administrator (PA) pursuant to the Electricity Act, filed an Application with the Nova Scotia Energy Board (NSEB, Board) for approval of the standard form Green Choice Program (GCP) Power Purchase Agreement (PPA).

The Board issued a Notice of Paper Hearing on August 19, 2026, establishing Monday, September 14, 2026 as the deadline for comments from interested parties. Please accept the following as Nova Scotia Power Inc.'s (NS Power, Company) letter of comment in the above-noted proceeding for approval of the GCP PPA.

NS Power has been consulted by the PA, consistent with the consultation contemplated under Section 13(1) of the Green Choice Program Regulations and Section 37(1) of the Renewable Electricity Regulations. The Company provides the following further limited comments with respect to the PA's Application.

Performance Security in the Pre-Commercial Operation Date (COD) Amount

As noted by the Consumer Advocate in its submission of September 9, 2026, Section 6.1 of the PPA does not provide a specific timeline for the provision by the Seller of the per-COD Performance Security. NS Power raised this point with the PA during consultation, and was advised that the timing of the provision of the pre-COD Performance Security would be clarified in the Request for Proposals (RFP) process. However, given that the PPA's potential ambiguity concerning this timing has now been raised by another party, and given that NS Power does not have legal standing

to enforce the provisions of the RFP documentation, the Company submits that it would be beneficial to specify a required deadline for posting of the Performance Security in Section 6.1(a) of the PPA that corresponds to the timelines that the PA has established in Section 3.10 of the draft RFP.

Curtailment Payment Timing

The PA's Application requests the authority to make changes to the provision of the PPA dealing with the timing of curtailment compensation payments. As the PA noted, NS Power has been working internally to clarify the process by which curtailment data will be obtained from the System Operator and used to calculate and make curtailment payments under the PPA. The PA has included a placeholder in Section 5.1(b) of the GCP PPA noting that, at the time of its filing, the administrative processes required to process such payments remained under development by NS Power. The Company has completed its review and can advise as follows:

- Curtailment amounts will be calculated and known at the end of each calendar month;
- NS Power will process and pay curtailment amounts in the month following the month in which the associated energy was billed; and
- Subsequent reviews of metering and settlement data may warrant adjustments to previously paid curtailment amounts, which will be applied on an ongoing basis as they arise.

NS Power supports the PA's request for authority to amend Section 5.1(b) of the standard form PPA to reflect this timing without the need for further application to the Board.

The form of PPA filed by Power Advisory in this matter is substantially similar to that which was approved in the Board's M11455 Decision and Order, dated May 28, 2024. Given this outcome and the relative similarity of the power purchase agreement presently under review, NS Power has not filed further substantive submissions in the current proceeding.

September 14, 2026
C. Henwood

If you have any questions or require any additional information with respect to this request, please contact the undersigned.

Yours truly,

A handwritten signature in blue ink, appearing to read 'Blake Williams', with a stylized flourish extending to the right.

Blake Williams
VP, Legal and Regulatory