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## QUESTIONS

### 1. Definitions

- 1.1 What is the scope of the definition of “stakeholders”?<sup>1</sup> Does it include all the usual intervenors in cases heard by the Régie?
- 1.2 What is the definition and application of “critical energy infrastructure” for electric power transmission systems in Québec?<sup>2</sup> Is this a concept that is used and applied in Québec’s electric energy sector?

### 2. Application of U.S. standards in Québec law

- 2.1 Is it possible to have access to “Attachment 2 to the NERC Compliance Monitoring and Enforcement Program document,” referred to in paragraph 2.3.4 of QROP?
- 2.2 How will NERC and NPCC ensure the consistency of the sanctions they recommend for Québec entities, based on the specific *Sanction Guide* for Québec?<sup>3</sup> Will they use the sanctions imposed in other jurisdictions in the U.S. and Canada as precedents, or will they use only Québec precedents?
- 2.3 Is use of the *ERO Sanction Guidelines* and NERC’s Rules of Procedure by NERC and NPCC consistent with application of a specific *Sanction Guide* for Québec?<sup>4</sup> Is it possible to have access to the applicable version of the *ERO Sanction Guidelines*?
- 2.4 NERC’s Rules of Procedure are referred to frequently.<sup>5</sup> Will these Rules of Procedure be approved by the Régie, as they are by FERC?
- 2.5 Paragraph 2.3.10.2 mentions NERC procedures in connection with the NPCC reporting of collected information to NERC. What procedures does this refer to?

### 3. Forums

- 3.1 What entities or organisations would be invited to forums conducted by NERC for regional entity compliance managers?<sup>6</sup> Would these forums be open to the Régie, to the Registered Entities, to stakeholders?

### 4. Site of operations

- 4.1 Will NERC carry out all QROP-related functions in Québec?
- 4.2 Where will the decision-making agency’s office be located? Will it always be in Québec, even for the purpose of exchanging written documents?

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1 See QROP paragraph 2.1.6.

2 See QROP paragraph 2.2.7.3.

3 See QROP paragraph 2.7.1.

4 See QROP paragraph 2.7.2.

5 For example, see QROP paragraph 2.2.7.3.

6 See QROP paragraph 2.2.2.3.

## 5. Language

- 5.1 What language will NERC use to communicate? Will it be possible to communicate with NERC in French at all times?
- 5.2 Are all NERC and NPCC documents, including the appeals process<sup>7</sup> and NERC's Rules of Procedure,<sup>8</sup> available in French?<sup>9</sup>

These questions also apply to NERC and NPCC compliance audits, compliance and certification committees, hearing bodies and appeal procedures, and to the *ERO Sanction Guidelines*.

## 6. Confidentiality

- 6.1 While it appears clear that information collected in connection with investigations and violations is confidential,<sup>10</sup> do the rules of confidentiality also apply to the nature of the complaint and the source of the complaint?

## 7. Documents

- 7.1 Where will confidential files about the Registered Entities, including compliance reports, be kept and stored? Will they remain in Québec or will they be in a foreign jurisdiction at any point?<sup>11</sup>
- 7.2 What access will the Registered Entities have to the documents that NERC and NPCC produce and submit to the Régie in connection with QROP implementation?<sup>12</sup>
- 7.3 Will the documents and information collected by NERC and NPCC remain in Québec?<sup>13</sup>

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<sup>7</sup> See QROP paragraph 2.2.6.

<sup>8</sup> There is frequent reference to NERC's Rules of Procedures; see for example paragraph 2.2.7.3.

<sup>9</sup> See paragraphs 2.3.10 and 2.3.11.

<sup>10</sup> See paragraphs 2.8.3 ff.

<sup>11</sup> Refer to QROP paragraph 2.1.9, which states that NERC will maintain a record of all reports related to reliability standards.

<sup>12</sup> For example, QROP paragraph 2.2.1.3 stipulates that NERC evaluations of the Compliance Monitoring and Enforcement program shall be provided to the Régie.

<sup>13</sup> See for example QROP paragraph 2.2.3.