

**ELECTRICITY INDUSTRY ACT 2004**  
**ELECTRICITY INDUSTRY (WHOLESALE ELECTRICITY - MARKET)**  
**REGULATIONS 2004**  
**Wholesale Electricity Market Rules**

**IMO AMENDING RULES RC\_2008\_28 MADE ON 16 January 2009**  
**These Amending Rules commence at 08.00am on 1 February 2009**

The following clauses are amended (~~deleted wording~~, new wording):

- 4.24.3. The only eligible sources of supplementary capacity are the following services ("**Eligible Services**"):
- (a) load reduction, that is measures to reduce a consumer's consumption of electricity supplied through the SWIS, but excluding reductions associated with the operation of Registered Facilities (including registered Loads) and reductions provided by a Market Customer with a Demand Side Programme that does not satisfy its Reserve Capacity Obligations for the current Reserve Capacity Cycle in accordance with clause 4.8.3(d) at the time the IMO seeks to acquire supplementary capacity; and
  - (b) the generation of electricity by generation systems that are not Registered Facilities;
  - (c) the generation of electricity by generation systems, or load reductions provided by loads, that are Registered Facilities but only to extent that the electricity is generated, or the load reduction is provided, by capacity for which the relevant Market Participant, either:
    - (i) does not hold Capacity Credits in the current Reserve Capacity Cycle; and
    - (ii) has not held Capacity Credits in the current Reserve Capacity Cycle or a previous Reserve Capacity Cycle; and
    - (iii) holds Capacity Credits in a subsequent Reserve Capacity Cycle;

or

    - (iv) provides evidence satisfactory to the IMO, prior to a Supplementary Capacity Contract taking effect, that:
      - 1. costs have been incurred to enable the provision of the capacity through the installation of physical equipment; and
      - 2. the capacity is in addition to the sent out capacity of the generation system, or the maximum amount of load that can be curtailed, that existed prior to the installation of the physical equipment.
- 4.24.19. Following each call for tenders for supplementary capacity or otherwise acquiring Eligible Services, the IMO must review the Supplementary Reserve Capacity provisions of this section 4.24 of the Market Rules with regard to the

Wholesale Market Objectives and must undertake a public consultation process in respect of the outcome of the review.