

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

IMO AMENDING RULES RC_2011_06 MADE ON 6 October 2011
These Amending Rules commence at 08.00am on 1 November 2011

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

2.8.11. Amending Rules are made:

...

- (b) for Rule Change Proposals to which clause 2.8.3 does not apply, when the IMO has decided to make the Amending Rules ~~in accordance with clause 2.6.4(h) or clause 2.7.8(g)~~ as notified under clause 2.6.4(f) or clause 2.7.8(e).

2.24.1. The fees charged by the IMO are:

- (a) Market Fees, System Operation Fees and Regulator Fees determined in accordance with clause 2.24.2;
- (b) Application Fees described in clauses 2.33.1(a), 2.33.2(a), 2.33.3(a), 2.33.4(a), 2.33.5(a), and 4.9.3(c); and
- (c) A Reassessment Fee described in clause 4.11.11.

2.24.2A. The IMO must determine and publish a level of revised Market Fee rate, System Operation Fee rate or Regulator Fee rate (as applicable) within five Business Days of receiving the information, if in any year:

- (a) the Minister's notifies approval of the IMO budget proposal later than 30 June; or

...

2.34.12. The IMO must consult with System Management before making a decision requiring a Rule Participant to provide updated Standing Data under clause 2.34.11, excluding any Standing Data described in the following clauses of Appendix 1:

- ~~(a)~~i. clause (c);
- ~~(b)~~ii. clause (e) v;
- ~~(c)~~iii. clause (h) vi;
- ~~(d)~~iv. clause (i) xA;
- ~~(e)~~v. clause (k) i.7;
- ~~(f)~~vi. clause (k) ii.2;
- ~~(g)~~vii. clause (l) iii.4;

~~(h)~~^{viii}. clause (l) iii.5; and

~~(i)~~^{ix}. clause (m).

3.19.12. ...

(f) The determined amount of compensation:

- i. if less than or equal to \$50,000, must be paid to the applicant in accordance with Chapter 9 in respect of the Trading Month during which the determination is made; and
- ii. if greater than \$50,000, must be paid to the applicant in accordance with Chapter 9 in equal ~~installments~~instalments over between one and six Trading Months as determined by the IMO, where:

...

3.21.9. In its determination of a Consequential Outage under clause 3.21.2, System Management must accept the information provided by a Market Participant under clause 3.21.8 ~~unless~~unless the information is inconsistent with other information held by System Management.

4.1.13. Each Market Participant must provide to the IMO any Reserve Capacity Security required in accordance with clause 4.13.1 not later than 5 PM of the last Business Day falling on or before:

(a) for Reserve Capacity Cycles up to and including 2010:

- ~~(i)~~₁ 10 August of Year 1 of the relevant Reserve Capacity Cycle if any of the Facility's Certified Reserve Capacity is specified to be traded bilaterally in accordance with clause 4.14.1(c); or
- ~~(ii)~~₂ 29 August of Year 1 of the relevant Reserve Capacity Cycle if any of the Facility's Certified Reserve Capacity is specified to be offered into the Reserve Capacity Auction in accordance with clause 4.14.1(a) and where none of the Facility's Certified Reserve Capacity is specified to be traded bilaterally in accordance with clause 4.14.1(c);

...

4.1.18. If a Reserve Capacity Auction proceeds, then the IMO must:

(a) run the Reserve Capacity Auction on the first Business Day falling on or following:

- i. 3 October of 2005, in the case of the first Reserve Capacity Cycle;
- ii. 1 September of Year 1, in the case of subsequent Reserve Capacity Cycles up to and including 2010; and
- iii. 15 September of Year 1, in the case of Reserve Capacity Cycles from 2011 onwards; and

- (b) ~~must~~ publish the results in accordance with clause 4.19.5 by 5 PM of that day.
- 4.5.9. The Planning Criterion to be used by the IMO in undertaking a Long Term PASA study is that there should be sufficient available capacity in each Capacity Year during the Long Term PASA ~~Planning Study~~ Horizon to:
- ...
- 4.10.1. The information to be submitted with an application for certification of Reserve Capacity must pertain to the Reserve Capacity Cycle to which the certification relates, must be supported by documented evidence and must include, where applicable, the following information:
- (a) the identity of the Facility;
 - (b) the Reserve Capacity Cycle to which the application relates;
 - (bA) with the exception of applications for Conditional Certified Reserve Capacity:
 - i. ~~—~~ evidence of an Arrangement for Access or evidence that the Market Participant has accepted an Access Proposal from the relevant Network Operator made in respect of the Facility and that the Facility will be entitled to have access from a specified date occurring prior to the date specified in clause 4.10.1(c)(iii)(7), including the level of unconstrained access and details of any constraints that may apply;
- ...
- 4.25.4F. A Market Participant may not offer a Demand Side Programme for supplementary ~~Reserve~~ capacity if the Demand Side Programme has had its Capacity Credits reduced in accordance with clause 4.25.4C for any part of that Capacity Year.¹
- 5.1.1. A Network Control Service is a service provided by ~~distributed~~ generation or demand side management that can be a substitute for transmission or distribution network upgrades.
- 6.3B.1B. If the Market Participant's Standing STEM Submission has not been successfully converted into a daily STEM Submission for the Trading Day in accordance with clause 6.3B.1A, then the IMO must adjust the Standing STEM Submission to make it a valid STEM Submission with respect to the Trading Day. The adjustment will be made as follows:
- (a) if the cumulative MWh quantity over all Price-Quantity Pairs is greater than the Maximum Supply Capability as calculated under clause 6.3A.2(a), the Price-Quantity Pairs will be adjusted downward so that the cumulative MWh quantity over all Price-Quantity Pairs equals the Maximum Supply Capability. This will be achieved by deleting successively or reducing the highest price Price-Quantity Pairs until the

¹ The IMO notes that the amendments to clause 4.25.4F reflect the Amending Rules resulting from the Rule Change Proposal: Curtailable Loads and Demand Side Programmes (RC_2010_29)

~~cumulative~~cumulative MWh quantity over all remaining Price-Quantity Pairs equals the Maximum Supply Capability as calculated under clause 6.3A.2(a);

...

6.6.3A. For the purpose of Regulation 37(a) of the Electricity Industry (Wholesale Electricity Market) Regulations 2004, where a civil penalty is imposed for a contravention of clause 6.6.3, the civil penalty amount should be distributed amongst all Market Customers in proportion to their Market Fees calculated over the previous full 12 months, or part thereof if Market Commencement was less than 12 months prior to the date the civil penalty is received.

6.14.4. For the purposes of clause 6.14.3:

...

(d) the "Relevant Quantity" equals:

...

iii. the IMO's estimate of the amount by which energy provided by Market Generators other than the Electricity Generation Corporation deviates from the relevant Resource Plan quantities. This estimate equals:

...

7.6A.5. With respect to administration and reporting:

- (a) Representatives of System Management and the Electricity Generation Corporation must meet at least once per month to review the procedures operating under this clause 7.6A. The minutes of these meetings must be recorded by System Management;
- (b) At the meetings described in (a), System Management and the Electricity Generation Corporation must use best endeavours to address any issues arising from the application of the procedures operating under this clause 7.6A. Where agreement cannot be reached either party may seek arbitration by the IMO;
- (c) System Management must report to the IMO any instance where it believes that the Electricity Generation Corporation has failed to meet its obligations under this clause 7.6A;
- (d) The Electricity Generation Corporation may report to the IMO any instance where it believes that System Management has failed to meet its obligations under this clause 7.6A;
- (e) Upon request by the IMO, the Electricity Generation Corporation and System Management must make available to the IMO records created because of the operation of this clause 7.6A and procedures required by this clause 7.6A.

9.20.5. If a Notice of Disagreement relates to information provided to the IMO by a Metering Data Agent or System Management then as soon as practicable, but not later than five Business Days after the IMO confirms receipt of the Notice of Disagreement, the IMO must;

...

(c) require the Metering Data Agent or System Management (as applicable) to investigate the accuracy of the item and to provide a response by the time specified under paragraph (b):

...

ii. if applicable, a revised value for the item, ~~which may be a revised value,~~ that the Metering Data Agent or System Management (as applicable) considers to be in compliance with these Market Rules and accurate.

9.24.5. If, five Business Days after a Payment Default, the IMO is yet to recover in full the overdue amount, then it must raise a Default Levy from all Market Participants (other than Market Participants with unrecovered Payment Defaults) to cover the remaining shortfall (including interest calculated in accordance with clause 9.22.7). The IMO will determine the amount to be paid by each Market Participant, having regard to the absolute value of the MWh of generation or consumption, determined in accordance with the Metered Schedules, for each Market Participant for Trading Intervals during the most recent Trading Month for which Non-STEM Settlement Statements have been issued, as a proportion of the total of those values for all Market Participants (other than Market Participants with unrecovered Payment Defaults).

Glossary

Secretariat: ~~The~~ the secretariat of the Market Advisory Committee.

Working Group: A a-working group as established under clause 2.3.17 of these Market Rules.

Appendix 1

...

(k) For each Registered Facility:

...

ii. Network Control Service information including:

1. the identity of any Network Operator that has entered into a Network Control Service Contract in relation to the Facility;
2. the unique identifier for any Network Control Service Contract applicable to the Facility provided by a Network Operator in accordance with clause 5.3A.1(c); and
3. whether the Facility is subject to a Network Control Service Contract that requires the Facility not to be part of an aggregated Facility; and

iii. the Facility Dispatch Tolerance;

...

Appendix 3

...

Step 10: For each Availability Class report the capacity shortfall;

...

- In the case of the ~~reserve capacity auction~~ Reserve Capacity Auction, this indicates the amount to be procured through supplementary capacity ~~auctions~~.

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