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| **MODIFICATION PROPOSAL FORM (Draft)** |
| **Proposer***(Company)* | **Date of receipt***(assigned by System Operator)* | **Type of Proposal***(delete as appropriate)* | **Modification Proposal ID***(assigned by System Operator)* |
| **EirGrid & SONI** | **16/01/2020** | **Urgent** | **CMC\_01\_20** |
| **Contact Details for Modification Proposal Originator** |
| **Name** | **Telephone number** | **Email address** |
| **Aodhagán Downey** | **01-2370000** | **Aodhagan.downey@eirgrid.com** |
| **Modification Proposal Title** |
| **Modification to the required timeframe for a T-4 Capacity Auction to take place**  |
| **Documents affected***(delete as appropriate)* | **Section(s) Affected** | **Version number of CMC used in Drafting** |
| **Capacity Market Code** | **D.2.1.5, Glossary** | **CMC V3.0** |
| **Explanation of Proposed Change***(mandatory by originator)* |
| The purpose of this modification is to amend the period during which a T-4 Auction can take place. In the general case, the objective of this change would be to allow greater flexibility in the scheduling of T-4 auctions.In the specific case of the T-4 2023/24 Capacity Auction, it is necessary to seek this modification to allow this auction to take place on a date which complies fully with the provisions of the Capacity Market Code. Specifically, it is proposed to change the period within which a T-4 auction can take place from 42-56 months (current CMC provision) to 41-56 months (provision proposed by the modification) prior to the start of the relevant Capacity Year.   |
| **Legal Drafting Change***(Clearly show proposed code change using* ***tracked*** *changes, if proposer fails to identify changes, please indicate best estimate of potential changes)* |
| D.2.1.5 Subject to paragraph D.2.1.17, the Capacity Auction Run Start included in the Capacity Auction Timetable will:* + - * 1. for a T-1 Auction, fall no less than two and no more than thirteen months prior to the start of the relevant Capacity Year;
				2. for a T-2 Auction, fall in the period no less than fourteen and no more than twenty-eight months prior to the start of the relevant Capacity Year;
				3. for a T-3 Auction, fall in the period no less than twenty-nine and no more than forty-one months prior to the start of the relevant Capacity Year; and
				4. for a T-4 Auction, fall in the period no less than forty-one and no more than fifty-four months prior to the start of the relevant Capacity Year.

**Glossary** (Amend Definition)**T-4 Auction** means a Capacity Auction held for the purposes of awarding Awarded Capacity for a Capacity Year not less than 41 months and not more than 54 months before the start of the Capacity Year. |
| **Modification Proposal Justification***(Clearly state the reason for the Modification)* |
| It has become necessary for the System Operators to propose amendments to the milestones contained in the SEM Committee approved T-4 2023/2024 Capacity Market Timetable. As the Capacity Market Code is currently written, a revised timetable would result in the T-4 2023/2024 Auction being completed outside the period allowed for in D.2.1.5. This modification is therefore necessary to enable the System Operators to discharge their obligations under the Capacity Market Code and to meet all procedural and compliance requirements associated with running the Capacity Market. |
| **Code Objectives Furthered***(State the Code Objectives the Proposal furthers, see Sub-Section A.1.2 of the CMC Code Objectives)* |
| * + 1. Capacity Market Code Objectives
			1. This Code is designed to facilitate achievement of the following objectives (the “**Capacity Market Code Objectives**”):
				1. to facilitate the efficient discharge by EirGrid and SONI of the obligations imposed by their respective Transmission System Operator Licences in relation to the Capacity Market;
				2. to facilitate the efficient, economic and coordinated operation, administration and development of the Capacity Market and the provision of adequate future capacity in a financially secure manner;
 |
| **Implication of not implementing the Modification Proposal***(State the possible outcomes should the Modification Proposal not be implemented)* |
| The immediate impact is that a revised timetable would result in the T-4 2023/2024 Auction being completed outside the period allowed for in D.2.1.5. The System Operators will be unable to discharge their obligations in line with the Capacity Market Code. |
| **Impacts***(Indicate the impacts on systems, resources, processes and/or procedures)* |
| No material impact to systems, resources and processes/procedures. |
| ***Please return this form to the System Operators by email to*** ***CapacityModifications@sem-o.com*** |

**Notes on completing Modification Proposal Form:**

1. **If a person submits a Modification Proposal on behalf of another person, that person who proposes the material of the change should be identified on the Modification Proposal Form as the Modification Proposal Originator.**
2. **Any person raising a Modification Proposal shall ensure that their proposal is clear and substantiated with the appropriate detail including the way in which it furthers the Code Objectives to enable it to be fully considered by the Regulatory Authorities.**
3. **Each Modification Proposal will include a draft text of the proposed Modification to the Code unless, if raising a Provisional Modification Proposal whereby legal drafting text is not imperative.**
4. **For the purposes of this Modification Proposal Form, the following terms shall have the following meanings:**

**CMC / Code: means the Capacity Market Code for the Single Electricity Market**

**Modification Proposal: means the proposal to modify the Code as set out in the attached form**

**Derivative Work: means any text or work which incorporates or contains all or part of the Modification Proposal or any adaptation, abridgement, expansion or other modification of the Modification Proposal**

**The terms “System Operators” and “Regulatory Authorities” shall have the meanings assigned to those terms in the Code.**

**In consideration for the right to submit, and have the Modification Proposal assessed in accordance with the terms of Section B.12 of the Code, which I have read and understand, I agree as follows:**

**1. I hereby grant a worldwide, perpetual, royalty-free, non-exclusive licence:**

* 1. **to the System Operators and the Regulatory Authorities to publish and/or distribute the Modification Proposal for free and unrestricted access;**
	2. **to the Regulatory Authorities to amend, adapt, combine, abridge, expand or otherwise modify the Modification Proposal at their sole discretion for the purpose of developing the Modification Proposal in accordance with the Code;**
	3. **to the System Operators and the Regulatory Authorities to incorporate the Modification Proposal into the Code;**

**1.4 to all Parties to the Code and the Regulatory Authorities to use, reproduce and distribute the Modification Proposal, whether as part of the Code or otherwise, for any purpose arising out of or in connection with the Code.**

**2. The licences set out in clause 1 shall equally apply to any Derivative Works.**

**3. I hereby waive in favour of the Parties to the Code and the Regulatory Authorities any and all moral rights I may have arising out of or in connection with the Modification Proposal or any Derivative Works.**

**4. I hereby warrant that, except where expressly indicated otherwise, I am the owner of the copyright and any other intellectual property and proprietary rights in the Modification Proposal and, where not the owner, I have the requisite permissions to grant the rights set out in this form.**

**5. I hereby acknowledge that the Modification Proposal may be rejected by the Regulatory Authorities and that there is no guarantee that my Modification Proposal will be incorporated into the Code.**