

Trading and Settlement Code Modifications Committee
c/o Esther Touhey
SEMO Modifications Committee Secretariat
The Oval
160 Shelbourne Rd
Dublin 4

30 September 2024

Our Ref: F/28120

SEM Committee Decision for the Regulatory Authorities in relation to Mod_06_24 (Final Recommendation FRR_06_24)

Dear Esther,

On 25 September 2024, the Modifications Committee submitted its Final Recommendation Report (FRR) with regard to Modification Proposal Mod_06_24 'SEMO Preparatory Actions for ART13.7 CEP' in accordance with Paragraph B.17.18.1 of Part B of the SEM Trading and Settlement Code (TSC). The Modification Proposal Mod_06_24 was submitted to the Modifications Committee by SEMO on 13 September 2024. Modification Proposal Mod_06_24 was determined by the Regulatory Authorities to be an Urgent Modification under paragraph B.17.16.3 of the TSC and it was discussed and voted on at Emergency Modifications Committee Meeting 124B on 19 September 2024.

This Modification, proposed by SEMO, has been proposed to ensure that funds collected through the Imperfection Charges for potential payments under Article 13(7) of Regulation (EU)2019 / 943, in the context of the ongoing judicial review proceedings in Ireland of SEMC decision SEM/22/009, are ring-fenced and available to meet any potential liability. The creation

of new MO accounts also gives certainty in respect of the financial impact to the market and allows the funds to be held in trust in a transparent way.

The RAs note that this Modification was recommended for approval on a unanimous basis by the Modifications Committee.

Considering the above, and in accordance with Paragraph B.17.20 of the Code, the SEM Committee directs that a Modification, as set out in Appendix 1 of FRR_06_24, is implemented on the Settlement Day after this letter is issued.

Yours sincerely,

Kevin Hagan
Manager
Wholesale Electricity Markets
Commission for Regulation of Utilities

Lisa Tate
Manager
All-Island Regulation
Utility Regulator

(Sent by email with no signature)