

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

03 November 2021

Our Ref: F/23/454

SEM Committee Decision for the Regulatory Authorities in relation to Mod_18_21 (Final Recommendation FRR_18_21)

Dear Esther,

On 29 October 2021, the Modifications Committee submitted its Final Recommendation Report (FRR) with regard to Urgent Modification Proposal Mod_18_21 'Temporary Derogation from SEMO Charges Related to Mod_02_21' in accordance with Paragraph B.17.18.1 of Part B of the SEM Trading and Settlement Code (TSC). The Urgent Modification Proposal Mod_18_21 was submitted to the Modifications Committee by the RAs on 8 October 2021 and discussed and voted on at Meeting 107 on 21 October 2021.

This Modification provides for the Market Operator to seek a derogation from the application of certain Trading Charges in the specific circumstances relating to Modification Proposal Mod_02_21. This would apply in respect of charges arising due to RO events in the market during the period 12 August 2021 to 29 September 2021, where those charges would not have arisen if Mod_02_21 had been in effect and where the amounts may in totality be of sufficient materiality to have a potentially detrimental effect on the overall market.

The Modification proposes to add temporary changes to the Code through Section H 'Interim Arrangements' from the date the Modification is made effective until 1 January 2022, to allow the Market Operator to apply to the Regulatory Authorities for a derogation related to the invoicing of the Trading Charges for the relevant period.

The Regulatory Authorities note that following discussion of the legal drafting and comments received from a number of Modifications Committee Members, this Modification was recommended for approval by twelve Committee Members and recommended for rejection by one Member. A number of comments were addressed by the Regulatory Authorities and SEMO with revised legal drafting included as part of the FRR.

Considering the above, and in accordance with Paragraph B.17.20 of the Code, the SEM Committee direct that a Modification, as set out in FRR_18_21, is implemented on a Settlement Day basis with effect from one Working Day after this letter is issued.

Yours sincerely,

Grainne Black
Manager
Wholesale Electricity Markets
Commission for Regulation of Utilities

Leigh Greer
Manager
Wholesale Electricity Markets
Utility Regulator