

NOTICE OF ARBITRATION**Form 3**

(Section 3.9.2 of Chapter 3 of the
Singapore Electricity Market Rules)

Notes:

1. A party may submit a matter to the Dispute Resolution Counsellor for arbitration if:
 - (a) the Dispute Resolution Counsellor informs the parties in writing that mediation is not an appropriate means of resolving their dispute;
 - (b) the parties fail to resolve their dispute after attending a mediation session;
 - (c) the dispute is not resolved within 20 business days after the mediator is appointed (or longer if the parties agree in writing);
 - (d) the dispute is over a request for compensation in section 3.3.1.5 that is not resolved under section 3.11 of the Singapore Electricity Market Rules; or
 - (e) the dispute is over a final settlement statement in section 5.6.6 that is not resolved under section 5.6.7 of Chapter 7 of the Singapore Electricity Market Rules.

2. To submit a matter to the Dispute Resolution Counsellor for arbitration, you have to file a notice of arbitration with the Dispute Resolution Counsellor.

Dispute Resolution Counsellor
c/o Market Assessment Unit
238A Thomson Road
#11-01 Novena Square Tower A
Singapore 307684
Tel: 6779 3000
Fax: 6533 0340
Email: mau@emcsg.com

3. You do not need to provide the information requested in items 2 to 5 of this form if it has already been provided in a notice of mediation.

To: Dispute Resolution Counsellor

From:

Name of organization _____

Main DMS contact

Name _____

Position _____

Tel _____ Mobile _____

Fax _____ Email _____

Address _____

Alternate DMS contact

Name _____

Position _____

Tel _____ Mobile _____

Fax _____ Email _____

Address _____

Signature _____

Name _____

Date _____

2. Other Party(ies) to the Dispute

2.1 Name of organization _____

Main DMS contact

Name _____

Position _____

Tel _____ Mobile _____

Fax _____ Email _____

Address _____

Alternate DMS contact

Name _____

Position _____

Tel _____ Mobile _____

Fax _____ Email _____

Address _____

2.2 Name of organization _____

Main DMS contact

Name _____

Position _____

Tel _____ Mobile _____

Fax _____ Email _____

Address _____

Alternate DMS contact

Name _____

Position _____

Tel _____ Mobile _____

Fax _____ Email _____

Address _____

2.3 Name of organization _____

Main DMS contact

Name _____

Position _____

Tel _____ Mobile _____

Fax _____ Email _____

Address _____

Alternate DMS contact

Name _____

Position _____

Tel _____ Mobile _____

Fax _____ Email _____

Address _____

(Please attach additional sheets if necessary)

3. Grounds of the Dispute

(Please attach additional sheets if necessary)

4. Remedy Sought

5. Contested amount, if any

6. Conditions

(A) Type of Dispute

- Dispute between EMC and a market participant in respect of market rules, market manual, system operation manual or agreement referred to in market rules, market manual or system operation manual to which the relevant disputants are parties
- Dispute between EMC and a market support services licensee in respect of market rules, market manual, system operation manual or agreement referred to in market rules, market manual or system operation manual to which the relevant disputants are parties
- Dispute between PSO and a market participant in respect of market rules, market manual, system operation manual or agreement referred to in market rules, market manual or system operation manual to which the relevant disputants are parties
- Dispute between PSO and a market support services licensee in respect of market rules, market manual, system operation manual or agreement referred to in market rules, market manual or system operation manual to which the relevant disputants are parties
- Dispute between EMC and an applicant in respect of EMC's denial to register the applicant as a market participant
- Dispute between EMC and an applicant in respect of EMC's denial to authorize the applicant to participate as a market support services licensee
- Dispute between a market participant and a market participant(s) in respect of market rules, market manual, system operation manual
- Dispute between a market participant and a market participant(s) in respect of a connection agreement
- Dispute between a market participant and a market participant(s) in respect of a retailer UoS agreement
- Dispute between a market participant and a market participant(s) in respect of any other agreement to which the relevant disputants are parties and where parties agree to apply the dispute resolution process in section 3 of Chapter 3 of the Singapore Electricity Market Rules
- Dispute between a market participant and a market participant(s) in respect of market rules, market manual, system operation manual
- Dispute between a market participant(s) and a market support services licensee(s) in respect of a market participant – market support services licensee agreement
- Dispute between a market participant(s) and a market support services licensee(s) in respect of a market support services agreement
- Dispute between a market participant(s) and a market support services licensee(s) in respect of a vesting contract
- Dispute between a market participant(s) and a market support services licensee(s) in respect of any other agreement to which the relevant disputants are parties and where

parties agree to apply the dispute resolution process in section 3 of Chapter 3 of the Singapore Electricity Market Rules

- Dispute between EMC and a market participant in respect of a request for compensation made under section _____ of Chapter 5 of the Singapore Electricity Market Rules
- Dispute between EMC and a market support services licensee in respect of a request for compensation made under section _____ of Chapter 5 of the Singapore Electricity Market Rules
- Dispute between PSO and a market participant in respect of a request for compensation made under section _____ of Chapter 5 of the Singapore Electricity Market Rules
- Dispute between PSO and a market support services licensee in respect of a request for compensation made under section _____ of Chapter 5 of the Singapore Electricity Market Rules
- Dispute between EMC and PSO in respect of market rules, manual manual, system operation manual or agreement to which the disputants are parties and relates to the functions, powers and duties of the EMC or the PSO in market rules, market manual or system operation manual.

(B) Time Limit

Date dispute arose _____

- The notice of dispute was served within 120 business days from the date when the party serving the notice of dispute knew or should have reasonably known of the events giving rise to the cause of action
- (For a dispute in respect of a connection agreement)
The notice of dispute was served within 750 business days from the date the party serving the notice of dispute knew or should have reasonably known of the events giving rise to the cause of action
- (For a dispute in respect of a retailer UoS agreement)
The notice of dispute was served within 370 business days from the date when the events giving rise to the cause of action occurred
- (For a dispute over a request for compensation)
The request for compensation was made within 10 business days of the date that the events giving rise to the potential entitlement to compensation occurred, or the date that the claimant knew or should have reasonably known of the event giving rise to the potential entitlement to compensation, whichever is later
- (For a dispute over a final settlement statement where the dispute relates to the accuracy of metering data)
The notice of dispute was submitted to the Dispute Resolution Counsellor when not more than 40 business days has elapsed since the date on which the final settlement statement to which the notice of dispute relates was issued
- (For a dispute over a final settlement statement where the dispute does not relate to the accuracy of metering data)

The notice of dispute was submitted to the Dispute Resolution Counsellor when not more than 20 business days has elapsed since the date on which the final settlement statement to which the notice of dispute relates was issued

(C) Minimum Sum

- The notice of dispute includes a claim for damages and the aggregate of that claim for damages (exclusive of claims for costs) in respect of a given event and a given person, exceeds \$5,000

DISPUTE RESOLUTION COUNSELLOR USE ONLY

1. Date

Date received _____

2. Conditions

The conditions in section 3.9.6 of Chapter 3 of the Singapore Electricity Market Rules are met

- Yes
- No

Notice pursuant to section 3.9.7 or section 3.9.8 of the Singapore Electricity Market Rules has been sent to the parties

- Yes Date _____
- No