

**DETERMINATION OF THE MARKET SURVEILLANCE AND COMPLIANCE PANEL
MSCP/2004/D7**

Market Surveillance and Compliance Panel (“MSCP”)

Mr Joseph Grimberg, Chair
Professor Lim Chin
Mr Lee Keh Sai
Mr TPB Menon

Date of Determination

14 September 2004

Party

Energy Market Company Pte Ltd (“EMC”)

Subject

Late Price Revision Advisory Notice

Applicable Rule(s) in the Singapore Electricity Market Rules (the “market rules”)

1. Section 9.3.2B of Chapter 6

“Where prices are confirmed subject to revision, the EMC shall issue, as soon as possible but no later than 2 business days prior to the time at which the preliminary settlement statements for the relevant dispatch day must be issued in accordance with section 5.2.1 of Chapter 7, price revision advisory notices for the relevant dispatch day in such manner as will provide adequate notice, using electronic means, or in the case where electronic means are not available, by any other means it considers suitable, and containing the applicable information in Appendix 6H.”

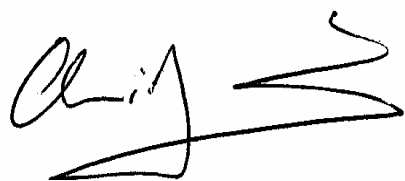
Facts and Circumstances

2. The preliminary settlement statements for dispatch day 18 July 2003 were required under section 5.2.1 of Chapter 7 to be issued on 28 July 2003. Any price revision advisory notice for dispatch day 18 July 2003 was therefore required to be issued no later than 24 July 2003. The EMC failed to issue the price revision advisory notice in relation to period 35 for dispatch day 18 July 2003 by 24 July 2003. It was issued on 25 July 2003, one day after the required deadline.

3. According to the EMC, it was unable to conduct the rerun of the market clearing engine required to issue the price revision advisory notice by 23 July 2003 due to internal coordination and system problems. To prevent recurrence of this incident, the EMC reviewed its internal procedures on carrying out reruns to improve coordination.

Determination

4. The MSCP determined on the basis of the facts referred to above, that the EMC breached section 9.3.2B of Chapter 6 of the market rules.
5. On 11 February 2004, the MCSP issued a letter informing the EMC that it considered that the EMC had prima facie breached section 9.3.2B of Chapter 6 of the market rules and invited the EMC to make written representations. No written representations were received by the expiry of the stipulated deadline.
6. However, the breach was self-reported and was quickly rectified without impact on the market.
7. Therefore, the MSCP determined that the appropriate enforcement action to be taken is to issue a letter of non-compliance to the EMC and directs the EMC to pay costs, fixed at \$1,000.



Lim Chin
for and on behalf of
Chair, Market Surveillance and Compliance Panel