

Based on the
**Singapore
Electricity
Market Rules**



Energy
Market
Company

Derogation Application Form

including explanatory notes.

**Market Rules
References**

Chapter 1
Section 14.1

Please read this important information to help you complete this form.

Why do you need to complete this form?

The Energy Market Company Pte Ltd (EMC) is the market operator for the wholesale electricity market in Singapore and has responsibility for processing derogation requests relating to the Singapore Electricity Market Rules (the 'Market Rules'), any Market Manuals or the System Operations Manual and monitoring the effects of derogations. You must complete this form if you want to:

- submit an application for an exemption from compliance with a specific obligation, requirement or standard which is or may be imposed on you or in respect of your facilities or equipment by the Market Rules, any Market Manuals or the System Operations Manual.
- submit an application for a permanent exemption from any obligation, requirement or standard which is or may be imposed on you or in respect of your facilities or equipment by the Market Rules, any Market Manual or the System Operations Manual.

What about derogation applications under any Codes of Practice, Licence or Agreements?

You will need to submit your application for derogation under these regulatory documents to EMA.

Why has EMC developed this form?

We have developed this form to facilitate the derogation process described in the Market Rules. You should read the relevant sections of the Market Rules prior to completing the form.

Am I eligible to apply for derogation?

You must be a registered Market Participant before EMC can decide on your application. However, you may start applying for derogation while waiting for your electricity licence and/or approval of your registration as Market Participant and/or facilities registration.

What if EMC needs further information and clarification?

We may request further information or clarification to process your application. It is important that you respond promptly to our requests to help us process your application as efficiently as possible.

When will I know the outcome of my application?

You will be notified within 20 business days of receipt of your fully completed derogation application form. In the event that EMC is unable to issue a decision within 20 business days of receipt of the application, you will be notified, indicating the date on or before which the decision is expected to be issued.

How much is the application fee?

The application fee is S\$5,500 (inclusive of GST) per application. Please make the crossed cheque payable to "Energy Market Company Pte Limited" and attach it to your application form. EMC reserves the right to levy a fee any time in the future to defray additional costs associated with processing your derogation application. (Please refer to appendix A for the derivation of the application fee.)

How do I submit the application form?

Completed application forms should be submitted to Energy Market Company Pte Ltd, Market Administration at **4 Shenton Way #03-01 SGX Centre 2 Singapore 068807** by registered post or by courier.

General instructions on completing the application form

- Please print legibly.
- No field or any part thereof is to be left blank. Please state 'Nil' or 'Not Applicable' where appropriate.

Chapter 1,
Section 14.3.1

Chapter 1,
Section 14.7.3

A. UNDERTAKING

*I/We hereby certify that the particulars contained in this application for derogation are true to the best of *my/our knowledge and belief.

*I/We understand that information submitted for derogation application will be published in its entirety unless parts of this information over which confidentiality is claimed are highlighted.

*I/We undertake to inform EMC in writing of any change of information and provide information and documentation as may be required by the EMC.

^ΦName: _____ Signature: _____ Date: _____

^ΦName: _____ Signature: _____ Date: _____

* Delete where applicable.

^Φ Person(s) that is duly authorized, by the applying company/under the seal of the applying company, to complete this derogation application form.

B. DEROGATION APPLICANT – GENERAL INFORMATION

1. Organization name (in full): _____

2. Electricity Licence No.: _____

3. Market Participant Registration No.: _____

4. Mailing Address: _____

5. Tel/Mobile No.: _____ Fax No.: _____

6. Web Site (URL): _____

C. DEROGATION APPLICANT – MAIN CONTACT

7. Name / Designation: _____

8. E-mail address: _____

9. Tel/Mobile No.: _____ Fax No.: _____

D. DEROGATION APPLICANT – ALTERNATIVE CONTACT

7. Name / Designation: _____

8. E-mail address: _____

9. Telephone No.: _____ Fax No.: _____

E. INFORMATION ABOUT THE DEROGATION APPLICATION

Chapter 1,
Section 14.2

10. What is the subject of your derogation application?

Singapore Electricity Market Rules
(Chapter, section and clause number): _____

System Operations Manual
(Chapter, section and clause number): _____

Market Manuals
(Chapter, section and clause number): _____

11. Please specify the duration for which you would like the derogation granted in months: _____

Please use
separate
sheet

F. DOCUMENTATION TO BE ATTACHED TO APPLICATION FORM

12. Please quote (including section number(s)) policy, standard or procedure to which this derogation application relates.
13. Please detail the reasons and justify your derogation request.
14. Please attach a plan specifying:
 - the manner and time within which the derogation applicant will become compliant with the obligation, requirement or standard that is the subject of the derogation application; and
 - the manner in which the derogation applicant proposes to mitigate any adverse effects of any non-compliance with the obligation, requirement or standard, and to operate or modify its equipment or facilities or to otherwise conduct its operations during the period of time for which the derogation would be in effect so as to operate in a manner that achieves, as closely as possible, the objectives of the obligation, requirement or standard that is the subject of the derogation application; and
 - the derogation applicant's estimate of any costs that may be imposed on the EMC, the PSO, market participants or market support services licensees if the derogation requested in the derogation application were to be granted.
15. Please submit written confirmation from the EMC, the PSO, market participants (if available) or market support services licensees that they are agreeable to the estimated costs that are likely to be imposed on them if derogation application were to be granted.
16. Please provide a detailed assessment as to whether or not the derogation application, if granted, would:
 - materially threaten the ability of the PSO to direct the operation or maintain the reliability of the power system;
 - materially affect the ability of the EMC to operate the wholesale electricity market in an efficient manner;

- give the derogation applicant an undue preference or advantage over other market participants in the wholesale electricity market ;
- impose significant extra costs on market participants or market support services licensees; or
- impose significant extra costs on the EMC or the PSO.

17. Please provide a detailed assessment as to whether the cost or delay to the derogation applicant of complying with the obligation, requirement or standard that is the subject of the derogation application is unreasonable, having regard to:

- the nature of such obligation, requirement or standard;
- the identity and nature of the derogation applicant; and
- the anticipated impact of non-compliance by the derogation applicant with such obligation, requirement or standard in terms of the elements referred to above.

18. Please provide an estimation of the cost that may be incurred by the derogation applicant as a result of a withdrawal or modification to this derogation if it had been granted.

- End -

EMC's disclaimer

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Application fee for derogation

No.	Description	Estimated Time (hr)	Cost including Overheads(\$)
1	Initial registration, verification of information, check with Dispute Resolution Counsellor, market surveillance panel, PSO, MSSL, Market Operations as well as IT (where appropriate) & publish application on EMC web site.	4	146.00
2	Receive clearance from PSO, MSSL and the panels if necessary and screen all submissions received.	4	146.00
3	Draft terms and conditions (if necessary) and send to legal counsel for vetting.	2	235.00
4	Draft report including terms and conditions to the EMC Board and discuss with team leaders.	6	616.00
5	Submit report to EMC Board for approval.	2	3,928.00
6	Notify Market applicant and publish decision on EMC web site.	1	37.00
7	Monitor derogation plan (assuming derogation granted for 6 months).	6 (assuming 1hr per month)	392.00
Total:		<u>25 hrs</u>	<u>5,500.00</u>

Note: Any additional cost incurred or fees levied by a third party will be charged to applicant at cost.