



**Report by
Dispute Resolution Counsellor**

January 2014 to December 2014

31 March 2015

**This report is prepared for the Energy Market Company Pte Ltd and
the Energy Market Authority.**

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INTRODUCTION

This is a report by the Dispute Resolution Counsellor (“DRC”) on dispute resolution in relation to the wholesale electricity markets of the National Electricity Market of Singapore (“NEMS”) from 1 January 2014 to 31 December 2014.

DISPUTE RESOLUTION INSTITUTIONS

The dispute resolution institutions of the wholesale electricity markets of the NEMS comprise the DRC and the Dispute Resolution and Compensation Panel (“DRCP”). The DRCP is made up of a Mediation Panel and an Arbitration Panel.

The DRCP members are:-

Mediation Panel

1. Chandra Mohan
2. Daniel John
3. Danny McFadden
4. Geoff Sharp
5. Associate Professor Joel Lee
6. Associate Professor Lim Lei Theng
7. Dr Peter Adler
8. Robert Yu
9. Shirli Kirschner

Arbitration Panel

1. Ang Cheng Hock, Senior Counsel
2. Chelva Rajah, Senior Counsel
3. Giam Chin Toon, Senior Counsel
4. Gregory Thorpe
5. Harry Elias, Senior Counsel
6. Kenneth Tan, Senior Counsel
7. Professor Lawrence Boo
8. N Sreenivasan, Senior Counsel
9. Naresh Mahtani
10. Philip Jeyaretnam, Senior Counsel
11. Phillip Harris
12. Raymond Chan
13. Dr Robert Gaitskell, Queen’s Counsel
14. Tan Chee Meng, Senior Counsel
15. Professor Tan Cheng Han, Senior Counsel

MARKET ASSESSMENT UNIT

The Market Assessment Unit of Energy Market Company Pte Ltd supports the dispute resolution process for the wholesale electricity markets of the NEMS and assists the DRC and DRCP in discharging their functions.

DISPUTE RESOLUTION PROCESS

Dispute Resolution Stages

The NEMS has a comprehensive approach to dispute resolution which enables disputes to be resolved outside of the courts. It involves the following stages:

- **Negotiation** - The parties attempt to resolve the dispute in good faith using their dispute management systems. This stage is initiated by a party to a dispute serving a notice of dispute on the other parties and giving a copy to the DRC.
- **Mediation** – If the dispute is not resolved by the parties themselves, it may be submitted for mediation. The mediation is conducted by a mediator selected from the Mediation Panel. This stage is initiated by a party serving a notice of mediation on the DRC.
- **Arbitration** - If the dispute is not resolved by the parties through mediation, it may be submitted for arbitration. The arbitration is conducted by an arbitrator(s) selected from the Arbitration Panel. This stage is initiated by a party filing a notice of arbitration with the DRC.

DMS and DMS Contacts

The dispute resolution rules require each market player to implement a dispute management system (“DMS”). The DMS has to nominate a main DMS contact and an alternate DMS contact to be the first point of contact for the notification of disputes. The DMS has also to be consistent with the guidance notes of the DRC.

The current DMS contacts are:-

1. Air Products - Tang Siew Wai
2. Air Products - Shawn Zhang
3. CGNPC Solar-Biofuel - Zhang Hua
4. CGNPC Solar-Biofuel - Nelson Ong
5. Diamond Energy - Muhammed Iqbal
6. ECO Special Waste Management - Ethiraj Thirumalai
7. ECO Special Waste Management - Vincent Tang
8. Energy Market Company - Ambrose Chia
9. Energy Market Company - Tan Phaik Kim
10. ExxonMobil - Elaine Lee
11. ExxonMobil - Teddy Yong
12. GlaxoSmithKline - Chew Siou Ping
13. GlaxoSmithKline - Wong Joon Jee
14. Green Power Asia - Daniel Ma
15. Hyflux - Chin Si En
16. Hyflux - Calvin Quek
17. Keppel Infrastructure - Janice Bong
18. Keppel Infrastructure - Joelyn Wong
19. Keppel Merlimau Cogen - Sean Chan
20. Keppel Merlimau Cogen - Tini Mulyawati
21. National Environment Agency - Siew Weng Soon
22. National Environment Agency - Teresa Tan

23. PacificLight Power - Calvin Tan
24. PacificLight Power - Linda Wen
25. Pfizer - Lee Chin Hoo
26. Pfizer - Tan Meng Tong
27. Power System Operator - Loh Poh Soon
28. Power System Operator - Agnes Tan
29. Sembcorp Cogen - Ramesh Tiwari
30. Sembcorp Cogen - Loh Chin Seng
31. Sembcorp Cogen - Chua Gwen Heng
32. Sembcorp Power - H C Chew
33. Senoko Energy - Eveline How
34. Senoko Energy - Loo Hui Hua
35. Senoko Energy Supply - Eu Pui Sun
36. Senoko Energy Supply - Michelle Lim
37. Seraya Energy - Daniel Lee
38. Seraya Energy - Elaine Syn
39. Singapore LNG Corp - Vincent Lam
40. Singapore LNG Corp - Lam Zheng Xin
41. Singapore Oxygen Air Liquide - Lim Yong Yi
42. SP Power Assets - Chan Hung Kwan
43. SP Power Assets - Ong Sheau Chin
44. SP Services - Budiman Roesli
45. SP Services - Lawrence Lee
46. Tuas Power Generation - Priscilla Chua
47. Tuas Power Supply - Jazz Feng
48. Tuas Power Supply - Zhang Ai Jia
49. YTL PowerSeraya - Jonathan Chew
50. YTL PowerSeraya - Mark New

The contact particulars of the DMS contacts are published on the EMC website. This information will enable market participants to know who to contact in the event of a dispute.

DISPUTES

During the period 1 January to 31 December 2014, I did not receive any notice of dispute from market participants.

CONCLUSION

I would like to thank all market participants, DMS contacts and the Market Assessment Unit for supporting the work of the DRC. I look forward to working towards further improving the dispute resolution process of NEMS.



George Lim, *Senior Counsel*
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31 March 2015