

Notice of Market Rules Modification

Paper No.:	EMC/RCP/45/2009/289
Rule reference:	Chapter 2 Section 6.2 Chapter 3 Section 3.3.1
Proposer:	Energy Market Company
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Summary of Proposed Rule Modification:

The Market Rules provides for a market participant (MP) to transfer the registration of its registered facilities if:

- on the date the request is submitted, the proposed transferee is a MP that is not suspended ; and
- the transfer request is submitted at least 10 business days before the proposed date of transfer;

In a corporate restructuring where an existing MP (A) transfers its generation business to a proposed transferee (B) the above rules creates a problem. This is because B must be registered as a MP at least 10 business days before the proposed date of the transfer. B can be registered as a MP only if B has a generation licence. A will still need a generation licence to generate electricity before its facilities are transferred to B. Thus both A and B must concurrently hold valid generation licences for at least 10 business days. However EMA would not be able to grant overlapping licences to A and B. This means A cannot generate electricity during the 10 business days as its generation licence had been "reissued" to B. This would have serious commercial implications for the transferor/transferee and also the market if the capacity of generation facilities to be transferred is large.

Changes to the Market Rules and Market Administration Market Manual (Part 4) are proposed to address the problem.

Date considered by Rules Change Panel:	08 September 2009
Date considered by EMC Board:	24 September 2009
Date considered by Energy Market Authority:	13 October 2009

Proposed rule modification:

See attached paper.

Reasons for rejection/referral back to Rules Change Panel (if applicable):

PAPER NO. : **EMC/BD/05/2009**

RCP PAPER NO. : **EMC/RCP/45/2009/289**

SUBJECT : **AMENDMENTS TO THE REQUIREMENTS FOR
TRANSFER OF REGISTRATION OF REGISTERED
FACILITIES**

FOR : **DECISION**

PREPARED BY : **WANG JING
ANALYST**

REVIEWED BY : **PAUL POH LEE KONG
SVP, MARKET ADMINISTRATION**

DATE OF MEETING : **24 SEPTEMBER 2009**

Executive Summary

The Market Rules provides for a market participant (MP) to transfer the registration of its registered facilities if:

- on the date the request is submitted, the proposed transferee is a MP that is not suspended ; and
- the transfer request is submitted at least 10 business days before the proposed date of transfer;

In a corporate restructuring where an existing MP (A) transfers its generation business to a proposed transferee (B) the above rules creates a problem. This is because B must be registered as a MP at least 10 business days before the proposed date of the transfer. B can be registered as a MP only if B has a generation licence. A will still need a generation licence to generate electricity before its facilities are transferred to B. Thus both A and B must concurrently hold valid generation licences for at least 10 business days. However EMA would not be able to grant overlapping licences to A and B. This means A cannot generate electricity during the 10 business days as its generation licence had been “reissued” to B. This would have serious commercial implications for the transferor/transferee and also the market if the capacity of generation facilities to be transferred is large.

Changes to the Market Rules and Market Administration Market Manual (Part 4) are proposed to address the problem.

The RCP recommends that the Board **adopt** this proposal.

1. Introduction

This paper analyses EMC's proposal to amend the Market Rules and Market Administration Market Manual (Part 4) governing the transfer of the registration of registered facilities in the Singapore Wholesale Electricity Market (SWEM).

2. Background

Section 6.2.1 of Chapter 2 of the Market Rules provides that

"6.2.1 A *market participant* that wishes to transfer the registration of a *registered facility* ("transferor") to another person shall file with the *EMC* a request to transfer the registration of that *registered facility*... That request shall

6.2.1.1 be filed with the *EMC* at least ten business days before the transfer is proposed to take effect;

...

6.2.1.3 state the identity of the proposed transferee which shall be a *market participant* and not be a *suspended market participant* as at the date of the transfer request;

..."

Section 1.2.2 of Chapter 2 of the Market Rules provides that

"1.2.2 No person shall be registered by the *EMC* as a *market participant* unless the *EMC* is satisfied:

...

1.2.2.3 that the person has executed the *PSO/MP agreement*; and

1.2.2.4 that the person:

- a. if it engages in an activity for which an *electricity licence* is required under section 6 of the *Electricity Act*, holds an *electricity licence* permitting it to engage in such activity or has been exempt by an order made pursuant to section 8 of the *Electricity Act* from the obligation to hold such an *electricity licence*; and
- b. holds an *electricity licence* permitting the person to trade in the *wholesale electricity* markets."

The two sections above would mean that the proposed transferee, if it is not already a market participant (MP), must hold a valid electricity licence and have an executed PSO/MP agreement at least 10 business days before the proposed date of transfer. This is so that it can be first registered as a MP and then be eligible to be identified as the proposed transferee on the date that the transfer request is filed.

In addition, Section 6 of the *Electricity Act* provides that

“6. —(1) No person shall —
(a) engage in the generation of electricity;
...
(f) trade in any wholesale electricity market;
...
unless he is authorised to do so by an electricity licence granted under section 9 or is exempted under section 8.”

This would mean that during the 10 business days when the registration of the facilities to be transferred is still held by the transferor, the transferor will still need a valid generation licence for it to generate electricity.

3. Analysis

3.1 Issues identified

As explained in section 2 above, both the transferor and the transferee would need to hold a valid and relevant electricity licence during the 10 business days notice period. In a corporate restructuring where an existing MP (A) transfers its generation facilities to a proposed transferee (B), which is not yet a MP these rules create a problem.

Under the current rules, B must be registered as a MP at least 10 business days before the proposed date of transfer. B can be registered as a MP only if B has a valid generation licence. Before A transfers the registration of its facilities to B, A would still need a generation licence to generate electricity. Thus, both A and B must concurrently hold valid generation licences for at least 10 business days. However, EMA has confirmed that it would not be able to grant overlapping licences to A and B. Thus A cannot generate electricity during the notice period of 10 business days as it would not have the required generation licence which had been “reissued” to B.

This would have serious commercial implications for

- a) the transferor/transferee; and
- b) the SWEM if the capacity of generation facilities to be transferred is a significant percentage of SWEM’s total generation capacity.

3.2 Proposed rule changes

To address the problem described in section 3.1, rule changes are proposed to allow a person, who is not a MP, to be identified as a proposed transferee if:

- a) the person has applied to the EMC for registration as a MP; and
- b) the EMC is satisfied that he is likely to meet all the requirements for MP registration on the proposed date of transfer.

The transferee would only be required to hold a valid and relevant electricity licence and be a MP (but not a suspended MP) on the date of transfer.

In addition the Market Rules only provides for EMC to effect the transfer either

- on the date proposed by the transferor in its request for the transfer; or
- on the 10th business day after EMC is satisfied that all the requirements are met

whichever is later. The Market Rules does not allow EMC to effect the transfer on any other dates which is rigid and operationally difficult to coordinate among various parties. Thus, rule changes are proposed to allow the transfer to take effect on a different date provided that all parties to the transfer are agreeable.

The “Request for Transfer of Registration of Load Registered Facility” form (which forms part of Market Administration Market Manual (Part 4)) is also proposed to be amended for consistency with the proposed rule changes. Please refer to Table 1 for the summary of key changes to the Market Rules and the Market Manual.

Table 1 Summary of Key Changes to the Market Rules and Market Manual

	Section	Rule Changes	Reasons for Change
Market Rules			
1	Chapter2 Section 6.2.1.3.b	To add that the proposed transferee can be “ <u>a participation applicant which, to the EMC’s satisfaction, is likely to be able to meet, on or before the date that the transfer is proposed to take effect, all the requirements for market participant registration</u> ”.	To allow a <i>participation applicant</i> to be identified as a proposed transferee.
2	Chapter 2 Section 6.2.1.5	To clarify that the transferee’s declaration that:- (a) it is willing and able to assume, and will assume, control of the <i>registered facility</i> ; and (b) it will comply with all provisions of these <i>market rules</i> , and any <i>contracted ancillary services</i> contract, as applicable to the <i>registered facility</i> , as if the proposed transferee is the transferor. <u>takes effect on and from the date of the transfer of the registration under section 6.2.2 of the <i>registered facility</i> to which that request relates.</u>	To make clear that the transferee’s declaration in respect of (a) and (b) are to take effect on and from the date of the transfer of registration of a <i>registered facility</i> .
3	Chapter 2 Section 6.2.2	Amended to remove the reference to EMC approving the request for transfer.	It is not necessary to “approve” a transfer first and then “effect” the transfer.

	Section	Rule Changes	Reasons for Change
		Amended to allow the <i>EMC</i> and the parties to the transfer to agree to a different effective date of transfer.	To allow a change of the effective date of transfer if all parties are agreeable.
4	Chapter2/Section 6.2.3	New section. Adapted from the last part of existing section 6.2.2.	To make it clear that the transfer is subject to EMC being satisfied that on the effective date of transfer:- <ul style="list-style-type: none"> a) the transferee is a MP (but not suspended); and b) the transferee has satisfied all requirements in applicable Market Manual.
5	Chapter 2 Section 6.2.4	New section.	To make clear that, when the <i>EMC</i> communicates its satisfaction on whether the proposed transferee is likely to meet all the requirements on the date of transfer, the <i>EMC</i> does not assume any liability in respect of such communication, and must not be seen as endorsing a proposed transferee, or representing or giving any assurance that the proposed transferee will fulfill the requirements.
6	Chapter 3 Section 3.3.1.3A	New section.	To extend the scope of the dispute resolution process to disputes between the <i>EMC</i> and a <i>participation applicant</i> in relation to a denial of a request to the transfer registration of a <i>registered facility</i> to the <i>participation applicant</i> .
Market Manual			
7	Introduction	The following parts are amended <ul style="list-style-type: none"> • Eligibility of the proposed transferee; 	To reflect that <ul style="list-style-type: none"> • a participation applicant can be identified as a proposed transferee • the transferee does not have to hold a valid and

	Section	Rule Changes	Reasons for Change
		<ul style="list-style-type: none"> The effective date of transfer. 	<p>relevant licence at the time the request is submitted but only need to do so on the effective date of transfer.</p> <ul style="list-style-type: none"> the effective date of transfer can be changed to a different date which all parties have agreed on.
8	Summary of requirements of transfer	<p>Amended to reflect that</p> <ul style="list-style-type: none"> A participation applicant can be identified as a proposed transferee; The proposed transferee only needs to hold a valid and relevant licence <u>on and from the effective date of transfer</u> instead of on the date that the request is submitted; the effective date of transfer can be changed to a different date which all parties have agreed on. 	For consistency with the proposed Market Rules.
9	Section F,G	To require the transferor and the transferee to immediately notify the EMC of any change to any information.	Self-explanatory.
10	Section A, C and Appendix A		Amendments are made to include the situation where the proposed transferee is only a participation applicant and not a MP.

Please refer to Annex 1 for the proposed rule changes, Annex 2 for the proposed revised “Request for Transfer of Registration of Load Registered Facility” form and Annex 3 for the details of the proposed changes to the form.

4. Conclusion

We conclude that the proposed rule changes as set out in Annex 1 and proposed revised form as set out in Annex 2 would allow transfers of the registration of registered facilities in the SWEM without disrupting generation from the facilities.

5. Impact on market systems

There is no impact on the market systems.

6. Implementation process

The modification proposal can be implemented immediately after EMA’s approval without any additional cost.

7. Consultation

We have published the rule modification proposal on the EMC website for comments. No comments have been received for consideration.

We have consulted the dispute resolution counselor on the proposed changes to section 3.3.1 of Chapter 2 of the Market Rules. He does not have any objection to the proposed rule changes.

8. Legal sign off

Text of the rule modification in Annex 1 and the proposed revised form in Annex 2 has been vetted by EMC's external legal counsel whose opinion is that the modification reflects the intent of the rule modification proposal as expressed in the analysis section of this paper.

9. Recommendations

Other than Mr. Philip Tan who abstained, the rest of the RCP unanimously recommends that the EMC Board

- a. **adopt** the rule modification proposal to amend Chapter 2, and Chapter 3 as set out in the Annex 1;
- b. **adopt** the proposed revised "Request for Transfer of Registration of Load Registered Facility" form, which forms part of Market Administration Market Manual (Part 4), as set out in the Annex 2;
- c. **seek EMA's approval of** the rule modification proposals as set out in Annex 1 and Annex 2; and
- d. **recommend** that the modification proposals as set out in Annex 1 and Annex 2 come into force one business day after the date on which the approval of the Authority is published by the EMC.

ANNEX 1 PROPOSED RULE CHANGES

Existing Market Rules	Proposed Rules Changes (Deletions represented by strikethrough text and additions represented by double underlined text)	Remarks on Rule Changes
<u>CHAPTER 2</u>	<u>CHAPTER 2</u>	
<p>6.2 TRANSFER OF REGISTRATION</p> <p>6.2.1 A <i>market participant</i> that wishes to transfer the registration of a <i>registered facility</i> (“transferor”) to another person shall file with the <i>EMC</i> a request to transfer the registration of that <i>registered facility</i>, and shall at the same time provide a copy of that request to the <i>transmission licensee</i> and the <i>PSO</i>. That request shall:</p>	<p>6.2 TRANSFER OF REGISTRATION</p> <p>6.2.1 A <i>market participant</i> that wishes to transfer the registration of a <i>registered facility</i> (“transferor”) to another person shall file with the <i>EMC</i> a request to transfer the registration of that <i>registered facility</i>, and shall at the same time provide a copy of that request to the <i>transmission licensee</i> and the <i>PSO</i>. That request shall:</p>	
<p>6.2.1.1 be filed with the <i>EMC</i> at least ten <i>business days</i> before the transfer is proposed to take effect;</p>	<p>6.2.1.1 be filed with the <i>EMC</i> at least ten <i>business days</i> before the transfer is proposed to take effect;</p>	
<p>6.2.1.2 be in the form required by the applicable <i>market manual</i>;</p>	<p>6.2.1.2 be in the form required by the applicable <i>market manual</i>;</p>	
<p>6.2.1.3 state the identity of the proposed transferee which shall be a <i>market participant</i> and not be a <i>suspended market participant</i> as at the date of the transfer request;</p>	<p>6.2.1.3 state the identity of the proposed transferee which shall, <u>as at the date of that request</u>, be <u>either</u>:</p> <p style="padding-left: 40px;"><u>(a)</u> a <i>market participant</i>, and not be a <i>suspended market participant</i> as at the</p>	<p>To allow a <i>participation applicant</i> to be identified as a proposed transferee for a transfer of registration of a <i>registered facility</i> if the <i>EMC</i> is satisfied that such <i>participation</i></p>

Existing Market Rules	Proposed Rules Changes (Deletions represented by strikethrough text and additions represented by double underlined text)	Remarks on Rule Changes
	<p style="text-align: center;">date of the transfer request; or</p> <p style="text-align: center;"><u>(b) a participation applicant which, to the EMC's satisfaction, is likely to be able to meet, on or before the date that the transfer is proposed to take effect, all the requirements in section 1.2.2 and the applicable market manual, for registration by the EMC as a market participant;</u></p>	<p><i>applicant</i> is likely, on or before the proposed date of such transfer, to be able to meet all relevant requirements in section 1.2.2 and the applicable <i>market manual</i> for registration as a <i>market participant</i>.</p>
6.2.1.4 state the date that the transfer is proposed to take effect; and	6.2.1.4 state the date that the transfer is proposed to take effect; and	
<p>6.2.1.5 be accompanied by a written declaration and undertaking by the proposed transferee, in such form as may be prescribed by the <i>EMC</i>, stating (among other things) that:</p> <p>(a) it is willing and able to assume, and will assume, control of the <i>registered facility</i>; and</p> <p>(b) it will comply with all provisions of these <i>market rules</i>, and any</p>	<p>6.2.1.5 be accompanied by a written declaration and undertaking by the proposed transferee, in such form as may be prescribed by the <i>EMC</i>, stating (among other things) that, <u>with effect on and from the date of the transfer of the registration under section 6.2.2 of the registered facility to which that request relates:</u></p> <p>(a) it is willing and able to assume, and will assume, control of the <i>registered facility</i>; and</p>	<p>To make clear that the declaration in respect of (a) and (b) are to be with effect on and from the date of transfer of registration of a <i>registered facility</i>. For consistency with the <i>market manual</i>.</p>

Existing Market Rules	Proposed Rules Changes (Deletions represented by strikethrough text and additions represented by double underlined text)	Remarks on Rule Changes
<p><i>contracted ancillary services</i> contract, as applicable to the <i>registered facility</i>, as if the proposed transferee is the transferor.</p>	<p>(b) it will comply with all provisions of these <i>market rules</i>, and any <i>contracted ancillary services</i> contract, as applicable to the <i>registered facility</i>, as if the proposed transferee is the transferor.</p>	
<p>6.2.2 If the <i>EMC</i> is satisfied that a request to transfer the registration of a <i>registered facility</i> satisfies all the requirements of section 6.2.1 and of the applicable <i>market manual</i>, the <i>EMC</i> shall approve the request to transfer, and shall effect the transfer:</p> <p>6.2.2.1 on the date referred to in section 6.2.1.4; or</p> <p>6.2.2.2 on the 10th <i>business day</i> from when the <i>EMC</i> was satisfied that the request to transfer the registration of the <i>registered facility</i> satisfies all the requirements of section 6.2.1 and of the applicable <i>market manual</i>,</p> <p>whichever is later. The <i>EMC</i>'s approval and transfer of registration under this section shall be subject to the condition that the proposed transferee, on the date of the transfer, remains a</p>	<p>6.2.2 If the <i>EMC</i> <u>is conditions in section 6.2.3 are satisfied, that a request to transfer the registration of a <i>registered facility</i> satisfies all the requirements of section 6.2.1 and of the applicable <i>market manual</i>, the <i>EMC</i> shall, on the effective date of transfer, approve the request to transfer, and shall effect the transfer the registration of a <i>registered facility</i> for which a request has been filed under section 6.2.1.</u></p> <p><u>For the purposes of sections 6.2.2 and 6.2.3, "effective date of transfer", in relation to the transfer of the registration of a <i>registered facility</i> for which a request has been filed under section 6.2.1, means the later of:</u></p> <p>6.2.2.1 on the date referred to in section 6.2.1.4; or</p> <p>6.2.2.2 on the 10th <i>business day</i> from when the</p>	<p>Section 6.2.2 has been amended to (a) remove reference to approval of the request to transfer being granted by the <i>EMC</i>; and (b) allow the <i>EMC</i> and the parties to the transfer to agree to a different effective date of transfer. The last part of the existing section 6.2.2, as amended, now forms a new section 6.2.3.</p>

Existing Market Rules	Proposed Rules Changes (Deletions represented by strikethrough text and additions represented by double underlined text)	Remarks on Rule Changes
<p><i>market participant and is not a suspended market participant.</i></p>	<p>EMC was satisfied that the request to transfer the registration of the registered facility satisfies all the requirements of section 6.2.1 and of the applicable <i>market manual</i> <u>(other than the conditions referred to in section 6.2.3),</u></p> <p>whichever is later <u>unless the EMC has agreed with the transferor and the proposed transferee to effect such transfer on a different date, in which case “effective date of transfer” shall mean such agreed date.</u></p>	
	<p><u>6.2.3 Notwithstanding section 6.2.2, the EMC’s approval and shall only transfer the registration of a registered facility if, on the effective date of transfer, the EMC is satisfied that the proposed transferee; of registration under this section shall be subject to the condition that, on the date of the transfer, remains</u></p> <p><u>(a) is a market participant and is not a suspended market participant; and</u></p> <p><u>(b) has satisfied all other conditions prescribed in the applicable market manual, being conditions which are required to be</u></p>	<p>The new section 6.2.3 is adapted from the last part of the existing section 6.2.2 to make clear that the transfer of registration of a <i>registered facility</i> by the EMC would only be effected if the conditions prescribed in (a) and (b) of section 6.2.3 are satisfied on the effective date of transfer.</p>

Existing Market Rules	Proposed Rules Changes (Deletions represented by strikethrough text and additions represented by double underlined text)	Remarks on Rule Changes
	<u>satisfied by the proposed transferee on the effective date of transfer.</u>	
[New]	6.2.4 <u>The EMC's communication regarding its satisfaction of the matters referred to in section 6.2.1.3(b) shall be regarded merely as a statement of its own belief, and the EMC shall have no liability whatsoever to any person for any reliance upon such communication. No communication by the EMC regarding its satisfaction of the matters referred to in section 6.2.1.3(b) shall be regarded as (i) the EMC's endorsement of the proposed transferee; (ii) a representation, warranty or assurance that the proposed transferee will fulfill the requirements referred to in section 6.2.1.3(b); or (iii) a representation, warranty or assurance that the proposed transferee will be registered as a market participant.</u>	To make clear that, when the EMC communicates its satisfaction of the matters in section 6.2.1.3(b), the EMC does not assume any liability in respect of such communication, and must not be seen as endorsing a proposed transferee, or representing or giving any assurance that the proposed transferee will fulfill the requirements referred to in section 6.2.1.3(b) or be registered as a market participant.
<u>CHAPTER 3</u>	<u>CHAPTER 3</u>	
3.3 SCOPE 3.3.1 Disputes that shall be resolved by the dispute resolution process in section 3 are shown in the	3.3 SCOPE 3.3.1 Disputes that shall be resolved by the dispute resolution process in section 3 are shown in the	A new section 3.3.1.3A is inserted, to extend the scope of the dispute resolution process in Chapter 3 to disputes between

Existing Market Rules			Proposed Rules Changes (Deletions represented by strikethrough text and additions represented by double underlined text)			Remarks on Rule Changes
table below:			table below:			the <i>EMC</i> and a <i>participation applicant</i> in relation to a request for transfer of registration of a <i>registered facility</i> to the <i>participation applicant</i> . The usage of the word “applicant” in the existing sections 3.3.1.2 and 3.3.1.3 has been changed to “ <i>participation applicant</i> ” for drafting consistency.
	Disputes between	Dispute in respect of		Disputes between	Dispute in respect of	
...			...			
3.3.1.2	<i>EMC</i> and an applicant	<i>EMC</i> 's denial to register the applicant as a <i>market participant</i>	3.3.1.2	- <i>EMC</i> and an applicant <u><i>participation applicant</i></u>	<i>EMC</i> 's denial to register the applicant <u><i>participation applicant</i></u> as a <i>market participant</i>	
3.3.1.3	<i>EMC</i> and an applicant	<i>EMC</i> 's denial to authorise the applicant to participate as a <i>market support services licensee</i>	3.3.1.3	- <i>EMC</i> and an applicant <u><i>participation applicant</i></u>	<i>EMC</i> 's denial to authorise the applicant <u><i>participation applicant</i></u> to participate as a <i>market support services licensee</i>	
...			<u>3.3.1.3A</u>	- <u><i>EMC</i> and a <i>participation applicant</i></u>	- <u><i>EMC</i>'s denial of a request to transfer the registration of a <i>registered facility</i> to the <i>participation applicant</i></u>	
			...			

**Annex 2 - Proposed “Request for Transfer of Registration of Load Registered Facility”
form (clean)**

Request for Transfer of Registration of Load Registered Facility

including explanatory notes.

IMPORTANT: Please read this carefully before completing this form. Italicised words and expressions used herein (but not otherwise defined herein) shall have the same meanings respectively ascribed to them in the Singapore Electricity Market Rules.

Why do you need to complete this form?

The *EMC* is licensed by the Energy Market Authority (“*Authority*”) to operate the *wholesale electricity market* in Singapore. One of the *EMC*’s responsibilities is to manage the registration of facilities in the *wholesale electricity market*, including the transfer of registration of *load registered facilities*. You must complete and file this form with the *EMC* to request to have the registration of your *load registered facility* transferred to another *market participant*.

Why did EMC develop this form?

The *EMC* has developed this form to facilitate the transfer process described in the *market rules*. You should read the relevant sections of the *market rules* prior to completing the forms. Please also read the *EMC* disclaimer at the end of this form.

Who is eligible to request for transfer of registration of a load registered facility?

The *market participant* whose registration of its *load registered facility* is to be transferred (the “*transferor*”), may, after this form is duly completed, file this form with the *EMC* to request to transfer the registration of that *load registered facility*.

Who is eligible to be identified as a proposed transferee in a request for transfer of registration of a load registered facility?

A person who is an existing *market participant* or a *participation applicant* may be identified as a proposed transferee in this form if:

- it is willing and able to assume control of the *load registered facility* with effect on and from the effective date of transfer of registration of the *load registered facility*[†];
- where it is an existing *market participant*, it is not a *suspended market participant*, and
- where it is a *participation applicant*, it is, to the *EMC*’s satisfaction, likely to be able to meet, on or before the proposed date of transfer of registration, all the requirements to be registered by the *EMC* as a *market participant*.

What type of load registered facility is eligible for transfer of registration?

The registration of any type of *load registered facility* is eligible for transfer, if after the transfer of registration to the proposed transferee:

- the *load registered facility* remains capable of meeting all relevant technical requirements set forth in the *market rules*, any applicable *market manuals* or the *system operation manual*; and
- the proposed transferee is able to perform all the functions and obligations applicable to it under the *market rules*, *market manuals* and the *system operation manual* in respect of the *load registered facility*.

When must you file this form with the EMC?

Under the *market rules*, you must file a request for transfer of registration with the *EMC* at least 10 business days before the proposed date of transfer of registration. Please be reminded that the *market rules* also require you to provide a copy of this form to the *transmission licensee* and the *PSO* at the same time.

When will the transfer of registration be effective?

The transfer of registration of your *load registered facility* will take effect on the effective date of transfer of registration, which is the later of, the proposed date of transfer of the registration (as specified in the request made via this form), or the 10th *business day* from when the *EMC* is satisfied that the request satisfies all the requirements of section 6.2.1 of Chapter 2 of the *market*

[†] The term ‘effective date of transfer of registration’ as used in this form, in respect of a *load registered facility*, means the actual date on which the transfer of registration of that *load registered facility* is effected by the *EMC* under section 6.2.2 of the *market rules*. Please also see the section under the heading “**When will the transfer of registration be effective?**”.

rules and of this *market manual*. Notwithstanding the foregoing, the EMC may agree with you and the proposed transferee to effect the transfer of registration of your *load registered facility* on a different date, in which case 'effective date of transfer of registration' shall mean such agreed date

Notwithstanding the foregoing, the EMC's transfer of registration of your *load registered facility* shall be subject to the EMC being satisfied, on the effective date of transfer of registration of the *load registered facility*, that the following conditions are satisfied:

- the proposed transferee is a *market participant* and is not a *suspended market participant*, and
- the proposed transferee holds (or is exempt from holding) a valid and relevant *electricity licence* permitting its *participation* in the *wholesale electricity market* and its causing or permitting any relevant *physical service* to be conveyed into, through or out of the *transmission system*, to or from the *load registered facility*.

The EMC will notify you and the proposed transferee in writing of the outcome of your request. If your request is declined, the notification will identify why this was the case.

A duly and accurately completed form will expedite EMC's processing of your request for transfer of registration.

It is strongly recommended that you do not change any current information relating to the *load registered facility* which registration is to be transferred, except where permitted or required by sections C, D and E of this form. Doing so might require the *load registered facility* to be retested and would delay the approval of the transfer of registration.

What should you do if you wish to transfer the registration of more than one *load registered facility*?

Please fill in a separate form for **each** *load registered facility* which registration is to be transferred. To do this, you can download additional copies of the form from the EMC website: www.emcsg.com.

Is there an application fee for your request to transfer your *load registered facility*?

There is no application fee payable for your request to transfer the registration of your *load registered facility*.

	<p>on the effective date of transfer of registration.</p> <p>The <i>EMC</i> will advise the transferor and the proposed transferee of the effective date of transfer in an official notice. If the request is declined, the <i>EMC</i> will write to the transferor and the proposed transferee stating the reasons.</p>
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How can you find more information?

In addition to this form and the *market rules*, you may obtain more information by contacting the *EMC* Market Administration Team by telephone +65 6779 3000. Alternatively, you may visit the *EMC* website at [http: www.emcsg.com](http://www.emcsg.com).

Please print clearly. Illegible writing or incomplete forms may delay the processing of your request.

A. DETAILS OF FACILITY, WHICH REGISTRATION IS TO BE TRANSFERRED
(to be completed by the transferor)

1. **Name of the facility*:** _____

Original name of the facility (if any):** _____

2. **Name of the facility as referenced by EMC:**

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3. **Name of current owner of the facility:** _____

4. **Location of the facility:** _____

5. **What type(s) of reserve is/are currently provided from the facility?**

Primary Secondary Contingency

6. **Recorder ID number(s)** _____

7. **Under Frequency Relay ID NO. (if applicable)** _____
(These could be digital output contact in an integrated Recorder/Relay)

8. **Current dispatch coordinator for the facility** _____
(Market Participant authorised to submit dispatch data with respect to the facility)

9. **Proposed date of transfer of registration** _____

* Please state the current name of the facility here.

**If the current name of the facility is different from the original name used in the initial registration of the facility, please provide the original name of the facility here.

B. TRANSFEROR'S DETAILS
(to be completed by the transferor)

10. **What activities relating to electricity is the transferor authorised to undertake under its electricity licence(s)?**

Note: Please check one or more of the following boxes to indicate the type of activities authorised under the transferor's electricity licence(s)

generate electricity
 retail electricity

- transmit *electricity*
- transmit *electricity* for or on behalf of a *transmission licensee*
- import *electricity*
- export *electricity*
- trade in *wholesale electricity market*

Electricity licence number(s) _____

State activities exempted from licensing requirement _____

Exemption order number _____

11. **Name of the transferor** _____

Company registration number _____

Registered address _____

12. **Does the transferor hold any derogation relevant to the facility? If yes, please attach details of derogation.**

- Yes No

13. **The transferor's wholesale electricity settlement account number**

C. PROPOSED TRANSFEREE'S DETAILS

(to be completed by the proposed transferee)

14. **What activities relating to *electricity* is the proposed transferee authorised to undertake under its existing *electricity licence(s)*?**

Note: Please check one or more of the following boxes to indicate the type of activities authorised under the proposed transferee's existing *electricity licence(s)*.

- generate *electricity*
- retail *electricity*
- transmit *electricity*
- transmit *electricity* for or on behalf of a *transmission licensee*
- import *electricity*
- export *electricity*
- trade in *wholesale electricity market*

Electricity licence number(s) _____

State activities exempted from licensing requirement _____

Exemption order number _____

In addition to the above, if the proposed transferee has applied for any *electricity licence(s)*, and/or is seeking to rely on other exemption(s), please state details below:

15. Name of the proposed transferee _____
 Company registration number _____
 Registered address _____

16. Is the proposed transferee a *participation applicant*? Yes No
 Is the proposed transferee a *market participant*? Yes No
 Is the proposed transferee a *suspended market participant*? Yes No

17. The proposed transferee’s wholesale electricity settlement account number, (if available)

18. Does the proposed transferee hold any derogation relevant to the facility? If yes, please attach details of derogation.

Yes No

19. Designated *dispatch coordinator* for the facility (to be effective on transfer of registration)

20. Designated *dispatch coordinator* contacts for the facility (to be effective on transfer of registration):

	Main Contact	Alternate contact
Full Name & Designation		
Contact Numbers		
Email Address		
Hand phone Nos.		
Fax Nos.		

D. STANDING OFFER DATA

The proposed transferee must provide a *standing offer* for each class of *reserve* that is provided from the *load registered facility*. Each such *standing offer* shall only be effective on and from the effective date of the transfer of registration of that facility. Each such *standing offer* for that facility must be submitted to the EMC in the data format required by and in accordance with the EMC's Market Operations Market Manual on Standing Offers, Offer Variations and Standing Data (Chapter 6 of the Market Rules).

E. SUPPORTING DOCUMENTS REQUIRED

The proposed transferee must provide to the transferor and the transferor must attach the following documents, when filing this form with the EMC:

- a certified true copy of the *connection agreement* between the proposed transferee and the *transmission licensee* with respect to the *load registered facility*, which registration is sought to be transferred under this form.

- an original duly completed and executed Certificate and Undertaking from the proposed transferee (substantially in the form and on the terms prescribed in **Appendix A** of this form) for the *load registered facility*, which registration is sought to be transferred under this form.

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F. COVENANT AND DECLARATION OF THE TRANSFEROR TO THE EMC

We, the undersigned transferor, having read and fully understood the *market rules*, the terms of this form, the applicable *market manuals*, the *system operation manual*, the *Electricity Act*, and any other applicable laws, codes, rules, procedures or policies that are relevant to or regulate the *wholesale electricity markets* (collectively the 'Regulations'), and/or having had the benefit of relevant independent advice, hereby request to transfer the registration of our *load registered facility* to and in favour of the proposed transferee, as stated in this form.

We hereby agree to be bound by, and to comply with, all the Regulations which may be applicable to us, the request for transfer of registration herein, the facility and our participation in the relevant *wholesale electricity markets*.

We further hereby declare that the information provided by us (or on our behalf) in or in connection with this form is true, complete and accurate and not misleading or omitting any material particular (to the best of our knowledge, information and belief after having carried out all necessary due diligence to determine the same) and hereby covenant to be subject to any sanctions, penalties or orders as may be imposed by the relevant authorities/parties under the Regulations, in the event that such information is found to be untrue, misleading or inaccurate in any material particular.

We hereby undertake to immediately notify the *EMC* of any change to any information provided in relation to the request for transfer of registration herein.

We further hereby covenant to be legally bound by the relevant dispute resolution provisions under the *market rules* and any applicable *market manual*, in the event that this request for transfer of registration is denied and a dispute arises from such unsuccessful request.

We confirm and acknowledge that the information provided by us (or on our behalf) in or in connection with this form may need to be disclosed, communicated or exchanged by the *EMC* to or with other parties, including but not limited to the *Authority*, the *PSO* and the *market support services licensee*, as necessary, desirable or expedient for the purposes of processing this form under the Regulations and we hereby consent to such disclosure, communication or exchange.

Signed for and on behalf of _____
(Name of the transferor)

Signature: _____

Name of officer: _____

Position/designation: _____

Date: _____

G. COVENANT AND DECLARATION OF THE PROPOSED TRANSFEREE TO THE EMC

We, the undersigned proposed transferee, having read and fully understood the *market rules*, the terms of this form, the applicable *market manuals*, the *system operation manual*, the *Electricity Act*, and any other applicable laws, codes, rules, procedures or policies that are relevant to or regulate the *wholesale electricity markets* (collectively the 'Regulations'), and/or having had the benefit of relevant independent advice, hereby request to transfer the registration of the transferor's *load registered facility* to us and in our favour, as stated in this form.

We hereby agree to be bound by, and to comply with, all the Regulations which may be applicable to us, the request for transfer of registration herein, the facility and our participation in the relevant *wholesale electricity markets*.

We further hereby declare that the information provided by us (or on our behalf) in or in connection with this form is true, complete and accurate and not misleading or omitting any material particular (to the best of our knowledge, information and belief after having carried out all necessary due diligence to determine the same) and hereby covenant to be subject to any sanctions, penalties or orders as may be imposed by the relevant authorities/parties under the Regulations, in the event that such information is found to be untrue, misleading or inaccurate in any material particular.

We hereby undertake to immediately notify the *EMC* of any change to any information provided in relation to the request for transfer of registration herein, including without limitation, of any change in respect of our *electricity licence* or exemption(s) therefrom (if any), and of any change in the status of our application for any *electricity licence* and/or exemption(s) therefrom (if any).

We further hereby covenant to be legally bound by the relevant dispute resolution provisions under the *market rules* and any applicable *market manual*, in the event that this request for transfer of registration is denied and a dispute arises from such unsuccessful request. We confirm and acknowledge that the information provided by us (or on our behalf) in or in connection with this form may need to be disclosed, communicated or exchanged by the *EMC* to or with other parties, including but not limited to the *Authority*, the *PSO* and the *market support services licensee*, as necessary, desirable or expedient for the purposes of processing this request under the Regulations and we hereby consent to such disclosure, communication or exchange.

Signed for and on behalf of _____
(Name of the proposed transferee)

Signature: _____

Name of officer: _____

Position/designation: _____

Date: _____

H. EMC'S DISCLAIMER

Energy Market Company Pte Limited ("*EMC*") has produced this publication for use in connection with the Singapore Electricity Market. This publication is not a substitute for and should not be read in lieu of the Singapore Electricity Market Rules or any other applicable laws, codes, rules, procedures, manuals or policies that are relevant to or regulate the Singapore Electricity Market or the electricity industry. The contents of this publication do not constitute legal or business advice and should not be relied upon as a substitute for obtaining such advice.

EMC, its directors and employees, subsidiaries, associates and affiliates make no representations, endorsements or warranties of any kind whatsoever in relation to the contents of this publication, and in no event shall *EMC*, its directors and employees, subsidiaries, associates or affiliates be liable to any party for any damages, claims, expenses or losses of any kind arising from or in connection with any use of or reliance on the accuracy, availability, currency, title, non-infringement, quality, reliability, suitability and completeness of the contents of this publication.

Any modifications or amendments to this publication shall be made in accordance with the relevant provisions of the Singapore Electricity Market Rules.

Appendix A

SAMPLE CERTIFICATE AND UNDERTAKING [To be set out on the proposed transferee's letterhead.]

CERTIFICATE AND UNDERTAKING

To: Energy Market Company Pte Ltd
(hereinafter referred to as the "EMC")

We, [■state name of the proposed transferee], refer to the Request for Transfer of Registration of Load Registered Facility submitted by [■state name of the transferor] (the "Transferor") dated [■state date] for the transfer of the registration of [■identify the relevant *facility* here] ("the Facility") as a *load registered facility* under the *market rules* and applicable *market manuals* of the EMC ("the Request").

Pursuant to the Request, we hereby confirm, certify and undertake to the EMC (with a view to the EMC relying upon our confirmations, certifications and undertakings herein in considering the Request) that:

- 1) we will have, on and from the effective date of transfer of the registration of the Facility by the EMC, operational control and authority over the Facility for the purposes of the *market rules*;
- 2) all the facilities and equipment, to which this Request relates, meet all applicable technical requirements under the *market rules*, the applicable *market manuals* and the *system operation manual*;
- 3) we have adequate qualified personnel and organisational and other arrangements that are sufficient to enable us to perform all of our functions and obligations as may be applicable to us as *market participants* under the *market rules*, the applicable *market manuals* and the *system operation manual*, including reliable services during normal and emergency situations, in respect of our participation in the *wholesale electricity market*;
- 4) we are willing and able to assume, and will assume, control of the Facility with effect on and from the effective date of transfer of registration of the Facility; and
- 5) we will comply with all provisions of the *market rules*, the applicable *market manuals* and the *system operation manual*, and any *contracted ancillary service contract*, as applicable to the Facility, as if we are the Transferor with effect on and from the effective date of transfer of registration of the Facility.

Our confirmations, certifications and undertakings herein shall be governed by and construed in accordance with the laws of the Republic of Singapore. All italicised expressions used herein shall have the same meanings respectively ascribed to them in the Singapore Electricity Market Rules of the EMC.

Signed for and on behalf of the _____
(Name of the proposed transferee)

Signature: _____

Name: _____

Designation: _____

Date: _____

**Annex 3 - Proposed “Request for Transfer of Registration of Load Registered Facility”
form (with track changes indicating proposed changes against current form)**

Request for Transfer of Registration of Load Registered Facility

including explanatory notes.

IMPORTANT: Please read this carefully before completing this form. Italicised words and expressions used herein (but not otherwise defined herein) shall have the same meanings respectively ascribed to them in the Singapore Electricity Market Rules.

Why do you need to complete this form?

The EMC is licensed by the Energy Market Authority (“Authority”) to operate the *wholesale electricity market* in Singapore. One of the EMC’s responsibilities is to manage the registration of facilities in the *wholesale electricity market*, including the transfer of registration of *load registered facilities*. You must complete and file this form with the EMC to request to have the registration of your *load registered facility* transferred to another *market participant*.

Why did EMC develop this form?

The EMC has developed this form to facilitate the transfer process described in the *market rules*. You should read the relevant sections of the *market rules* prior to completing the forms. Please also read the EMC disclaimer at the end of this form.

Who is eligible to request for transfer of registration of a load registered facility?

The *market participant* whose registration of its *load registered facility* is to be transferred (the “transferor”), may, after this form is duly completed, file this form with the EMC to request to transfer the registration of that *load registered facility*.

~~The other market participant,~~ **Who is eligible to be identified as a proposed transferee in favour of whom the request for transfer of registration is to be made, (the “proposed transferee”):**

~~• must hold (or be exempt from holding) a valid and relevant electricity licence permitting its participation in the wholesale electricity market, and its causing or permitting any relevant physical service to be conveyed into, through or out of the transmission system, from the of a load registered facility;?~~

~~must be~~ **A person who is** an existing *market participant* ~~where a participation applicant may be identified as a proposed transferee in this form if:~~

- ~~it~~ **it** is willing and able to assume control of the *load registered facility*, ~~with effect on and from the effective date of transfer of registration of the load registered facility[†];~~
- ~~must~~ **where it is an existing market participant, it is** not ~~be~~ a *suspended market participant*, ~~and~~
- ~~where it is a participation applicant, it is, to the EMC’s satisfaction, likely to be able to meet, on or before the proposed date of transfer of registration, all the requirements to be registered by the EMC as a market participant.~~

What type of load registered facility is eligible for transfer of registration?

The registration of any type of *load registered facility* is eligible for transfer, if after the transfer of registration to the proposed transferee:

- the *load registered facility* remains capable of meeting all relevant technical requirements set forth in the *market rules*, any applicable *market manuals* or the *system operation manual*; and
- the proposed transferee is able to perform all the functions and obligations applicable to it under the *market rules*, *market manuals* and the *system operation manual* in respect of the *load registered facility*.

When must you file this form with the EMC?

Under the ~~market rules requirement~~, you must file a request for transfer of registration with the EMC at least 10 business days before the proposed ~~effective~~ date of transfer of registration. Please be reminded that the *market rules* also require you to provide a copy of this form to the *transmission licensee* and the *PSO* at the same time.

[†] The term ‘effective date of transfer of registration’ as used in this form, in respect of a load registered facility, means the actual date on which the transfer of registration of that load registered facility is effected by the EMC under section 6.2.2 of the market rules. Please also see the section under the heading “When will the transfer of registration be effective?”.

When will the transfer of registration be effective?

The transfer of registration of your *load registered facility* will take effect on the effective date of transfer of registration, which is the later of, the proposed ~~effective~~ date of transfer of the registration (as specified in the request made via this form), or the 10th *business day* from when the EMC is satisfied that the request satisfies all the requirements of section 6.2.1 of Chapter 2 of the *market rules* and of this *market manual*. Notwithstanding the foregoing, the EMC may agree with you and the proposed transferee to effect the transfer of registration of your *load registered facility* on a different date, in which case 'effective date of transfer of registration' shall mean such agreed date.

Notwithstanding the foregoing, the EMC's transfer of registration of your *load registered facility* shall be subject to the EMC being satisfied, on the effective date of transfer of registration of the *load registered facility*, that the following conditions are satisfied:

- the proposed transferee is a *market participant* and is not a *suspended market participant*, and
- the proposed transferee holds (or is exempt from holding) a valid and relevant *electricity licence* permitting its *participation* in the *wholesale electricity market* and its causing or permitting any relevant *physical service* to be conveyed into, through or out of the *transmission system*, to or from the *load registered facility*.

The EMC will notify you and the proposed transferee in writing of the outcome of your request. If your request is declined, the notification will identify why this was the case.

A duly and accurately completed form will expedite EMC's processing of your request for transfer of registration.

It is strongly recommended that you do not change any current information relating to the *load registered facility* which registration is to be transferred, except where permitted or required by sections C, D and E of this form. Doing so might require the *load registered facility* to be retested and would delay the approval of the transfer of registration.

What should you do if you wish to transfer the registration of more than one *load registered facility*?

Please fill in a separate form for **each** *load registered facility* which registration is to be transferred. To do this, you can download additional copies of the form from the EMC website: www.emcsg.com.

Is there an application fee for your request to transfer your *load registered facility*?

There is no application fee payable for your request to transfer the registration of your *load registered facility*.

Summary of requirements for transfer of registration of a *load registered facility*

The key requirements for the transfer of registration of a *load registered facility* are outlined in the table below:

<p>A Meet pre-transferthe <u>eligibility requirements for the proposed transferee</u></p> <p><u>Decide on proposed date of transfer</u></p>	<ul style="list-style-type: none"> • The proposed transferee: • must hold (or be exempt from holding) a valid and relevant electricity licence permitting its participation in the wholesale electricity market, and its causing or permitting any relevant physical service to be conveyed into, through or out of the transmission system, from the load registered facility; <ul style="list-style-type: none"> • must be an existing market participant who is <u>be</u> willing and able to assume control of the <i>load registered facility</i>, <u>with effect on and from the effective date of transfer of registration of the load registered facility</u>; • must if it is an existing market participant, <u>not be a suspended market participant, and</u> • if it is a participation applicant, must, to the EMC's satisfaction, be likely to be able to meet, on or before the proposed date of transfer of registration, all the requirements to be registered by the EMC as a market participant. • The transferor and the proposed transferee must decide on the proposed effective date of transfer of registration of the <i>load registered facility</i> and the transferor must file this form with the EMC at least 10 <i>business days</i> prior to the proposed effective date of transfer of registration.
<p>B Prepare and attach required documents</p>	<p>This form must be duly completed and signed by, or on behalf of, each of the transferor and the proposed transferee, in respect of the relevant <i>load registered facility</i>, which registration is to be transferred.</p> <p>All required supporting documents must be provided with this form, including the following:</p> <ul style="list-style-type: none"> • an original duly completed and executed certificate and undertaking by, or on behalf of, the proposed transferee (substantially in the form and on the terms prescribed in Appendix A of this form); and • a certified true copy of a duly executed <i>connection agreement</i> between the proposed transferee and the <i>transmission licensee</i> with respect to the <i>load registered facility</i>, which registration is requested to be transferred under this form.
<p>C Standing Offer Data</p>	<p>The proposed transferee must comply with section D of this form.</p>
<p>D Transfer of Loadload <u>registered facility</u></p>	<p>If, on the EMC is satisfied that all requirements for <u>effective date of transfer of registration of the relevant load registered facility, the EMC is satisfied that the following conditions are met, and provided that satisfied:</u></p> <ul style="list-style-type: none"> • the proposed transferee on the date of such transfer remains is <u>a market participant,</u> and is not a <i>suspended market participant</i>, the EMC will approve; and

	<ul style="list-style-type: none">• <u>the proposed transferee holds (or is exempt from holding) a valid and relevant electricity licence permitting its participation in the wholesale electricity market and its causing or permitting any relevant physical service to be conveyed into, through or out of the transmission system, to or from the load registered facility.</u> <p><u>the EMC will transfer the registration of that load registered facility at such date as prescribed in the market rules on the effective date of transfer of registration.</u></p> <p>The EMC will advise you<u>the transferor</u> and the proposed transferee of the effective date of transfer in an official notice to you. If your<u>the</u> request is declined, the EMC will write to you<u>the transferor and the proposed transferee</u> stating the reasons.</p>
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How can you find more information?

In addition to this form and the *market rules*, you may obtain more information by contacting the EMC Market Administration Team by telephone +65 6779 3000. Alternatively, you may visit the EMC website at [http: www.emcsg.com](http://www.emcsg.com).

Please print clearly. Illegible writing or incomplete forms may delay the processing of your request.

A. DETAILS OF FACILITY, WHICH REGISTRATION IS TO BE TRANSFERRED
(to be completed by the transferor)

1. Name of the facility*: _____

Original name of the facility (if any)**: _____

2. Name of the facility as referenced by EMC:

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3. Name of current owner of the facility: _____

4. Location of the facility: _____

5. What type(s) of reserve is/are currently provided from the facility?

Primary Secondary Contingency

6. Recorder ID number(s) _____

7. Under Frequency Relay ID NO. (if applicable) _____
(These could be digital output contact in an integrated Recorder/Relay)

8. Current *dispatch coordinator* for the facility _____
(Market Participant authorised to submit *dispatch data* with respect to the facility)

9. Proposed ~~effective~~ date of transfer _____
of registration

* Please state the current name of the facility here.
**If the current name of the facility is different from the original name used in the initial registration of the facility, please provide the original name of the facility here.

B. TRANSFEROR'S DETAILS
(to be completed by the transferor)

10. What activities relating to *electricity* is the transferor authorised to undertake under its *electricity licence(s)*?

Note: Please check one or more of the following boxes to indicate the type of activities authorised under the transferor's *electricity licence(s)*

generate *electricity*

- retail *electricity*
- transmit *electricity*
- transmit *electricity* for or on behalf of a *transmission licensee*
- import *electricity*
- export *electricity*
- trade in *wholesale electricity market*

Electricity licence number(s) _____

State activities exempted from licensing requirement _____

Exemption order number _____

11. Name of the transferor _____

Company registration number _____

Registered address _____

12. Does the transferor hold any derogation relevant to the facility? If yes, please attach details of derogation.

- Yes No

13. The transferor's wholesale electricity settlement account number

C. PROPOSED TRANSFEREE'S DETAILS

(to be completed by the proposed transferee)

14. What activities relating to *electricity* is the proposed transferee authorised to undertake under its **existing electricity licence(s)**?

Note: Please check one or more of the following boxes to indicate the type of activities authorised under the proposed transferee's **existing electricity licence(s)**.

- generate *electricity*
- retail *electricity*
- transmit *electricity*
- transmit *electricity* for or on behalf of a *transmission licensee*
- import *electricity*
- export *electricity*
- trade in *wholesale electricity market*

Electricity licence number(s) _____

State activities exempted from licensing requirement _____

Exemption order number _____

In addition to the above, if the proposed transferee has applied for any *electricity licence(s)*, and/or is seeking to rely on other exemption(s), please state details below:

15. Name of the proposed transferee _____
 Company registration number _____
 Registered address _____

16. Is the proposed transferee a *participation applicant*? Yes No
Is the proposed transferee a *market participant*? Yes No
 Is the proposed transferee a *suspended market participant*? Yes No

17. The proposed transferee's wholesale electricity settlement account number, (if available)

18. Does the proposed transferee hold any derogation relevant to the facility? If yes, please attach details of derogation.
 Yes No

19. Designated *dispatch coordinator* for the facility (to be effective on transfer of registration)

20. Designated *dispatch coordinator* contacts for the facility (to be effective on transfer of registration):

	Main Contact	Alternate contact
Full Name & Designation		
Contact Numbers		
Email Address		
Hand phone Nos.		

Fax Nos.		
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D. STANDING OFFER DATA

The proposed transferee must provide a *standing offer* for each class of *reserve* that is provided from the *load registered facility*. Each such *standing offer* shall only be effective on and from the effective date of the transfer of registration of that facility. Each such *standing offer* for that facility must be submitted to the *EMC* in the data format required by and in accordance with the *EMC's* Market Operations Market Manual on Standing Offers, Offer Variations and Standing Data (Chapter 6 of the Market Rules).

E. SUPPORTING DOCUMENTS REQUIRED

The proposed transferee must provide to the transferor and the transferor must attach the following documents, when filing this form with the EMC:

- a certified true copy of the *connection agreement* between the proposed transferee and the *transmission licensee* with respect to the *load registered facility*, which registration is sought to be transferred under this form.
 - an original duly completed and executed Certificate and Undertaking from the proposed transferee (substantially in the form and on the terms prescribed in **Appendix A** of this form) for the *load registered facility*, which registration is sought to be transferred under this form.
- =====

F. COVENANT AND DECLARATION OF THE TRANSFEROR TO THE EMC

We, the undersigned transferor, having read and fully understood the *market rules*, the terms of this form, the applicable *market manuals*, the *system operation manual*, the *Electricity Act*, and any other applicable laws, codes, rules, procedures or policies that are relevant to or regulate the *wholesale electricity markets* (collectively the 'Regulations'), and/or having had the benefit of relevant independent advice, hereby request to transfer the registration of our *load registered facility* to and in favour of the proposed transferee, as stated in this form.

We hereby agree to be bound by, and to comply with, all the Regulations which may be applicable to us, the request for transfer of registration herein, the facility and our participation in the relevant *wholesale electricity markets*.

We further hereby declare that the information provided by us (or on our behalf) in or in connection with this form is true, complete and accurate and not misleading or omitting any material particular (to the best of our knowledge, information and belief after having carried out all necessary due diligence to determine the same) and hereby covenant to be subject to any sanctions, penalties or orders as may be imposed by the relevant authorities/parties under the Regulations, in the event that such information is found to be untrue, misleading or inaccurate in any material particular.

We hereby undertake to immediately notify the EMC of any change to any information provided in relation to the request for transfer of registration herein.

We further hereby covenant to be legally bound by the relevant dispute resolution provisions under the *market rules* and any applicable *market manual*, in the event that this request for transfer of registration is denied and a dispute arises from such unsuccessful request.

We confirm and acknowledge that the information provided by us (or on our behalf) in or in connection with this form may need to be disclosed, communicated or exchanged by the EMC to or with other parties, including but not limited to the *Authority*, the *PSO* and the *market support services licensee*, as necessary, desirable or expedient for the purposes of processing this form under the Regulations and we hereby consent to such disclosure, communication or exchange.

Signed for and on behalf of _____
(Name of the transferor)

Signature: _____

Name of officer: _____

Position/designation: _____

Date: _____

G. COVENANT AND DECLARATION OF THE PROPOSED TRANSFEREE TO THE EMC

We, the undersigned proposed transferee, having read and fully understood the *market rules*, the terms of this form, the applicable *market manuals*, the *system operation manual*, the *Electricity Act*, and any other applicable laws, codes, rules, procedures or policies that are relevant to or regulate the *wholesale electricity markets* (collectively the 'Regulations'), and/or having had the benefit of relevant independent advice, hereby request to transfer the registration of the transferor's *load registered facility* to us and in our favour, as stated in this form.

We hereby agree to be bound by, and to comply with, all the Regulations which may be applicable to us, the request for transfer of registration herein, the facility and our participation in the relevant *wholesale electricity markets*.

We further hereby declare that the information provided by us (or on our behalf) in or in connection with this form is true, complete and accurate and not misleading or omitting any material particular (to the best of our knowledge, information and belief after having carried out all necessary due diligence to determine the same) and hereby covenant to be subject to any sanctions, penalties or orders as may be imposed by the relevant authorities/parties under the Regulations, in the event that such information is found to be untrue, misleading or inaccurate in any material particular.

We hereby undertake to immediately notify the EMC of any change to any information provided in relation to the request for transfer of registration herein, including without limitation, of any change in respect of our electricity licence or exemption(s) therefrom (if any), and of any change in the status of our application for any electricity licence and/or exemption(s) therefrom (if any).

We further hereby covenant to be legally bound by the relevant dispute resolution provisions under the *market rules* and any applicable *market manual*, in the event that this request for transfer of registration is denied and a dispute arises from such unsuccessful request.

We confirm and acknowledge that the information provided by us (or on our behalf) in or in connection with this form may need to be disclosed, communicated or exchanged by the EMC to or with other parties, including but not limited to the *Authority*, the *PSO* and the *market support services licensee*, as necessary, desirable or expedient for the purposes of processing this request under the Regulations and we hereby consent to such disclosure, communication or exchange.

Signed for and on behalf of _____
(Name of the proposed transferee)

Signature: _____

Name of officer: _____

Position/designation: _____

Date: _____

H. EMC'S DISCLAIMER

Energy Market Company Pte Limited ("*EMC*") has produced this publication for use in connection with the Singapore Electricity Market. This publication is not a substitute for and should not be read in lieu of the Singapore Electricity Market Rules or any other applicable laws, codes, rules, procedures, manuals or policies that are relevant to or regulate the Singapore Electricity Market or the electricity industry. The contents of this publication do not constitute legal or business advice and should not be relied upon as a substitute for obtaining such advice.

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Any modifications or amendments to this publication shall be made in accordance with the relevant provisions of the Singapore Electricity Market Rules.

Appendix A

SAMPLE CERTIFICATE AND UNDERTAKING [To be set out on the proposed transferee's letterhead.]

CERTIFICATE AND UNDERTAKING

To: Energy Market Company Pte Ltd
(hereinafter referred to as the "EMC")

We, [■state name of the proposed transferee], refer to the Request for Transfer of Registration of Load Registered Facility submitted by [■state name of the transferor] (the "Transferor") dated [■state date] for the transfer of the registration of [■identify the relevant *facility* here] ("the Facility") as a *load registered facility* under the *market rules* and applicable *market manuals* of the EMC ("the Request").

Pursuant to the Request, we hereby confirm, certify and undertake to the EMC (with a view to the EMC relying upon our confirmations, certifications and undertakings herein in considering the Request) that:

- 1) we will have, on and from the effective date of transfer of the registration of the Facility by the EMC, operational control and authority over the Facility for the purposes of the *market rules*;
- 2) all the facilities and equipment, to which this Request relates, meet all applicable technical requirements under the *market rules*, the applicable *market manuals* and the *system operation manual*;
- 3) we have adequate qualified personnel and organisational and other arrangements that are sufficient to enable us to perform all of our functions and obligations as may be applicable to us as *market participants* under the *market rules*, the applicable *market manuals* and the *system operation manual*, including reliable services during normal and emergency situations, in respect of our participation in the *wholesale electricity market*;
- 4) we are willing and able to assume, and will assume, control of the Facility with effect on and from the effective date of transfer of registration of the Facility; and
- 5) we will comply with all provisions of the *market rules*, the applicable *market manuals* and the *system operation manual*, and any *contracted ancillary service contract*, as applicable to the Facility, as if we are the Transferor with effect on and from the effective date of transfer of registration of the Facility.

Our confirmations, certifications and undertakings herein shall be governed by and construed in accordance with the laws of the Republic of Singapore. All italicised expressions used herein shall have the same meanings respectively ascribed to them in the Singapore Electricity Market Rules of the EMC.

Signed for and on behalf of the _____
(Name of the proposed transferee)

Signature: _____

Name: _____

Designation: _____

Date: _____